


CERTIFICATE OF MAILING

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE WITH SUFFICIENT POSTAGE AS FIRST-CLASS MAIL IN AN ENVELOPE ADDRESSED TO **BOX TTAB, NO FEE, ASSISTANT COMMISSIONER FOR TRADEMARKS, 2900 CRYSTAL DRIVE, ARLINGTON, VA 22202-3513**, ON OCTOBER 18, 2002.

NAME: KIMBERLY FLAHERTY

SIGNATURE: Kimberly Flaherty

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

In the Matter of Serial No. : 76/072712	 10-21-2002 U.S. Patent & TMO/c/TM Mail Rcpt Dt. #34
Applicant : Xenogen Corporation	
Publication Date : December 25, 2001	
Mark : XENOGEN	
Classes : 35, 37 and 42	

Box TTAB, NO FEE
Assistant Commissioner for Trademarks
2900 Crystal Drive
Arlington, VA 22202-3513

**SIXTH REQUEST FOR EXTENSION OF TIME
TO FILE NOTICE OF OPPOSITION**

Dear Sir or Madam:

Xenotech, Inc., a Delaware corporation having its principal place of business at 6701 Kaiser Drive, Fremont, CA 94555, by and through its attorneys, hereby requests that the Board grant a thirty (30) day extension of time to file a Notice of Opposition, through November 20, 2002, in the above-identified matter.

The extension is necessary in order for Xenotech, Inc. to investigate and evaluate the necessity of filing a Notice of Opposition and is not made for the purpose of delay.

Stephanie K. Wade, counsel for Applicant, granted consent to this extension in a telephone conversation with Beth M. Goldman of Heller Ehrman White & McAuliffe LLP on October 18, 2002.

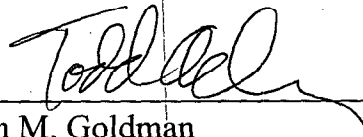
This request is being submitted in triplicate as required by 37 C.F.R. § 2.102(d).

Dated: October 18, 2002

Respectfully submitted,

HELLER EHRMAN WHITE & McAULIFFE LLP

By:



Beth M. Goldman
Todd E. Adler
333 Bush Street
San Francisco, CA 94104-2878
(415) 772-6881

CERTIFICATE OF SERVICE

I hereby certify that I served a copy of the foregoing SIXTH REQUEST FOR EXTENSION OF TIME TO FILE NOTICE OF OPPOSITION upon Applicant's counsel by depositing one copy thereof in a sealed envelope in the United States mail, first-class, on October 18, 2002, addressed as follows:


Stephanie K. Wade, Esq.
Dickstein Shapiro Morin & Oshinsky LLP
2101 L Street NW
Washington, DC 20037

Dated: October 18, 2002



Kimberly Flaherty

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

In the Matter of Serial No. : 76/072712 Applicant : Xenogen Corporation Publication Date : December 25, 2001 Mark : XENOGEN Classes : 35, 37 and 42	 10-21-2002 <small>U.S. Patent & TMO/c/TM Mail Rcpt Dt. #34</small>
--	--

Box TTAB, NO FEE
 Assistant Commissioner for Trademarks
 2900 Crystal Drive
 Arlington, VA 22202-3513

TRANSMITTAL LETTER

Dear Sir or Madam:

We are attorneys representing Xenotech, Inc. Enclosed are an original and two copies of a **Sixth Request for Extension of Time To File Notice of Opposition** filed by Xenotech, Inc.


Please address all correspondence to me at the address below. Please stamp the enclosed self-addressed postcard to evidence your receipt of this document.

Dated: October 18, 2002

Respectfully submitted,

HELLER EHRMAN WHITE & McAULIFFE LLP

By: _____


 Beth M. Goldman
 Todd E. Adler
 333 Bush Street
 San Francisco, CA 94104-2878
 (415) 772-6881