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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN THE MATTER OF

Application N^o: 78-209,649

Filed: January 31, 2003

By: NPS Pharmaceuticals, Inc.

Published: September 16, 2003

Trademark: OSTACT

Class: 5

CERTIFICATE OF MAILING UNDER 37 CFR 1.8
 I hereby certify that this paper or fee is being deposited with the United States Postal Service as first class mail pursuant to 37 CFR 1.8 on the date indicated below addressed to:
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January 13, 2004
 (Date of deposit)

Marsha G. Ajhar
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Assistant Commissioner for Trademarks
 2900 Crystal Drive
 Arlington, Virginia 22202



01-16-2004

U.S. Patent & TMO/TM Mail Rcpt Dt. #64

MOTION ON CONSENT FOR EXTENSION OF TIME TO FILE A NOTICE OF OPPOSITION

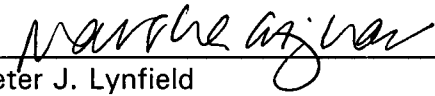
Ligand Pharmaceuticals, Inc., a corporation organized and existing under the laws of the State of Delaware, with a place of business at 10275 Science Center Drive, San Diego, California 92121, hereby requests an additional sixty (60) day extension of the opposition period for the above-captioned application from January 14, 2004 to and including **March 14, 2004**.

This extension of time is not requested merely for purposes of delay. Potential Opposer has contacted Applicant's counsel regarding a possible amicable resolution to the potential dispute and remains cautiously optimistic that instituting formal opposition proceedings may not be necessary provided the potential parties have some additional time to discuss alternatives.

Counsel for Applicant, Michael E. Mangelson, Esq., has consented to the extension of time sought hereby. This request is submitted in triplicate pursuant to 37 C.F.R. 2.102(d).

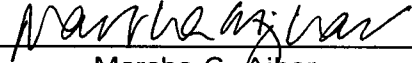
Respectfully submitted,

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Ligand Pharmaceuticals, Inc.*

By: 
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CERTIFICATE OF SERVICE

I hereby certify that a true copy of the foregoing MOTION ON CONSENT FOR EXTENSION OF TIME TO FILE A NOTICE OF OPPOSITION was served upon Michael E. Mangelson, Esq., Steel Rives LLP, 201 South Main Street, Salt Lake City, Utah 84111-4904, by first class mail, postage prepaid, this 13th day of January, 2004.



Marsha G. Ajar