

07-24-2002

FORM PTO-1618A

Expires 06/30/99
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U.S. Department of Commerce
Patent and Trademark Office
TRADEMARK

Resubm

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

Submission Type

- New
- Resubmission (Non-Recordation)
Document ID#
- Correction of PTO Error
Reel # Frame #
- Corrective Document
Reel # Frame #

7-18-02

Conveyance Type

- Assignment
- License
- Security Agreement
- Nunc Pro Tunc Agreement
Effective Date
Month Day Year
- Merger
- Change of Name
- Other

Conveying Party

Mark if additional names of conveying parties attached

Name Otsuka Pharmaceutical Co., Ltd.

Execution Date
Month 01 Day 22 Year 2002

Formerly

- Individual
- General Partnership
- Limited Partnership
- Corporation
- Association

Other

Citizenship/State of Incorporation/Organization Osaka, Japan

Receiving Party

Mark if additional names of receiving parties attached

Name Abbott Laboratories

DBA/AKA/TA

Composed of

Address (line 1) 100 Abbott Park Road

Address (line 2)

Address (line 3) Abbott Park

City

Illinois/USA

State/Country

60064

ZIP Code

- Individual
- General Partnership
- Limited Partnership

Corporation Association

Other

Citizenship/State of Incorporation/Organization Illinois

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 the Assignment.)

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Public burden reporting for this collection of information is estimated to average approximately 30 minutes per Cover Sheet to be recorded, including time for reviewing the document and gathering the data needed to complete the Cover Sheet. Send comments regarding this burden estimate to the U.S. Patent and Trademark Office, Chief Information Officer, Washington, D.C. 20231 and to the Office of Information and Regulatory Affairs, Office of Management and Budget, Paperwork Reduction Project (0651-0027), Washington, D.C. 20503. See OMB Information Collection Budget Package 0651-0027, Patent and Trademark Assignment Practice. DO NOT SEND REQUESTS TO RECORD ASSIGNMENT DOCUMENTS TO THIS ADDRESS.

Mail documents to be recorded with required cover sheet(s) information to:
Commissioner of Patents and Trademarks, Box Assignments, Washington, DC 20231

TRADEMARK
REEL: 002548 FRAME: 0610

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). ***SEE SCHEDULE A****

Trademark Application Number(s)

Registration Number(s)

<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text" value="1256576"/>	<input type="text"/>	<input type="text"/>
<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>

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.)

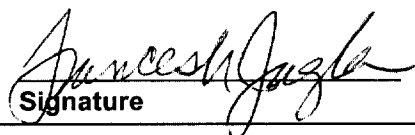
Deposit Account Number: #

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.

Frances M. Jagla
Name of Person Signing


Signature

April 11, 2002
Date Signed

04-30-2002

FORM PTO-1618A

Expires 06/30/99
OMB 0651-0027



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HEET

U.S. Department of Commerce
Patent and Trademark Office

TRADEMARK

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

Submission Type

- New 4-11-02
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Name / Month Day Year

Formerly

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- Limited Partnership
- Corporation
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- Other

Citizenship/State of Incorporation/Organization

Receiving Party

Mark if additional names of receiving parties attached

Name

DBA/AKATA

Composed of

Address (line 1)

Address (line 2)

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Citizenship/State of Incorporation/Organization

04/29/2002 GTON11 00000112 010025 1256576
01 FC:461 40.00 CH

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TRADEMARK
REEL: 002548 FRAME: 0612

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

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Registration Number(s)

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Deposit Account

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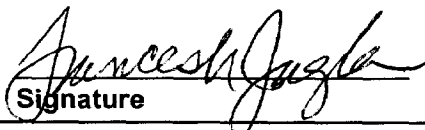
Deposit Account Number: #

Authorization to charge additional fees: Yes No

Statement and Signature

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Frances M. Jagla
Name of Person Signing


Signature

April 11, 2002
Date Signed



Otsuka Pharmaceutical Co., Ltd.

2-9 Kanda Tsukasa-cho Chiyoda-ku Tokyo 101-8535 Japan
Tel : (03) 3292-0021 Fax : (03) 3295-2058

Deed of Assignment

This Trademark Assignment is made on this 22nd day of January 2002, by Otsuka Pharmaceutical Co., Ltd., a Japanese corporation, having a principal business address at 2-9 Kanda Tsukasa-cho, Chiyoda-ku, Tokyo, Japan, (hereinafter "Assignor"), in favor of Abbott Laboratories, an Illinois corporation, having a principal business address at 100 Abbott Park Road, Abbott Park, IL 60064-3500, United States of America, (hereinafter "Assignee").

WHEREAS, Assignor is the owner of all right, title and interest in and to the mark listed on the attached Schedule A (hereinafter "Mark"), the federal registration thereof, and the goodwill developed through the use of the Mark;

WHEREAS, Assignee is desirous of acquiring all right, title and interest to the Mark, the federal registration thereof, and the goodwill developed through the use of the Mark;

NOW, THEREFORE, in consideration of U.S. \$10.00 and other good and valuable consideration, the receipt and adequacy of which are hereby acknowledged. Assignor hereby sells, assigns, transfers and sets over to Assignee, the entire right, title, interest in and to the Mark and the registration thereof as identified on Schedule A and the goodwill of the business connected with the Mark, the same to be held and enjoyed by Assignee, its successors, assigns and other legal representatives.

Signed this 22nd day of January, 2002.

Otsuka Pharmaceutical Co., Ltd.

By: 

Name: Hideyuki Miwa

Title: Director on Board

TRADEMARK
REEL: 002548 FRAME: 0614

Schedule A

Mark : CARTROL

Trademark Registration No. 1256576



Otsuka Pharmaceutical Co., Ltd.

3-2-27 Otedori, Chuo-ku, Osaka 540-0021, Japan

TEL: 81-6-6943-7722 FAX: 81-6-6943-8729 <http://www.otsuka.co.jp>

Abbott Laboratories
100 Abbott Park Road,
Abbott Park,
Illinois
60064-3500
U.S.A.

January 22, 2002

Re: Agreement dated April 11, 1975

Dear Sir/Madam,

Reference is made to the Agreement dated April 11, 1975 between Abbott Laboratories ("Abbott") and Otsuka Pharmaceutical Co., Ltd. ("Otsuka"), as hitherto amended ("Agreement"). Notwithstanding any provisions contained in the Agreement to the contrary, the parties hereby confirm their agreement with respect to the Agreement as follows:

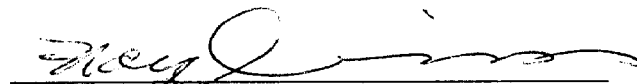
1. The parties hereto agree that Abbott shall pay Otsuka an amount of twelve thousand five hundred United States dollars (US\$12,500, 10% of which shall be paid by Abbott on Otsuka's behalf as a withholding tax) as a lump-sum royalty for and after the year 2002 ("Lump-Sum Royalty"). Upon payment of the Lump-Sum Royalty, Abbott shall bear no further obligation to pay royalties under the Agreement with respect to Net Sales (as defined in the Agreement) which shall accrue on and after January 1, 2002 and shall have a paid-up license to purchase and market the Agreement Compound (as defined in the Agreement) under the Agreement in the Territory (as defined in the Agreement), and Otsuka shall transfer to Abbott the rights to the Trademark in accordance with the provisions of paragraph 4 below.
2. Abbott shall pay the Lump-Sum Royalty to Otsuka within thirty (30) days from the date hereof in the same manner as for the royalties.
3. It is understood and agreed between the parties that Abbott shall, as of December 31, 2001, waive any and all of its rights and shall make no claim with respect to the remaining amount of money which, in accordance with the provisions of Section 3(a) of the Agreement, is creditable (but has not been credited) against the royalties to be paid by Abbott to Otsuka under the

Agreement.

4. Promptly upon receipt by Otsuka of the Lump-Sum Royalty from Abbott, Otsuka shall take any and all necessary procedures to transfer the rights in the United States to the Otsuka-owned product trademark, namely 'CARTROL' (US registration number: 1256576, "Trademark"), used by Abbott for marketing the Agreement Compound in the United States. Upon request by Otsuka, Abbott shall cooperate with Otsuka in taking such necessary procedures to transfer the Trademark. It is understood and agreed between the parties that all actual cost and expenses for taking the necessary procedures for such transfer shall be borne by Abbott and Abbott shall reimburse Otsuka such cost and expenses in accordance with invoices which Otsuka shall from time to time send to Abbott.
5. The parties hereto hereby agree to fix the price of the Agreement Compound to be ordered by Abbott under the Agreement to Otsuka on or after January 1, 2002 to twenty one thousand two hundred and forty two point seven two United States dollars per kilogram (US\$21,243.72/kg).
6. Except as agreed herein, all the terms and conditions of the Agreement shall remain unchanged and in full force and effect.

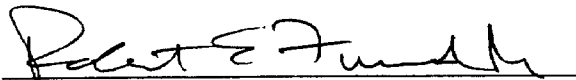
If the foregoing is in accordance with your understanding, please so indicate by signing and returning us one enclosed duplicate of this letter.

Sincerely yours,
Otsuka Pharmaceutical Co., Ltd.



Hideyuki Miwa
Director on Board
International Licensing

Confirmed and agreed:
Abbott Laboratories



Name: ROBERT FUNCK
Title: Divisional U.P. and Controller, PPD
Date: 3/5/02