

MRD 5.12.00

FORM PTO-1618A  
Expires 06/30/99  
OMB 0651-0027

05-30-2000

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



101368799  
RECORDATION FORM  
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TO: The Commissioner of Patents and Trademarks: Please record the attached original document(s) or copy(ies).

Submission Type

New

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Conveyance Type

Assignment  License

Security Agreement  Nunc Pro Tunc Assignment

Merger  
Effective Date  
Month Day Year  
3/31/00

Change of Name

Other \_\_\_\_\_

Conveying Party

Mark if additional names of conveying parties attached

Name Clinical Data Solutions, Inc. Execution Date  
Month Day Year  
3/31/00

Formerly \_\_\_\_\_

Individual  General Partnership  Limited Partnership  Corporation  Association

Other \_\_\_\_\_

Citizenship/State of Incorporation/Organization Delaware

Receiving Party

Mark if additional names of receiving parties attached

Name Personal Health Technologies Corp.

DBA/AKA/TA \_\_\_\_\_

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

Address (line 1) 175 Portland Street

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

Address (line 3) Boston MA 02114  
City State/Country Zip Code

Individual  General Partnership  Limited Partnership  Corporation  Association

Other \_\_\_\_\_

Citizenship/State of Incorporation/Organization Delaware

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.)

05/26/2000 JSNABAZZ 00000103 75538769

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01 FC:481 40.00 OP  
02 FC:482 50.00 OP

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Mail documents to be recorded with required cover sheet(s) information to:  
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TRADEMARK  
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**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.

Deborah A. Wolley

5/5/00

Name of Person Signing

Signature

Date Signed

## ASSIGNMENT OF TRADEMARKS AND SERVICE MARKS

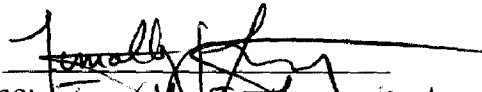
**WHEREAS, PERSONAL HEALTH TECHNOLOGIES CORP.**, a Delaware corporation ("Assignee"), is desirous of acquiring all right, title and interest in and to the Trademark and Service Mark registrations and applications identified in Schedule I attached hereto, including all common law and statutory trademark and service mark rights related to the trademarks and service marks represented by said registrations or applications, together with all goodwill symbolized thereby and connected therewith; and

**WHEREAS, CLINICAL DATA SOLUTIONS, INC.**, a Delaware corporation ("Assignor"), owns said registrations and applications, and said rights related thereto, including the common law and statutory rights and goodwill relating to said trademarks and service marks and symbolized thereby.

**NOW, THEREFORE**, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, Assignor hereby assigns, transfers and conveys unto Assignee the Trademark and Service Mark registrations and applications identified in Schedule I attached hereto, together with all common law and statutory rights, titles and interests in and to said trademarks and service marks and said registrations and applications, together with the goodwill of the business connected with the use, of, and symbolized by the trademarks and service marks and all goodwill relating to the trademarks and service marks, in the United States of America and its territories and in all foreign countries, and all rights of registration, maintenance, renewal and protection of said trademarks and service marks in any form, and including all rights of recovery and legal action for past infringements and of opposition and/or cancellation proceedings for protection of said trademarks and service marks of said registrations and applications, and any and all claims, suits or litigation with respect to any of the foregoing.

**IN WITNESS WHEREOF**, Timothy Thompson, as President of Clinical Data Solutions, Inc. has duly executed this Assignment of Trademarks and Service Marks on this 31 day of March, 2000.

CLINICAL DATA SOLUTIONS, INC.,  
a Delaware corporation

By:   
Name: Timothy J. Thompson  
Title: President

COMMONWEALTH OF MASSACHUSETTS )  
 )  
COUNTY OF Suffolk ) SS

Sworn and subscribed to before me on this 31<sup>st</sup> day of March, 2000 with the acknowledgement that the above identified signer of this document had authority to execute this instrument on behalf of CLINICAL DATA SOLUTIONS, INC. a Delaware corporation.

Kathleen M. Hines  
NOTARY PUBLIC

# SCHEDULE I

## Trademarks and Service Marks

### Federal Trademarks

- |    |  |  |
|----|--|--|
| a. | Clinical Data Solutions                | Serial No. 75/508,389<br>Registration No. 2,290,717<br>Registration Date 11/2/99 |
| b. | Clinical Trials Manager                | Serial No. 75/510,486<br>Registration No. 2,290,718<br>Registration Date 11/2/99 |
| c. | CDS Clinical Data Solutions and Design | Serial No. 75/538,769<br>(Suspended 8/99)  |