

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

<b>CERTIFICATE OF MAILING</b>	
I hereby certify that this paper is being deposited with the United States Postal Service as First Class mail in an envelope addressed to: Box NO FEE, Commissioner for Trademarks, 2900 Crystal Drive, Arlington, VA 22202-3514, on:	
Date of Mailing:	<u>Aug 2, 2004</u>
Printed Name of Depositor:	<u>ANGELA EVANS</u>
Signature of Depositor:	<u><i>Angela Evans</i></u>
Date of Signing:	<u>Aug 2, 2004</u>

<b>APPLICANT:</b>	SelectMark, Inc.
<b>MARK:</b>	BIG APPLE PHYSICAL THERAPY
<b>SERIAL NO:</b>	<del>76529831</del> 91161000
<b>FILING DATE:</b>	July 16, 2003
<b>PUBLICATION DATE:</b>	May 25, 2004
<b>EXAMINING ATTORNEY:</b>	Howard B. Levine
<b>LAW OFFICE:</b>	115

Box **RESPONSES NO FEE**  
Commissioner for Trademarks  
2900 Crystal Drive  
Arlington, VA 22202-3514

**Express Abandonment of Application**

Dear Commissioner:

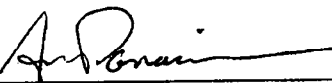
In response to Opposition No 91161000 filed with the Patent and Trademark Office Trademark Trial and Appeal Board in regard to the above referenced service mark Application, Applicant hereby expressly abandons the above-referenced Application to register the mark *BIG APPLE PHYSICAL THERAPY* pursuant to Trademark Rule 2.68, 37 C.F.R. Section 2.68.



08-06-2004  
U.S. Patent & TMO/TM Mail Rcpt Dt. #64

Respectfully submitted,

SELECTMARK, INC.

By: 

Name: Andrew T. Panaccione

Title: Vice President

Address: Suite 232, 103 Foulk Road, Wilmington, DE 19803

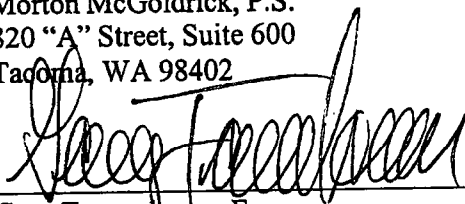
Phone: 302-575-0603

Dated: July 30, 2004

### CERTIFICATE OF SERVICE

I hereby certify that a true and complete copy of the foregoing Express Abandonment of Application on Mr. Christopher E. Allen, Esq., attorney for plaintiff in opposition, Apple Physical Therapy, P.S., by mailing said copy on July 30, 2004, via First Class Mail, post prepaid, to:

Christopher E. Allen, Esq.  
Morton McGoldrick, P.S.  
820 "A" Street, Suite 600  
Tacoma, WA 98402



Gary Tannenbaum, Esq.

Attorney for Applicant/Defendant

Date: July 30, 2004