PTO Form 1553 (Rev 9/2005)
OMB No. 0651-0054 (Exp. 09/30/2011)

Trademark/Service Mark Statement of Use
(15 U.S.C. Section 1051(d))

The table below presents the data as entered.

Input Field	Entered
SERIAL NUMBER	78670975
LAW OFFICE ASSIGNED	LAW OFFICE 106
NOTICE OF ALLOWANCE	YES
EXTENSION OF USE	YES
REQUEST TO DIVIDE	NO
MARK SECTION	
STANDARD CHARACTERS	YES
USPTO-GENERATED IMAGE	YES
LITERAL ELEMENT	NANOMEGA
OWNER SECTION (no change)	
ATTORNEY SECTION (current)	
NAME	Harris F. Brotman
FIRM NAME	BioPharma Scientific, Inc.
STREET	9010 Kenamar Drive, Suite 101
CITY	San Diego
STATE	California
POSTAL CODE	92121
COUNTRY	United States
PHONE	858-622-9493
FAX	858-622-1846
EMAIL	hbrotman@biopharmasci.com
ATTORNEY DOCKET NUMBER	BPI-23TM
ATTORNEY SECTION (proposed)	
NAME	Timothy M. Brown
FIRM NAME	BioPharma Scientific, Inc.
STREET	9010 Kenamar Drive, Suite 101
CITY	San Diego
STATE	California
POSTAL CODE	92121
COUNTRY	United States

PHONE	858-622-9493
FAX	858-622-1846
EMAIL	tbrown@stemedica.com
ATTORNEY DOCKET NUMBER	BPI-23TM
GOODS AND/OR SERVICES SECTION	
INTERNATIONAL CLASS	001
CURRENT IDENTIFICATION	Fatty acids and Omega-3 fatty acids for use as a food additive
GOODS AND/OR SERVICES	DELETE ENTIRE CLASS
INTERNATIONAL CLASS	005
CURRENT IDENTIFICATION	Nutraceuticals for use as a dietary supplement, vitamins, dietary and nutritional supplements; Nutraceuticals for use as a dietary supplement, vitamins, dietary and nutritional supplements all containing Omega-3; nutritional additives for use in foods
GOODS OR SERVICES DELETED FROM THE APPLICATION OR INCLUDED IN A SEPARATE REQUEST TO DIVIDE	Nutritional additives for use in foods
GOODS OR SERVICES IN USE IN COMMERCE	Nutraceuticals for use as a dietary supplement, vitamins, dietary and nutritional supplements; Nutraceuticals for use as a dietary supplement, vitamins, dietary and nutritional supplements all containing Omega-3
FIRST USE ANYWHERE DATE	04/07/2008
FIRST USE IN COMMERCE DATE	04/07/2008
SPECIMEN FILE NAME(S)	\\TICRS\EXPORT2\IMAGEOUT2 \786\709\78670975\xml1\SOU0002.JPG
SPECIMEN DESCRIPTION	Product label
PAYMENT SECTION	
NUMBER OF CLASSES	1
SUBTOTAL AMOUNT	100
TOTAL AMOUNT	100
SIGNATURE SECTION	
SIGNATURE	/timothy m. brown/
SIGNATORY'S NAME	Timothy M. Brown
SIGNATORY'S POSITION	Attorney of record
DATE SIGNED	08/01/2008
FILING INFORMATION	
SUBMIT DATE	Fri Aug 01 20:50:00 EDT 2008
TEAS STAMP	USPTO/SOU-XXX.XX.XXX.XX-20080801205000249949-78670975-400ea16e313e18a760d2a928a541d95a8e-CC-3764-20080801202217571248

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Trademark/Service Mark Statement of Use
(15 U.S.C. Section 1051(d))

To the Commissioner for Trademarks:

MARK: NANOMEGA
SERIAL NUMBER: 78670975

This Allegation of Use is being filed after a Notice of Allowance has issued.
An Extension of Time form is being filed with the Allegation of Use.

The applicant, BioPharma Scientific, Inc., having an address of 9010 Kenamar Drive, Suite 101, San Diego, California United States 92121, is using or is using through a related company or licensee the mark in commerce on or in connection with the goods and/or services as follows:

For International Class 001:
Current identification: Fatty acids and Omega-3 fatty acids for use as a food additive

This **entire class** is to either be **deleted** from the application OR **processed according to a separately filed Request to Divide**.

For International Class 005:
Current identification: Nutraceuticals for use as a dietary supplement, vitamins, dietary and nutritional supplements; Nutraceuticals for use as a dietary supplement, vitamins, dietary and nutritional supplements all containing Omega-3; nutritional additives for use in foods

The applicant, or the applicant's related company or licensee, is using the mark in commerce on or in connection with all goods and/or services listed in the application or Notice of Allowance, except the following: Nutritional additives for use in foods.

The following is proposed as the complete final identification once the specific good(s) or service(s) identified above is deleted: Nutraceuticals for use as a dietary supplement, vitamins, dietary and nutritional supplements; Nutraceuticals for use as a dietary supplement, vitamins, dietary and nutritional supplements all containing Omega-3. The mark was first used by the applicant, or the applicant's related company, licensee, or predecessor in interest at least as early as 04/07/2008, and first used in commerce at least as early as 04/07/2008, and is now in use in such commerce. The applicant is submitting one specimen for the class showing the mark as used in commerce on or in connection with any item in the class, consisting of a(n) Product label.
Specimen File1

The applicant hereby appoints Timothy M. Brown of BioPharma Scientific, Inc., 9010 Kenamar Drive, Suite 101, San Diego, California United States 92121 to submit this Trademark/Service Mark Statement of Use on behalf of the applicant. The attorney docket/reference number is BPI-23TM.

A fee payment in the amount of $100 will be submitted with the form, representing payment for 1 class.

Declaration

Applicant requests registration of the above-identified trademark/service mark in the United States Patent and Trademark Office on the Principal Register established by the Act of July 5, 1946 (15 U.S.C. Section 1051 et seq., as amended). Applicant is the owner of the mark sought to be registered, and is using the mark in commerce on or in connection with the goods/services identified above, as evidenced by the attached specimen(s) showing the mark as used in commerce.

The undersigned being hereby warned that willful false statements and the like are punishable by fine or imprisonment, or both, under 18 U.S.C. Section 1001, and that such willful false statements and the like may jeopardize the validity of this document, declares that he/she is properly authorized to execute this document on behalf of the Owner; and all statements made of his/her own knowledge are true and that all statements made on information and belief are believed to be true.

Signature: /timothy m. brown/ Date Signed: 08/01/2008
Signatory's Name: Timothy M. Brown

Signatory's Position: Attorney of record

Mailing Address:
BioPharma Scientific, Inc.

9010 Kenamar Drive, Suite 101
San Diego, California 92121

Mailing Address:
BioPharma Scientific, Inc.

9010 Kenamar Drive, Suite 101
San Diego, California 92121

RAM Sale Number: 3764
RAM Accounting Date: 08/04/2008

Serial Number: 78670975
Internet Transmission Date: Fri Aug 01 20:50:00 EDT 2008
TEAS Stamp: USPTO/SOU-XXX.XX.XXX.XX-2008080120500024
9949-78670975-400ea16e313e18a760d2a928a5
41d95a8e-CC-3764-20080801202217571248

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