

BIOTX.060T

TRADEMARK/SERVICE MARK

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
APPLICATION FOR TRADEMARK REGISTRATION UNDER SECTION 1(b)
PRINCIPAL REGISTER

Mark : PRODEGY

Int. Classes: 5, 42 and 44

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

Dear Sir or Madam:

The Applicant is:

BioTheryX, Inc.,
a Delaware corporation,
5871 Oberlin Drive, Suite 100, San Diego, California 92121.

Applicant has, and had as of the filing date of this application, a bona fide intention to use, or use through a related company or licensee, the trademark shown in the accompanying drawing in commerce on or in connection with the following goods and services: MEDICAL, BIOLOGICAL AND PHARMACEUTICAL PREPARATIONS FOR SCIENTIFIC, RESEARCH, MEDICAL OR PHARMACEUTICAL USE; PHARMACEUTICAL PREPARATIONS FOR RESTORING PROTEIN LEVELS TO TREAT DISEASES RELATED TO ABERRANT PROTEIN EXPRESSION; PROTEIN ARRAYS FOR MEDICAL DIAGNOSIS PURPOSES in Class 5; TESTING, INSPECTION, RESEARCH, OR DEVELOPMENT OF PHARMACEUTICAL PREPARATIONS; PROVIDING AN ON-LINE SEARCHABLE DATABASE; DRUG SCREENING FOR SCIENTIFIC RESEARCH PURPOSES; MEDICAL LAB SERVICES; GENETIC SERVICES; PROVIDING AN ON-LINE SEARCHABLE DATABASE FEATURING PROTEIN MOLECULES; PROVIDING ON-LINE NON-DOWNLOADABLE SOFTWARE PROGRAM FOR USE IN THE DISCOVERY AND DEVELOPMENT OF TARGETED PROTEINS USED TO DEVELOP TREATMENTS FOR DISEASES; PROVIDING ON-LINE NON-DOWNLOADABLE SOFTWARE PROGRAM FOR USE IN THE DISCOVERY AND DEVELOPMENT OF

TARGETED PROTEINS USED TO DEVELOP MEDICINES; PROVIDING ON-LINE NON-DOWNLOADABLE SOFTWARE PROGRAM FOR IDENTIFYING, SEARCHING, AND SCREENING PROTEIN MOLECULES; PROVIDING ON-LINE NON-DOWNLOADABLE SOFTWARE PROGRAM FOR SEARCHING WITHIN A LIBRARY OF PROTEIN MOLECULES; PROVIDING MEDICAL AND SCIENTIFIC RESEARCH INFORMATION; CONSULTING SERVICES IN THE FIELD OF GENETIC SCIENCE in Class 42; MEDICAL SERVICES; PROVIDING AN ON-LINE SEARCHABLE DATABASE; MEDICAL ANALYSIS SERVICES FOR DIAGNOSTIC AND TREATMENT PURPOSES PROVIDED BY MEDICAL LABORATORIES; PROVIDING INFORMATION IN THE FIELD OF MEDICINE OR CANCER TREATMENT AND DIAGNOSIS; PROVIDING MEDICAL INFORMATION; DRUG SCREENING FOR MEDICAL PURPOSES; GENETIC TESTING FOR MEDICAL PURPOSES; GENETIC COUNSELING in Class 44; and requests that the mark be registered in the United States Patent and Trademark Office on the Principal Register established by the Act of July 5, 1946 (15 U.S.C. § 1051, et seq., as amended).

POWER OF ATTORNEY

Applicant hereby appoints Stacey R. Halpern and John B. Sganga, Jr., Edward A. Schlatter, Gerard von Hoffmann, Joseph R. Re, Catherine J. Holland, Jeffrey L. Van Hoosear, Daniel E. Altman, Lynda J. Zadra-Symes, William H. Shreve, Stephen C. Jensen, Steven J. Nataupsky, Paul A. Stewart, Joseph F. Jennings, Craig S. Summers, Ronald J. Schoenbaum, John R. King, Adeel S. Akhtar, David N. Weiss, Douglas G. Muehlhauser, Lori Lee Yamato, Michael K. Friedland, Jon W. Gurka, Joseph M. Reisman, Michael L. Fuller, Paul N. Conover, Robert J. Roby, Sabin H. Lee, Karoline A. Delaney, William R. Zimmerman, Eric S. Furman, Susan M. Natland, Rabinder N. Narula, Bruce S. Itchkawitz, John M. Grover, Irfan A. Lateef, Amy Christensen Chun, Mark J. Gallagher, Brian C. Horne, Payson LeMeilleur, Sheila N. Swaroop, Benjamin A. Katzenellenbogen, Andrew N. Merickel, Linda H. Liu, James F. Herkenhoff, Andrew M. Douglas, Salima A. Merani, Jonathan A. Hyman, Curtiss C. Dosier, Joseph J. Mallon, Sean M. Murray, Christy G. Lea, Perry D. Oldham, Russell M. Jeide, Zi Y. Wong, Matthew S. Bellinger, Gregory A. Hermanson, Lauren Keller Katzenellenbogen, Ted M. Cannon, Carol Pitzel Cruz, Josué A. Villalta, Andrew I. Kimmel, Brenden Gingrich, Maria Culic Anderson, Melanie J. Seelig, Mauricio A. Uribe, Curtis R. Huffmire, Christopher L. Ross, Eli A.

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Mark: PRODEGY
Client Code: BIOTX.060T

DECLARATION

The undersigned, being hereby warned that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. § 1001, and that such willful false statements and the like may jeopardize the validity of the application or any resulting registration, declares that he/she is properly authorized to execute this application on behalf of the applicant; he/she believes the applicant to be the owner of the trademark/service mark sought to be registered, that, as of the application filing date, the mark is in use in commerce and was in use in commerce on or in connection with the specified goods and services listed in the application; and/or, if the application is being filed under 15 U.S.C. §§ 1051(b), 1126(d) or 1126(e), he/she believes applicant to be entitled to use such mark in commerce; that, as of the application filing date, applicant had and has a bona fide intention to use the mark in commerce or use through the applicant's related company or licensee the mark in commerce on or in connection with the identified goods and/or services on or in connection with the specified goods or services not yet in use as listed in the application; to the best of the signatory's knowledge and belief that the facts set forth in the application are true and correct; to the best of his/her knowledge and belief no other person, firm, corporation, or association has the right to use the mark in commerce, either in the identical form thereof or in such near resemblance thereto as to be likely, when used on or in connection with the goods/services of such other person, to cause confusion, or to cause mistake, or to deceive; that all statements made of his/her own knowledge are true and all statements made on information and belief are believed to be true and that, to the best of the signatory's knowledge, information, and belief, formed after an inquiry reasonable under the circumstances, the allegations and other factual contentions made above have evidentiary support.

BioTheryX, Inc.

Dated: 2/3/2022

By: Sahm Nasser

Name: Sahm Nasser

Title: Chief Business Officer