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U.S. Department of Commerce  
Patent and Trademark Office  
TRADEMARK

12-30-1998

U.S. Patent & TMO/TM Mail Rcpt Dt. #26

**ON FORM COVER SHEET  
MARKS ONLY**

TO: The Commissioner of Patents and Trademarks: Please record the attached original document(s) or copy(ies).

MA 12-30-98

**Submission Type**

- New
- Resubmission (Non-Recordation)  
Document ID # \_\_\_\_\_
- Correction of PTO Error  
Reel # \_\_\_\_\_ Frame # \_\_\_\_\_
- Corrective Document  
Reel # \_\_\_\_\_ Frame # \_\_\_\_\_

**Conveyance Type**

- Assignment  License
  - Security Agreement  Nunc Pro Tunc Assignment
  - Merger  Change of Name
  - Other \_\_\_\_\_
- Effective Date  
Month Day Year  
07-01-1998

**Conveying Party**

Mark if additional names of conveying parties attached  
Execution Date  
Month Day Year

Name ASTRA USA, INC.

Formerly \_\_\_\_\_

- Individual  General Partnership  Limited Partnership  Corporation  Association

Other \_\_\_\_\_

Citizenship/State of Incorporation/Organization New York

**Receiving Party**

Mark if additional names of receiving parties attached

Name ASTRA PHARMACEUTICALS, L.P.

DBA/AKATA \_\_\_\_\_

Composed of \_\_\_\_\_

Address (line 1) 725 Chesterbrook Boulevard

Address (line 2) \_\_\_\_\_

Address (line 3) Wayne Pennsylvania 19087-5677  
City State/Country Zip Code

- Individual  General Partnership  Limited Partnership  If document to be recorded is an assignment and the receiving party is not domiciled in the United States, an appointment of a domestic representative should be attached. (Designation must be a separate document from Assignment.)
- Corporation  Association
- Other \_\_\_\_\_

Citizenship/State of Incorporation/Organization Delaware

**FOR OFFICE USE ONLY**

Public burden reporting for this collection of information is estimated to average approximately 30 minutes per Cover Sheet to be recorded, including time for reviewing the document and gathering the data needed to complete the Cover Sheet. Send comments regarding this burden estimate to the U.S. Patent and Trademark Office, Chief Information Officer, Washington, D.C. 20231 and to the Office of Information and Regulatory Affairs, Office of Management and Budget, Paperwork Reduction Project (0651-0027), Washington, D.C. 20503. See OMB Information Collection Budget Package 0651-0027, Patent and Trademark Assignment Practice. DO NOT SEND REQUESTS TO RECORD ASSIGNMENT DOCUMENTS TO THIS ADDRESS.

Mail documents to be recorded with required cover sheet(s) information to:  
Commissioner of Patents and Trademarks, Box Assignments, Washington, D.C. 20231

**TRADEMARK**  
REEL: 1837 FRAME: 0604

**Domestic Representative Name and Address**

Enter for the first Receiving Party only.

Name

Address (line 1)

Address (line 2)

Address (line 3)

Address (line 4)

**Correspondent Name and Address**

Area Code and Telephone Number

Name

Address (line 1)

Address (line 2)

Address (line 3)

Address (line 4)

**Pages**

Enter the total number of pages of the attached conveyance document including any attachments.

#

**Trademark Application Number(s) or Registration Number(s)**

Mark if additional numbers attached

Enter either the Trademark Application Number or the Registration Number (DO NOT ENTER BOTH numbers for the same property).

**Trademark Application Number(s)**

**Registration Number(s)**

**Number of Properties**

Enter the total number of properties involved.

#

**Fee Amount**

Fee Amount for Properties Listed (37 CFR 3.41):

\$

Method of Payment:

Enclosed

Deposit Account

Deposit Account

(Enter for payment by deposit account or if additional fees can be charged to the account.)

Deposit Account Number:

#

Authorization to charge additional fees:

Yes

No

**Statement and Signature**

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document. Charges to deposit account are authorized, as indicated herein.

Stephanie E. Thier

Name of Person Signing



Signature

December 30, 1998

Date Signed

## ASSIGNMENT OF TRADEMARKS

WHEREAS ASTRA USA, INC. ("Assignor"), a New York corporation with offices at 50 Otis Street, Westborough, Massachusetts 01581-4500, U.S.A., has intended to use the trademarks and service marks shown in Schedule A (the "Trademarks") hereto in its pharmaceutical business, and has filed applications to register the Trademarks indicating that intention but has not yet filed any allegations of use under Section 1(c) or 1(d) of the Trademark Act (15 U.S.C. 1051(c),(d)) with respect to the Trademarks;

AND WHEREAS ASTRA PHARMACEUTICALS, L.P. ("Assignee"), a Delaware limited partnership with offices at 725 Chesterbrook Boulevard, Wayne, Pennsylvania 19087-5677, has as of July 1, 1998 acquired from Assignor certain assets and property used in Assignor's business and is desirous of acquiring the Trademarks, together with the applications for registration of the Trademarks shown in Schedule A hereto (the "Applications"), any other registrations and applications for registration of the Trademarks, and the goodwill of the business symbolized by the Trademarks.

AND WHEREAS Assignee is succeeding to the portion of the Assignor's business to which the Trademarks pertain, as required by Section 10 of the Trademark Act (15 U.S.C. 1060);

NOW THEREFORE, for good and valuable consideration, receipt of which is hereby acknowledged, and intending to be legally bound, Assignor hereby assigns to Assignee all right, title and interest in and to the Trademarks, together with the Applications, any other registrations and applications for registration of the Trademarks shown in Schedule A, and the goodwill of the business symbolized by the Trademarks, in and to all income, royalties, damages and payments now or hereafter due or payable with respect thereto and in and to all rights of action arising from the Trademarks, all claims for damages by reason of past, present and future infringement of the Trademarks and the right to sue and collect damages for such infringement, to be held and enjoyed by Assignee for its own use and benefit and for its successors and assigns as the same would have been held by Assignor had this assignment not been made.

Dated effective July 1, 1998

ASTRA USA, INC.

By: 

Name: THOMAS F. CLAUS, JR.

Title: Vice President &  
Secretary

# SCHEDULE A

## Intent-to-use applications:

<u>Mark</u>	<u>Serial Number</u>	<u>Filing Date</u>
XLIVING	75/181,626	October 15, 1996
AWARECARE	75/379,491	October 27, 1997



12-30-1998

U.S. Patent & TMOfc/TM Mail RcptDt. #26

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December 30, 1998

Assistant Commissioner for Trademarks  
Box Assignments  
2900 Crystal Drive  
Arlington, VA 22202-3513

Re: Recordation of assignment to ASTRA PHARMACEUTICALS, L.P.

To the Assistant Commissioner:

Enclosed for recordation is a Trademark Recordation Form Cover Sheet and corresponding attachments evidencing the assignment of trademarks from ASTRA USA, INC. to ASTRA PHARMACEUTICALS, L.P.

Please record this assignment against the intent-to-use applications listed on the attached schedule to the Recordation Cover Sheet. Please charge the filing fee of \$65.00 to Deposit Account No. 04-0475. Any underpayment can also be charged, or any refund credited, to Deposit Account No. 04-0475.

The notice of recordation should be forwarded to **Glenn A. Gundersen**, Dechert Price & Rhoads, 4000 Bell Atlantic Tower, 1717 Arch Street, Philadelphia, PA 19103-2793.

Respectfully submitted,

Stephanie E. Thier

SET: jlp  
Enclosures

**TRADEMARK**  
**REEL: 1837 FRAME: 0608**

Certificate of Mailing by Express Mail


I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail, Post Office to Addressee in an envelope addressed to Assistant Commissioner for Trademarks, Box Assignments, 2900 Crystal Drive, Arlington, VA 22202-3513, on December 30, 1998.

Stephanie E. Thier

Person signing certificate

December 30, 1998

Date of signature

  
\_\_\_\_\_  
Signature

EE694816437US

Express Mail number