

**EXHIBIT A**



11-25-2002

U.S. Patent & TMO/c/TM Mail Rcpt Dt. #47

*Miscellaneous  
Potential  
TTAB*

BOX TTAB - NO FEE  
Docket No. 22160-0020



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

In Re Application of:

Capcom Co., Ltd )  
Serial No.: 75/320,220 )  
Filed: July 7, 1997 )  
Mark: RESIDENT EVIL DIRECTOR'S CUT )

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**REQUEST FOR RESTORATION OF JURISDICTION TO EXAMINING  
ATTORNEY TO CONSIDER REQUEST FOR RECONSIDERATION OF REFUSAL OF  
POST-PUBLICATION AMENDMENT**

On December 4, 2001, Applicant filed a Post-Publication amendment in the above-captioned application in which it disclaimed the exclusive right to use the descriptive wording "director's cut" apart from the mark as shown. The Examining Attorney refused to enter Applicant's Post-Publication Amendment. After receiving notification of the Examining Attorney's refusal, the Trademark Trial and Appeal Board ("the Board") resumed proceedings with respect to a potential opposition proceeding on March 15, 2002. A copy of the Board's Notice resuming the potential opposition proceeding is attached hereto as Exhibit A.<sup>1</sup>

Applicant believes that the Examining Attorney's refusal of the Post-Publication Amendment was in error and would like the opportunity to offer the Examining Attorney

<sup>1</sup> On August 24, 2002, the Board granted the potential opposer's request to extend time to oppose until December 10, 2002.

additional evidence that may persuade her to reconsider and withdraw the refusal. If the Post-Publication Amendment is accepted, further action in the potential opposition may be moot. Therefore, Applicant respectfully requests the Board to suspend action on the potential opposition proceeding and restore jurisdiction of the application to the Examining Attorney for consideration of Applicant's evidence in support of the disclaimer amendment. Applicant's Request for Reconsideration of Refusal of Post-Publication Amendment is attached hereto as Exhibit B.

CAPCOM CO., LTD.

Date: November 25, 2002

By: \_\_\_\_\_



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