

04-24-2001

TRADEMARKS ONLY

Trademark Office



Patents and Trademarks: Please record the attached original documents or copy thereof.

101684818

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MERCK KGaA

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

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

3. Nature of conveyance:

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

Execution Date: _____

2. Name and address of receiving party(ies)

Heraeus Kulzer GmbH & Co. KG

Name: _____

Internal Address: _____

Street Address: Gruener Weg 11

City: Hanau State: Germany ZIP: 63450

- Individual(s) citizenship
- Association
- General Partnership
- Limited Partnership
- Corporation-State
- Other limited liability company

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

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

A. Trademark Application No.(s)

B. Trademark Registration No.(s)

2,031,356

Additional numbers attached? Yes No

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

Name: Graham, Campaign P.C.

Internal Address: _____

Street Address: 36 West 44th Street

Suite 1300

City: New York State: NY ZIP: 10036

6. Total number of applications and registrations involved: _____

1

7. Total fee (37 CFR 3.41).....\$ 40

- Enclosed
- Authorized to be charged to deposit account

8. Deposit account number: _____

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

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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.

H. John Campaign

Name of Person Signing

[Signature]

Signature

Date

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

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

IN THE UNITED STATES
PATENT & TRADEMARK OFFICE



Mark : **OSTEOPAL**
Registration No. : 2,031,356
Date : January 21, 1997
Registrant : Merck KGaA

APPOINTMENT OF DOMESTIC REPRESENTATIVE

GRAHAM, CAMPAIGN P.C., a professional corporation, with a business address of The Bar Building, 36 West 44th Street, New York, New York 10036-8178, U.S.A., is hereby appointed our representative in the United States upon whom notices or process in proceedings affecting the mark may be served.

HERAEUS KULZER GmbH & CO. KG

By:

Name: Henri Lenn Dr. Roland Richter
Title: Managing Director Managing Director
Dated: February 12, 2001

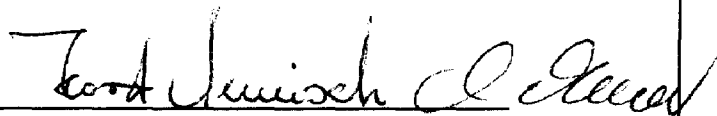
DEED OF ASSIGNMENT

WHEREAS, **MERCK KGaA**, a partnership limited by shares ("Kommanditgesellschaft auf Aktien"), organized and existing under the laws of the Republic of Germany, located and doing business at Frankfurter Strasse 250, 4271 Darmstadt, Germany, is the owner of the trademark **OSTEOPAL**, together with the registration thereof, Registration No. 2,031,356, in the United States Patent and Trademark Office; and

WHEREAS, **HERAEUS KULZER GmbH & CO. KG**, a limited liability company, organized and existing under the laws of the Republic of Germany, located and doing business at Gruner Weg 11, 63450 Hanau, Germany, is desirous of acquiring all rights, title and interest in and to the foregoing trademark and registration, along with the goodwill of the business symbolized thereby.

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, **MERCK KGaA** does hereby assign unto **HERAEUS KULZER GmbH & CO. KG** all of its rights, title and interest in and to said trademark, together with the goodwill of the business symbolized thereby, the registration thereof, and the right to sue and collect damages for any past or present infringement of said trademark.

MERCK KGaA



Name: *ppa* **Horst Semisch** *v.V.* **Christine Grase**
Title: **Authorised Representatives**
Date: **19. Feb. 01**