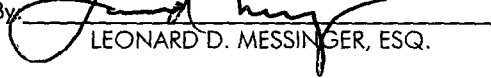


TTAB

01-09-2003

U.S. Patent & TMOfc/TM Mail Rcpt Dt. #7C

I hereby certify that this correspondence is being deposited in an envelope VIA EXPRESS MAIL NO. EL590178833US addressed to: Commissioner for Trademarks, BOX TTAB - FEE, 2900 Crystal Drive, Arlington, Virginia 22202-3513 on January 9, 2003, 2002.

By:   
LEONARD D. MESSINGER, ESQ.

**TRADEMARK**  
Docket No. ATOPH-57648

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

In Re Application of:	)	
	)	Examining Attorney: Michael Souders
<b>ATOPIX PHARMACEUTICALS CORP.</b>	)	
	)	Law Office: 115
Serial No. 76/282,224	)	
	)	
Mark: <b>ATOPIX and Design (Triangle in Sheild)</b>	)	
	)	
Filing Date: July 9,2001	)	
	)	
International Class: 5	)	
	)	

33 JAN 16 AM 9:31  
TRADEMARK TRIAL AND APPEAL BOARD

**BOX TTAB - FEE**  
Commissioner for Trademarks  
2900 Crystal Drive  
Arlington, Virginia 22202-3513

**NOTICE OF APPEAL**

To the Trademark Trial and Appeal Board:

~~01/14/2003 TSMITH 00000047 76282224 100.00 OP~~  
~~01 FC:6483~~

Applicant appeals to the Trademark Trial and Appeal Board from the Trademark

01/14/2003 TSMITH 00000047 76282224  
01 FC:6483 100.00 OP

TRADEMARK  
Docket No. ATOPH-57648

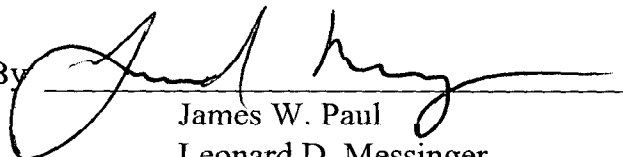
Examining Attorney's July 9, 2002 office action refusing registration of the above-identified trademark. Applicant notes that it has, on January 9, 2003, further amended the identification of the goods, in response to the July 9, 2002 Office Action and believes the amendment should remove the basis for the Examining Attorney's refusal to register.

The appeal fee required in Rule 2.6(a) (18) is enclosed.

Respectfully submitted,  
FULWIDER PATTON LEE & UTECHT, LLP

Date: January 9, 2003

By



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