Form **PTO-1594** (Rev. 03/01)



U.S. DEPARTMENT OF COMMERCE
U.S. Patent and Trademark Office

To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof. 1. Name of conveying party(ies): 2. Name and address of receiving party(ies) Name: SinusPharma, Inc. Internal Address: Individual(s) General Partnership Corporation-State Other Additional name(s) of conveying party(ies) attached? Yes No 3. Nature of conveyance: Assignment Merger Change of Name Other Other Other Corporation-State Corporation-State Corporation-State Corporation-State Corporation-State Corporation-State Corporation-State Cother Cother Corporation-State Cother Cother Individual(s) citizenship Association General Partnership Limited Partnership Corporation-State Corporation-State Cother Individual(s) citizenship Corporation-State Corporation-State Corporation-State Cother Individual(s) citizenship Corporation-State Corporation-State Corporation-State Cother Individual(s) citizenship Corporation-State C	OMB No. 0651-0027 (exp. 5/31/2002) Tab settings	
1. Name of conveying party(ies): SinusPharmacy, Inc. SinusPharmacy, Inc. Individual(s) General Partnership Corporation-State Other Additional name(s) of conveying party(ies) attached? Yes No 3. Nature of conveyance: Assignment SinusPharma, Inc. Internal Address: Street Address: 1013 Mark Avenue City: Carpinteria State: CA Zip: 93013 Individual(s) citizenship Association General Partnership Limited Partnership Limited Partnership Limited Partnership Corporation-State California Other Other		
SinusPharmacy, Inc. SinusPharmacy, Inc. SinusPharmacy, Inc. Internal Address: Individual(s) Association General Partnership Limited Partnership Corporation-State Other Additional name(s) of conveying party(ies) attached? Yes No 3. Nature of conveyance: Assignment Merger Security Agreement City: Carpinteria State: CA Zip: 93013 Individual(s) citizenship Association General Partnership Limited Partnership Limited Partnership Corporation-State Other If assignee is not domiciled in the United States, a domestic		
Internal Address: Individual(s) General Partnership Corporation-State Other Additional name(s) of conveying party(ies) attached? Assignment Security Agreement Internal Address: Street Address: 1013 Mark Avenue City: Carpinteria State: CA Zip: 93013 Internal Address: Street Address: 1013 Mark Avenue City: Carpinteria State: CA Zip: 93013 Internal Address: Street Address: 1013 Mark Avenue City: Carpinteria State: CA Zip: 93013 Internal Address: City: Carpinteria State: CA Zip: 93013 Internal Address: 1013 Mark Avenue City: Carpinteria State: CA Zip: 93013 Internal Address: 1013 Mark Avenue City: Carpinteria State: CA Zip: 93013 Internal Address: 1013 Mark Avenue City: Carpinteria State: CA Zip: 93013 Internal Address: 1013 Mark Avenue City: Carpinteria State: CA Zip: 93013 Internal Address: 1013 Mark A	Name of conveying party(ies):	
Individual(s)	SinusPharmacy, Inc.	
Individual(s)	5 / 12	
City: Carpinteria State: CA Zip: 93013 Other	Individual(s) Association	1012 Mark Avenue
Other		
Additional name(s) of conveying party(ies) attached? Yes No 3. Nature of conveyance: Assignment Security Agreement Other Association General Partnership Limited Partnership Corporation-State California Other If assignee is not domiciled in the United States, a domestic		•
Additional name(s) of conveying party(les) attached? Yes No 3. Nature of conveyance: Limited Partnership Assignment Merger Security Agreement Change of Name Other If assignee is not domiciled in the United States, a domestic	Other	Individual(s) citizenship
3. Nature of conveyance: Assignment Security Agreement Other General Partnership Limited Partnership Corporation-State California Other If assignee is not domiciled in the United States, a domestic	Additional name(s) of conveying party(ies) attached?	Association
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Other If assignee is not domiciled in the United States, a domestic		Corporation-State_California
Other If assignee is not domiciled in the United States, a domestic		
Tepleschiative designation is attached. I filest 1 No	Other	representative designation is attached: Yes No
Execution Date: 1/31/2002 (Designations must be a separate document from assignment) Additional name(s) & address(es) attached? Yes No	Execution Date: 1/31/2002	
4. Application number(s) or registration number(s):	4. Application number(s) or registration number(s):	
A. Trademark Application No.(s) B. Trademark Registration No.(s)	A. Trademark Application No.(s)	B. Trademark Registration No.(s)
76/359,490		
		,
Additional number(s) attached Yes No 5. Name and address of party to whom correspondence 6. Total number of applications and		
concerning document should be mailed: registrations involved:		
Name: Blakely, Sokoloff, Taylor & Zafman	Name: Blakely, Sokoloff, Taylor & Zafman	
Internal Address:	Internal Address	7. Total fee (37 CFR 3.41)\$ 40.00
Enclosed	internal Address	
Authorized to be charged to deposit account		Admonzed to be charged to deposit account
8. Deposit account number:		8. Deposit account number:
Street Address:	1	
12400 Wilshire Boulevard, Seventh Floor 02-2666	12400 Wilshire Boulevard, Seventh Floor	02-2000
City: Los Angeles State: CA Zip:90025	City. Los Angeles State: CA Zin:90025	
DO NOT USE THIS SPACE		
9. Signature.		
\circ 1		
Roger W. Blakely Jr. April 23, 2002		
Roger W. Blakely, Jr. Name of Person Signing Signature April 23, 2002 Date		a ruley

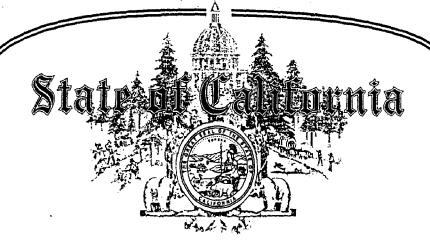
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Washington, D.C. 20231

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REEL: 002506 FRAME: 0318





SECRETARY OF STATE

I, *BILL JONES*, Secretary of State of the State of California, hereby certify:

That the attached transcript of _____ page(s) has been compared with the record on file in this office, of which it purports to be a copy, and that it is full, true and correct.



IN WITNESS WHEREOF, I execute this certificate and affix the Great Seal of the State of California this day of

FEB 1 7 2002

Secretary of State

Sec/State Form CE-107 (rev. 9/98)

AMENDED & RESTATED ARTICLES OF INCORPORATION OF SINUSPHARMACY INC. a California Corporation

ENDORSED - FILED in the office of the Secretary of State of the State of California

FEB 0 4 2002

BILL JONES, Secretary of State

The undersigned certify that:

- 1. They are the president and the secretary, respectively, of SINUSPHARMACY INC., a California corporation.
- 2. The Articles of Incorporation of this corporation are amended and restated to read as follows:

I

The name of this corporation is SINUSPHARMA, INC. (the "Company").

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We further declare under penalty of perjury under the laws of the State of California that the matters set forth in this certificate are true and correct of our own knowledge.

Date: January 31, 2002

John Wilczak, President

James D. Munk, Secretary



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TRADEMARK REEL: 002506 FRAME: 0321

RECORDED: 05/07/2002