

05-07-1999

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To the Honorable Commissioner of Pa

atched original documents or copy thereof



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1. Name of conveying party(ies):

Duramed Pharmaceuticals, Inc.

**MRD 5-3-99**

- Individual(s)
- Association
- General Partnership
- Limited Partnership
- Corporation-State
- Other

Additional name(s) of conveying party(ies) attached?  Yes  No

2. Name and address of receiving party(ies)

Name: The Fielding Pharmaceutical Company

Internal Address: \_\_\_\_\_

Street Address: 11551 Adie Road

City: Maryland Heights State: MO ZIP: 63043

- Individual(s) citizenship \_\_\_\_\_
- Association \_\_\_\_\_
- General Partnership \_\_\_\_\_
- Limited Partnership \_\_\_\_\_
- Corporation-State Missouri
- Other \_\_\_\_\_

If assignee is not domiciled in the United States, a domestic representative designation is attached:  Yes  No

(Designations must be a separate document from assignment)

Additional name(s) & address(es) attached?  Yes  No

3. Nature of conveyance:

- Assignment
- Security Agreement
- Other
- Merger
- Change of Name

Execution Date: April 29, 1999

4. Application number(s) or patent number(s):

A. Trademark Application No.(s)

75/567,403

B. Trademark Registration No.(s)

Additional numbers attached?  Yes  No

5. Name and address of party to whom correspondence concerning document should be mailed:

Name: Donald G. Leavitt, Esq.

Internal Address: Senniger, Powers, Leavitt & Roedel

05/06/1999 JSNBAZZ 00000066 75567403

01 FC:481 40.00 UP

Street Address: One Metropolitan Square  
16th Floor

City: St. Louis State: MO ZIP: 63102

6. Total number of applications and registrations involved: 1

7. Total fee (37 CFR 3.41).....\$ 40.00

Enclosed

Authorized to be charged to deposit account

8. Deposit account number:

(Attach duplicate copy of this page if paying by deposit account)

DO NOT USE THIS SPACE

9. 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.

Donald G. Leavitt, Esq.

Name of Person Signing

Signature

04/30/99

Date

Total number of pages including cover sheet, attachments, and document: 4

ASSIGNMENT

1. **WHEREAS**, Duramed Pharmaceuticals, Inc., of 5040 Duramed Drive, Cincinnati, Ohio 45213, a corporation duly organized and existing under and by virtue of the laws of the State of Delaware (hereinafter referred to as Assignor), has adopted and used in its business a certain trademark; and
2. **WHEREAS**, Assignor has a certain pending application in the United States Patent and Trademark Office relating to said trademark; and
3. **WHEREAS**, The Fielding Pharmaceutical Company, of 11551 Adie Road, Maryland Heights, Missouri 63043, a corporation duly organized and existing under and by virtue of the laws of the State of Missouri (hereinafter referred to as Assignee), is desirous of acquiring the entire right, title, and interest of Assignor in said trademark and said registration and the good will of the business in connection with which said trademark is used;
4. **NOW THEREFORE**, in consideration of the sum of one dollar (\$1.00) and other good and valuable consideration by Assignee to Assignor in hand paid, receipt of all of which is hereby acknowledged, Assignor has agreed to and does hereby sell, assign, and transfer unto Assignee, its successors and

assigns, all of Assignor's right, title, and interest throughout the world in and to said trademark and said registration together with the good will of the business in connection with which said trademark is used, and together with full right to sue for and recover all profits and damages recoverable from past infringements of said trademark; including specifically, without limiting the generality of the foregoing, the United States registration listed below.

5. **TO BE HELD AND ENJOYED BY** Assignee, its successors and assigns, as fully and entirely as the same would have been held and enjoyed by Assignor had this sale and assignment not been made.

6. **THE UNITED STATES TRADEMARK APPLICATION IS AS FOLLOWS:**

<u>SER. NO.</u>	<u>FILING DATE</u>	<u>MARK</u>
75/567,403	October 9, 1998	GYNODIOL

7. The Assistant Commissioner for Trademarks is requested to issue the Certificate of Registration, when issued, to the Assignee.

IN WITNESS WHEREOF, Assignor has caused these presents to be executed by its officer thereunto duly authorized and its corporate seal to be affixed this 29<sup>th</sup> day of April, 1999.

DURAMED PHARMACEUTICALS, INC.

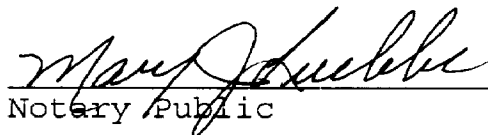
  
BY \_\_\_\_\_  
E. Thomas Arington

ACKNOWLEDGEMENT

On this 29 day of April, 1999, before me personally came E. Thomas Arington, to me known, who, being by me duly sworn, did depose and say that he is Chief Executive Officer of Duramed Pharmaceuticals, Inc., the corporation described in and which executed the above instrument; that he knows the seal of said corporation; that the seal affixed to said instrument is such corporate seal; that it was so affixed by order of the Board of Directors of said corporation; and that he signed his name thereto by like order.

My Commission Expires:

**MARY J. LUEBBE**  
Notary Public, State of Ohio  
My Commission Expires Jan. 17, 2004

  
\_\_\_\_\_  
Notary Public