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Filing date: **07/09/2007**

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

Proceeding	92047119
Party	Defendant Alacer Corporation Alacer Corporation 19631 Pauling Foothill Ranch, CA 92610
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Submission	Other Motions/Papers
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Date	07/09/2007
Attachments	notice.PDF ( 1 page )(42437 bytes )

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

Bernie M. Landes and Zila, Inc.  Petitioners,  v.  Alacer Corporation,  Registrant	Cancellation No. 92047119  Reg. No. 2,616,360  Mark: EMER'GEN-C and design  Registration Date: September 10, 2002
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**REGISTRANT'S NOTICE OF CORRECTION REGARDING FILING OF MOTION TO  
DISMISS FOR FAILURE TO STATE A CLAIM UPON WHICH RELIEF CAN BE  
GRANTED**

Registrant respectfully submits this notice of correction regarding the "Motion to Dismiss for Failure to State a Claim Upon Which Relief Can be Granted," which was initially erroneously filed without the "Proof of Service" page. Registrant's Motion to Dismiss for Failure to State a Claim Upon Which Relief Can be Granted should include a last page (page 11) which is the Proof of Service. Registrant has filed the corrected Motion to Dismiss with the Trademark Trial and Appeal Board through ESTTA on July 9, 2007 and an acknowledgement of receipt of the Motion was emailed to Registrant's attorney on July 9, 2007 at 6:04 p.m. PDT.

Dated: July 9, 2007

Respectfully Submitted,

Alacer Corporation,



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