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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: Commissioner for Trademarks, 2900 Crystal Drive, Arlington, Virginia 22202.
March 11, 2004 (Date of deposit)
Marsha G. Ajhar (Print/type name of person signing Certificate)
Marsha G. Ajhar (Signature)

Assistant Commissioner for Trademarks
2900 Crystal Drive
Arlington, Virginia 22202



03-15-2004

U.S. Patent & TMOtc/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 March 14, 2004 to and including May 13, 2004.

This extension of time is not requested merely for purposes of delay. Potential Opposer's counsel is conferring with 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 in a telephone conversation with the undersigned. 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., Stoel Rives LLP, 201 South Main Street, Salt Lake City, Utah 84111-4904, by first class mail, postage prepaid, this 11th day of March, 2004.



Marsha G. Ajhar