

07-05-2000

U.S. DEPARTMENT OF COMMERCE
Patent and Trademark Office



101395107

To the Honorable Commissioner of Patents and Trademarks Please record the attached original documents or copy thereof.

1. Name of conveying party(ies):

Fleming and Company, Pharmaceuticals

- ☐ Individual ☐ Association
☐ General Partnership ☐ Limited Partnership
☒ Corporation-State Missouri
☐ Other _____

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

3. Nature of conveyance:

- ☒ Assignment ☐ Merger
☐ Security Agreement ☐ Change of Name
☐ Other _____

Execution Date: January 31, 2000

2. Name and address of receiving party(ies)

Name: Jose Alberto Fernandez-Pol

Internal Address: _____

Street Address: 437 Hunters Hill Drive

City: Chesterfield State: MO Zip: 63017

- ☒ Individual(s) citizenship United States
☐ Association _____
☐ General Partnership _____
☐ Limited Partnership _____
☐ Corporation-State _____
☐ Other _____

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

Additional names(s) & addresses(es) attached? ☐ Yes ☒ No

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

A. Trademark Application No.(s) 75/873,237

B. Trademark Registration No.(s) _____

Additional numbers attached? ☐ Yes ☒ No

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

Name: Polster, Lieder, Woodruff & Lucchesi, L.C.

Internal Address: Suite 230

Street Address: 763 South New Ballas Road

City: St. Louis State: MO Zip: 63141

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 in case of any deficiency.

8. Deposit account number: 162201

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

07/03/2000 BCDATES 00000209 75/873,237

01 FC:481

40.00 DP

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.

Michael Kovac

Name of person Signing

Signature

Date

Total number of pages including cover sheet, attachments, and document: 2

EXHIBIT 3

ASSIGNMENT

WHEREAS, Fleming and Company, Pharmaceuticals (Fleming and Company), a Missouri Corporation, having a place of business at 1733 Gilsinn Lane, Fenton, MO 63026 has intended to use the mark ACdactyl in commerce and has filed an application, now assigned Serial No. 75/873,237 indicating that intention, but has not yet filed an allegation of use under §§1(c) or 1(d) of The Trademark Act, and

WHEREAS, applicant is assigning the mark in the above-identified application as part of the entire business or portion thereof to which the mark pertains as required by 15 U.S.C. §1060;

WHEREAS, Dr. Jose Alberto Fernandez-Pol, M.D. (Fernandez-Pol), an individual, located and doing business at 437 Hunters Hill Drive, chesterfield, Missouri, 63017, is desirous of acquiring said trademark and the pending intent-to-use application therefor;

NOW, THEREFORE, for good and valuable consideration, the receipt of which is hereby acknowledged, said Fleming and Company does hereby assign to said Fernandez-Pol all right, title and interest in and to the trademark ACdactyl and the goodwill of business symbolized thereby.

Signed at Fleming & Co, this 31st day of January 2000

By: Thomas E. Fleming

Title: Pres.

STATE OF Mo)
COUNTY OF St. Louis) SS

On this 31st day of January, 2000, known to me to be the President of Fleming & Co., personally appeared before me and acknowledged that he signed the foregoing document in the capacity therein set forth.

Charlotte M. Anderson
Notary Public

My commission expires: July 24, 2002

