

**UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
2900 Crystal Drive
Arlington, Virginia 22202-3513**

Mailed: January 25, 2002

Applicant: Midway Games Inc.
Serial No. 75468779
Mark: DIAMONDBACK

DONALD C KNAPP JR
WMS INDUSTRIES INC
3401 N CALIFORNIA AVE
CHICAGO IL Zip1 60618

Pauline Stewart, Legal Assistant

Sirs:

The proposed amendment filed by applicant on November 21, 2001 is noted. (A copy is enclosed for potential opposer).

The amendment requires consideration by the Trademark Examining Attorney in charge of this case. Accordingly, the application file is being forwarded to the Examining Attorney for consideration of the proposed amendment.

Pursuant to a request for extension of time to oppose granted January 23, 2002, the potential opposer herein, AZPB Limited Partnership, has been allowed until **3/15/02** in which to file an opposition to this application. Inasmuch as the filing of the amendment occurred prior to the expiration of potential opposer's extension of time to oppose, the filing of the amendment served to suspend the running of the extension period.

After the Examining Attorney has acted on the amendment, either by approving it for entry or by telephoning the applicant, explaining why the amendment cannot be approved, and placing a record of the telephone call in the file, the application should be returned (through the Photocomp Coordinator at the Publication and Issue Section) to the Board; proceedings with respect to the potential opposition will be resumed; and further appropriate action will be taken with respect thereto.