

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, COMMISSIONER FOR TRADEMARKS, 2900 CRYSTAL DRIVE, ARLINGTON, VA 22202-3514**, ON JUNE 12, 2003.

NAME: BETH M. GOLDMAN

SIGNATURE: 

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

In the Matter of	
Serial No. :	76/072,712
Applicant :	Xenogen Corporation
Publication Date :	December 25, 2001
Mark :	XENOGEN
Classes :	35, 37 and 42

Box TTAB, NO FEE
Commissioner for Trademarks
2900 Crystal Drive
Arlington, VA 22202-3514

**THIRTEENTH 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 July 18, 2003, in the above-identified matter.

The parties are continuing to review a possible settlement agreement and hope to conclude negotiations shortly.

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 June 10, 2003.

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

Dated: June 12, 2003

Respectfully submitted,

HELLER EHRMAN WHITE & McAULIFFE LLP

By: 

Beth M. Goldman

Todd E. Adler

333 Bush Street

San Francisco, CA 94104-2878

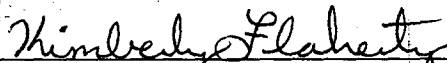
(415) 772-6881

CERTIFICATE OF SERVICE

I hereby certify that I served a copy of the foregoing THIRTEENTH 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 June 12, 2003, addressed as follows:

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

Dated: June 12, 2003

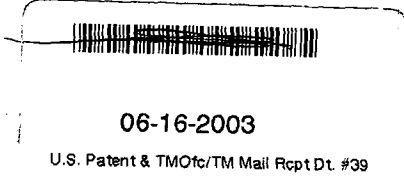


Kimberly Flaherty

TTAB

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
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TRANSMITTAL LETTER

Dear Sir or Madam:

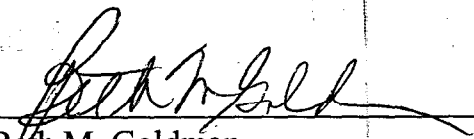
We are attorneys representing Xenotech, Inc. Enclosed are an original and two copies of an **Thirteenth Request for Extension of Time To File Notice of Opposition** filed by Xenotech, Inc.

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: June 12, 2003

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