

ESTTA Tracking number: **ESTTA310707**

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

Application Serial No.	77510528
Applicant	Phalanx Biotech Group, Inc.

Notice of Appeal

Notice is hereby given that Phalanx Biotech Group, Inc. appeals to the Trademark Trial and Appeal Board the refusal to register the mark depicted in Application Serial No. 77510528.

Applicant has filed a request for reconsideration of the refusal to register, and requests suspension of the appeal pending consideration of the request by the Examining Attorney.

The refusal to register has been appealed as to the following classes of goods/services:

- Class 001. First Use: 2002/06/30 First Use In Commerce: 2002/06/30
All goods and services in the class are appealed, namely: Biological (protein, DNA, or cell) microarrays; medical reagents for scientific research use
- Class 005. First Use: 2002/06/30 First Use In Commerce: 2002/06/30
All goods and services in the class are appealed, namely: Laboratory device, namely, biochips for the identification and detection of biological material from a sample; medical (diagnostic) reagents for testing use
- Class 009. First Use: 2002/06/30 First Use In Commerce: 2002/06/30
All goods and services in the class are appealed, namely: Biochemical analyzers for use with biological microarrays, namely diagnostic detection unit comprised of an assay, reader, analysis software and database management software for use in biopharmaceutical research
- Class 042. First Use: 2002/06/30 First Use In Commerce: 2002/06/30
All goods and services in the class are appealed, namely: Providing temporary use of non-downloadable computer software for chemical screening analysis and medical research using biological microarrays

Respectfully submitted,
/Geoffrey T. Staniford/
10/09/2009

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