

TRADEMARKS ONLY



TRADEMARKS ONLY

102200256

Commissioner of Patents and Trademarks
Received original document or copy thereof.

1. Name of Party(ies) conveying an interest:
Merck & Co. Inc.

2. Name and Address of Party(ies) receiving an interest:
Name: Biovail Laboratories Incorporated

Address: Chelston Park
Building 2
Collymore Rock, St. Michael BH1
Barbados, West Indies

7-26-02

Entity:

Entity:

- Individual(s) Association
- General Partnership Limited Partnership
- Corporation - New Jersey
- Other -

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

3. Interest Conveyed:

Citizenship

- Assignment Change of Name
- Merger
- Other -

If not domiciled in the United States, a domestic representative designation is attached:

- Yes
- No

Execution Date - May 10, 2002

(The attached document must **not** be an assignment)

4. Application number(s) or registration number(s). Additional sheet attached? Yes No

A. Trademark Application No.(s)

B. Trademark Registration No.(s)

1,348,858
~~1,335,085~~

5. Please mail documents back to:

James R. Menker
Pillsbury Winthrop LLP
1600 Tysons Boulevard
McLean, Virginia 22102

6. Number of applications and registrations involved: 2

7. Amount of fee enclosed: \$ 65.00

8. If above amount is missing or inadequate, charge deficiency to our Deposit Account No. 03-3975 under Order No. 16752/284591

C# M#

08/22/2002 6TON11 00000144 033975 1348858

DO NOT USE THIS SPACE

01 FC:481 40.00 CH
02 FC:482 25.00 CH

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.

Signature

Total number of pages including cover sheet, attachments and document. (excluding duplicate cover sheet)

4

Attorney: James R. Menker

Date: July 26, 2002

Atty/Sec: JRM:omb

Tel: (703) 905-2145

Fax: (703) 905-2500

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Registrant Name: Biovail Laboratories Incorporated

Mark: VASOTEC

Reg. No. 1,348,858

Reg. Date: July 16, 1985

Class No. 5

Our Ref. No. 16752/284591

**POWER OF ATTORNEY
DESIGNATION OF REPRESENTATIVE**

The undersigned hereby appoints the attorneys named below of Pillsbury Winthrop LLP, P.O. Box 10500, McLean, Virginia 22102, (702) 905-2000, and all members of that firm and all other attorneys associated with that firm, to file this declaration, and to transact all business in the Patent and Trademark Office connected therewith. The undersigned further hereby designates Pillsbury Winthrop LLP, whose postal address is P.O. Box 10500, McLean, Virginia 22102, as a representative upon whom notices or processes affecting the mark may be served.

Please direct all communications to Paul W. Kruse at (703) 905-2120 or James R. Menker at (703) 905-2145.

Biovail Laboratories Incorporated

By: 

Name: James R. Menker

Title: Registrant's Attorney

Date: July 26, 2002

TRADEMARK ASSIGNMENT

WHEREAS, MERCK & CO., INC., a New Jersey corporation, having its principal offices at One Merck Drive, Whitehouse Station, New Jersey 08889-0100 ("Assignor"), is the owner of the following trademarks now registered in the United States Patent and Trademark Office (the "Registered Trademark"):

| <u>TRADEMARK</u> | <u>REG. NO.</u> | <u>REG. DATE</u> | <u>GOODS</u> |
|------------------|-----------------|------------------|--|
| VASOTEC | 1,348,858 | July 16, 1985 | Pharmaceutical preparation for use in the treatment of cardiovascular disease. |
| VASERETIC | 1,335,085 | May 14, 1985 | Medicinal preparation for use in the treatment of cardiovascular diseases. |

WHEREAS, Biovail Laboratories Incorporated, a Barbados corporation having its principal offices at Chelston Park, Building 2, Collymore Rock, St. Michael BH1, Barbados, West Indies, is desirous of acquiring said Registered Trademark.

NOW, THEREFORE, in consideration of the sum of One (\$1.00) Dollar and other good and valuable consideration, the receipt of which is hereby acknowledged, Merck & Co., Inc., hereby sells, assigns and transfers to Biovail Laboratories Incorporated, all of its presently existing right, title and interest in the United States in and to said Registered Trademark together with the goodwill of the business symbolized by said trademarks and any registrations thereof.

Signed this 10 day of May, 2002.

MERCK & CO., INC.

By: [Signature]
Name: Judy C. Lewent
Title: Executive Vice President,
Chief Financial Officer

State of New Jersey ss.
County of Hunterdon

Subscribed and sworn to before me this 10 day of May, 2002

Annette DeRose Notary Public

Annette DeRose
Notary Public, State of New Jersey
My Commission Expires Oct. 18, 2006

RECORDED: 07/26/2002

TRADEMARK
REEL: 002568 FRAME: 0573