

UNITED STATES PATENT AND TRADEMARK OFFICE  
Trademark Trial and Appeal Board  
P.O. Box 1451  
Alexandria, VA 22313-1451  
General Contact Number: 571-272-8500

Mailed: November 10, 2015

Opposition No. 91224304

*Gilead Sciences, Inc.*

*v.*

*Ampio Pharmaceuticals, Inc.*

**Ellen Yowell, Paralegal Specialist:**

Opposer's correspondence filed November 4, 2015 is noted.<sup>1</sup> In its communication, Opposer indicates that the service copy of the notice of opposition sent to Applicant was returned as undeliverable but the service copy sent to Applicant's counsel was not returned.

As provided in Trademark Rule 2.101(b), an opposer "must serve a copy of the opposition, including any exhibits, on the attorney of record for the applicant or, if there is no attorney, on the applicant or on the applicant's domestic representative, if one has been appointed, at the correspondence address of record in the Office."

The Board notes that Opposer included proof of service of the notice of opposition on Applicant's counsel.

---

<sup>1</sup> Opposer's correspondence fails to indicate proof of service on Applicant's counsel, as required by Trademark Rule 2.119. In order to expedite this matter, a copy of the communication can be viewed using TTABVUE at <http://ttabvue.uspto.gov>.

Opposition No. 91224304

In view thereof, deadlines remain as previously set forth in the Board's order dated October 12, 2015.