

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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ASSOCIATION FOR MOLECULAR  
PATHOLOGY, et al., :

Plaintiffs, :

v. :

UNITED STATES PATENT AND TRADEMARK  
OFFICE, et al., :

Defendants. :

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: NOTICE OF MOTION

: 09 Civ. 4515 (RWS)

PLEASE TAKE NOTICE that, upon the pleadings, and the accompanying memorandum of law, defendant United States Patent and Trademark Office (“USPTO”) will move this Court before the Honorable Robert E. Sweet, United States District Judge, United States Courthouse, 500 Pearl Street, New York, New York 10007, on August 12, 2009, at 12:00 noon, for an order pursuant to Rule 12(b)(1) and 12(b)(6) of the Federal Rules of Civil Procedure dismissing plaintiffs’ complaint as against the USPTO and for such other relief against as is just and proper.

Dated: New York, New York  
July 13, 2009

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Trademark Office

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