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03-04-2003

Form PTO-1594 (Rev. 03/01) OMB No. 0651-0027 (exp. 5/31/2002) Tab settings

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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):

Eli Lilly and Company Lilly Corporate Center Indianapolis, Indiana 46285

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

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

3. Nature of conveyance:

- Assignment Merger Security Agreement Change of Name Other Record to correct assignee's name on an assignment document previously recorded on reel 1365 frame 0859

Execution Date: March 10, 1995

2. Name and address of receiving party(ies)

Name: Roxane Laboratories, Inc.

Internal

Address:

Street Address: 1809 Wilson Road

City: Columbus State: Ohio Zip: 43228

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

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 registration number(s):

A. Trademark Application No.(s)

B. Trademark Registration No.(s)

0506952 1149576

Additional number(s) attached Yes No

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

Name: Mary-Ellen M. Devlin

Internal Address: Boehringer Ingelheim Corporation Intellectual Property

Street Address: 900 Ridgebury Road

City: Ridgefield State: CT Zip: 06877

6. Total number of applications and registrations involved:

2

7. Total fee (37 CFR 3.41): \$ 185.00

- Enclosed Authorized to be charged to deposit account

8. Deposit account number:

02-2955

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

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.

Mary-Ellen M. Devlin Name of Person Signing

Signature

March 3, 2003 Date

Total number of pages including cover sheet, attachments, and document: 5

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

03/04/2003 JJALLAH2 00000013 0506952

01 FC:0524 120.00 CH 02 FC:0521 40.00 CH 03 FC:0522 25.00 CH

# RECORDATION FORM COVER SHEET TRADEMARKS ONLY

Tab settings     ▼

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

**1. Name of conveying party(ies):**

Eli Lilly and Company  
Lilly Corporate Center  
Indianapolis, Indiana 46285

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

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

**2. Name and address of receiving party(ies)**

Name: Mr. Fred Duy

Internal Address: Roxane Laboratories, Inc.

Street Address: 1809 Wilson Road

City: Columbus State: Ohio ZIP: 43228

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

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

**3. Nature of conveyance:**

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

Execution Date: March 10, 1995

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

A. Trademark Application No.(s)

B. Trademark Registration No.(s)

506952  
1,149,576

Additional numbers attached?  Yes  No

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

Name: Mr. Fred Duy

Internal Address: Roxane Laboratories, Inc.

1809 Wilson Road

Columbus, Ohio 43228

Street Address: 1809 Wilson Road

City: Columbus State: Ohio ZIP: 43228

**6. Total number of applications and registrations involved: .....**

**2**

7. Total fee (37 CFR 3.41).....\$ 80.00

- Enclosed
- Authorized to be charged to deposit account

**8. Deposit account number:**

05-0830

(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.*

Rebecca O. Goss

Name of Person Signing

Signature

6/16/95

Date

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

**4**

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

TRADEMARK  
REEL: 002612 FRAME: 0046

## TRADEMARK ASSIGNMENT

THIS TRADEMARK ASSIGNMENT is dated as of March 10, 1995, by ELI LILLY AND COMPANY, an Indiana corporation with offices at Lilly Corporate Center, Indianapolis, Indiana 46285 ("Lilly").

### W I T N E S S E T H:

WHEREAS, Lilly and ROXANE LABORATORIES, INC., a Delaware corporation with offices at 1809 Wilson Road, Columbus, Ohio 43228 ("RLI"), have entered into an Asset Purchase Agreement, dated as of March 10, 1995 (the "Purchase Agreement");

WHEREAS, Lilly has certain rights in the trademarks which are unregistered or registered in the United States, all as set forth on Annex A hereto (collectively, the "Trademarks"); and

WHEREAS, pursuant to the provisions of the Purchase Agreement, RLI desires to acquire the Trademarks, and said registrations and applications for registration thereof;

NOW, THEREFORE, in consideration of and in exchange for the sum of One Dollar (\$1.00) to it in hand paid by RLI and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged:

1. Lilly does hereby sell, assign and transfer unto RLI, its successors or assigns, its entire right, title and interest in and to the Trademarks, and all related registrations and applications for registration thereof, together with the goodwill of the business symbolized by the Trademarks and any right to sue for and recover for past infringement thereof.

2. Lilly, for itself and its successors and assigns, covenants and agrees to and with RLI, and its successors and assigns, that the representations and warranties of Lilly in Section 5 of the Purchase Agreement, insofar as they relate to the Trademarks, are hereby incorporated herein by reference, and shall survive only for the period of time set forth in Section 13.4 of the Purchase Agreement.

IN WITNESS WHEREOF, Lilly has caused this Trademark Assignment to be duly executed in its corporate name by its duly authorized officer as of the day and year first above written.

ELI LILLY AND COMPANY

By                                 *Sidney Taurel*                                     *lit*  
Title: Sidney Taurel  
Executive Vice President

STATE OF INDIANA             )  
  ) SS:  
COUNTY OF MARION          )

BEFORE ME, a Notary Public in and for said County and State, personally appeared Sidney Taurel, Executive Vice President of ELI LILLY AND COMPANY, who acknowledged that he signed the foregoing Trademark Assignment as the duly authorized officer of said corporation and that the same was its free corporate act and deed and his free act deed individually and as such officer.

IN TESTIMONY WHEREOF, I have hereunto set my hand and official seal this 10th day of March, 1995.

                                *Donna L. Miller*                                  
Notary Public

(Notarial Seal)

My commission expires 2-12-96

TRADEMARKSTrademark Registrations

<u>Trademark</u>	<u>Reg. No.</u>	<u>Reg. Date</u>
Dolophine	506952	February 22, 1949
Diskets	1149576	March 31, 1981

Trademark Applications

<u>Trademark</u>	<u>Serial No.</u>	<u>Filing Date</u>
None		

Unregistered Trademarks

Tradedress consisting of the combination of color, shape and cross-scoring yielding light pinkish-orange, pillow-shaped, cross scored compressed dispersible tablets and any associated goodwill in connection therewith.