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Our File No.: 4255860017

March 27, 2006

TTAB

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Commissioner for Trademarks
BOX TTAB
P.O. Box 1451
Alexandria, VA 22313-1451

Re: Opposition No. 91169167
Application Serial No. 76/568,989
Applicant: Bavarian Nordic A/S
Opposer: Sanofi-Aventis
Our Ref.: 4255860017

Dear Sir/Madam:

Enclosed please find the following documents in connection with the above-identified matter:

- Applicant's Answer to the Notice of Opposition
- Certificate of Service

The Commissioner is hereby authorized to charge any fees required for filing this Answer and credit any overpayments, to Deposit Account No. 19-5127. Please refer to our attorney reference number (4255860017) in connection with any charges to this deposit account for the above-identified matter. A duplicate of this letter is submitted for this purpose.

Sincerely yours,

Edward A. Pennington
Partner



03-27-2006

U.S. Patent & TMO/TM Mail Rcpt Dt. #10

AFFIRMATIVE DEFENSES

1. The opposition is barred, and Opposer is entitled to no relief, due to laches.
2. The opposition is barred by estoppel.
3. The opposition is barred by acquiescence.
4. The applied-for mark IMVANEX is not confusingly similar to Opposer's mark

IMPLAVEX.

WHEREFORE, Applicant respectfully requests that:

- A. Opposition No. 91169167 be dismissed with prejudice;
- B. Application Serial No. 76/568,989 for the mark "IMVANEX" be passed to registration; and
- C. Such other relief as is deemed just and proper.

Respectfully submitted,

BINGHAM MCCUTCHEN LLP

Dated: March 27, 2006

By: 

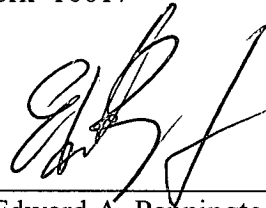
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CERTIFICATE OF SERVICE

The undersigned, counsel for Applicant, Bavarian Nordic A/S, hereby certifies under penalty of perjury that a true and correct copy of the attached Applicant's Answer to the Notice of Opposition, has been served this 27th day of March, 2006, by pre-paid and first class mail on the following counsel for Opposer:

Susan Upton Douglass, Esq.
FROSS ZELNICK LEHRMAN & ZISSU, P.C.
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New York, New York 10017



Edward A. Pennington, Esq.