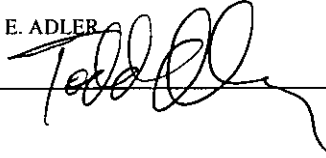


CERTIFICATE OF MAILING


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 JANUARY 7, 2004.

NAME: TODD E. ADLER

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	 01-09-2004 U.S. Patent & TMO/TM Mail Rcpt Dt. #22
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Box TTAB, NO FEE
Commissioner for Trademarks
2900 Crystal Drive
Arlington, VA 22202-3514

**SEVENTEENTH 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 ninety (90) day extension of time to file a Notice of Opposition, through April 13, 2004, in the above-identified matter.

This extension is with consent. The parties executed a settlement agreement on November 6, 2003. Pursuant to that agreement, Applicant submitted an amendment to the application. In the agreement between the parties, each party consents to all necessary extensions until the PTO approves the amendment to the application. Stephanie Wade, counsel for Applicant, affirmed applicant's ongoing consent under the agreement in an email dated December 19, 2003.

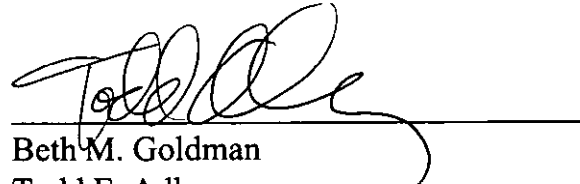
This request is being submitted in triplicate as required by 37 C.F.R. § 2.102(d).

Dated: January 7, 2004

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 SEVENTEENTH 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 January 7, 2004, addressed as follows:

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


Dated: January 7, 2004



Kimberly Flaherty

ttab

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

In the Matter of Serial No. : 76/072,712	 01-09-2004 U.S. Patent & TMO/c/TM Mail Rcpt Dt. #22
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

TRANSMITTAL LETTER

Dear Sir or Madam:

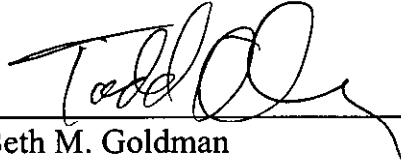
We are attorneys representing Xenotech, Inc. Enclosed are an original and two copies of an **Seventeenth Request for Extension of Time To File Notice of Opposition** filed by Xenotech, Inc.

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: January 7, 2004

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