

11/14/02

11-21-2002

Form PTO-1594

(Rev. 03/01)

OMB No. 0651-0027 (exp. 5/31/2002)

Tab settings ⇨ ⇨ ⇨ ▼

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

To the Honorable Commissioner of F

102288784

original documents or copy thereof.

1. Name of conveying party(ies):

aaiPharma LLC
2320 Scientific Park Drive
Wilmington, NC 28405

- ☐ Individual(s) ☐ Association
☐ General Partnership ☐ Limited Partnership
☐ Corporation-State
☒ Other North Carolina Limited Liability Company

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

3. Nature of conveyance:

- ☐ Assignment ☐ Merger
☐ Security Agreement ☐ Change of Name
☒ Other Notice of Grant of Security Interest

Execution Date: March 28, 2002

2. Name and address of receiving party(ies)

Name: Bank of America, N.A., as Administrative Agent

Internal

Address: One Independence Center

Street Address: 101 North Tryon Street, 15th Floor

City: Charlotte State: NC Zip: 28255

- ☐ Individual(s) citizenship
☐ Association
☐ General Partnership
☐ Limited Partnership
☐ Corporation-State
☒ Other National Banking Association

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) _____

SEE ATTACHED SCHEDULE

B. Trademark Registration No.(s) _____

SEE ATTACHED SCHEDULE

Additional number(s) attached ☒ Yes ☐ No

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

Name: Steven D. Thomas

Internal Address: Moore & Van Allen, PLLC

Street Address: 2200 West Main Street
Suite 800

City: Durham State: NC Zip: 27705

6. Total number of applications and registrations involved: _____

11

7. Total fee (37 CFR 3.41).....\$ 290.00

- ☒ Enclosed
☒ Authorized to be charged to deposit account

8. Deposit account number:

50-2316

DO NOT USE THIS SPACE

9. Signature.

Steven D. Thomas

Name of Person Signing

Signature

November 14, 2002

Date

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

04

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

11/21/2002 GTDN11 00000042 1179782

01 FC:8521
02 FC:852240.00 OP
250.00 OPTRADEMARK
REEL: 002620 FRAME: 0261

aaiPharma LLC
(f/k/a NeoSan Pharmaceuticals, Inc.)

EXHIBIT A

Registered Trademarks

Trademark Name	Registration Number	Date
M.V.I. – 12	1,179,782	December 1, 1981; Renewed June 6, 2002
M.V.I.	1,094,190	Registered June 27, 1978 Renewed December 10, 1998
Aquasol A	0,942,613	Registered September 12, 1972 ; Renewed April 11, 2002
Aquasol E	0,942,612	Registered September 12, 1972 ; Renewed April 11, 2002
BRETHINE	1,033,587	February 17, 1976; Renewed April 25, 1996
DARVON	0,664,975	July 29, 1958 ; Renewed June 24, 1998
DARVON-N	0,952,573	February 6, 1973; Renewed January 14, 1993
DARVOCET-N	0,949,683	January 2, 1973; Renewed December 21, 1992

Trademark Applications Pending

Trademark Name	Pending Trademarks Application Number	Filing Date
BRANDS THAT MATTER MADE BETTER	78/112,668	March 5, 2002
RESTORES BALANCE – EVERY DAY!	78/112,671	March 5, 2002
AQUASOL	76/371,708	February 15, 2002

NOTICE
OF
GRANT OF SECURITY INTEREST
IN
TRADEMARKS

United States Patent and Trademark Office

Gentlemen:

Please be advised that pursuant to the Security Agreement dated as of March 28, 2002 (the "Security Agreement") by and among the Obligors party thereto (each an "Obligor" and collectively, the "Obligors") and Bank of America, N.A., as Agent (the "Agent") for the Lenders referenced therein (the "Lenders"), the undersigned Obligor has granted a continuing security interest in and continuing lien upon, the trademarks and trademark applications shown below to the Agent for the ratable benefit of the Lenders:

TRADEMARKS

<u>Trademark No.</u>	Description of Trademark <u>Item</u>	Date of <u>Trademark</u>
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See Exhibit A attached hereto and made a part hereof.

Trademark Applications

<u>Trademark Applications No.</u>	Description of Trademark <u>Applied For</u>	Date of Trademark <u>Applications</u>
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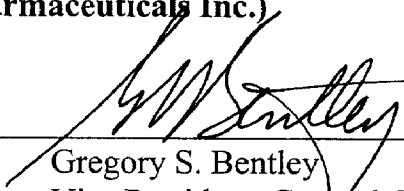
See Exhibit A attached hereto and made a part hereof.

The undersigned Obligor and the Agent, on behalf of the Lenders, hereby acknowledge and agree that the security interest in the foregoing trademarks and trademark applications (i) may only be terminated in accordance with the terms of the Security Agreement and (ii) is not to be construed as an assignment of any trademark or trademark application.

Very truly yours,

**aaiPharma LLC (f/k/a NeoSan
Pharmaceuticals Inc.)**

By: _____


Gregory S. Bentley
Vice President, General Counsel
and Assistant Secretary

Acknowledged and Accepted:

BANK OF AMERICA, N.A., as Administrative Agent

By: _____

Name: _____

Title: _____

The undersigned Obligor and the Agent, on behalf of the Lenders, hereby acknowledge and agree that the security interest in the foregoing trademarks and trademark applications (i) may only be terminated in accordance with the terms of the Security Agreement and (ii) is not to be construed as an assignment of any trademark or trademark application.

Very truly yours,

**aaiPharma LLC (f/k/a NeoSan
Pharmaceuticals Inc.)**

By: _____
Name: _____
Title: _____

Acknowledged and Accepted:

BANK OF AMERICA, N.A., as Administrative Agent

By: Annie Cuenco
Name: Annie Cuenco
Title: Asst. Vice President

aaiPharma LLC
(f/k/a NeoSan Pharmaceuticals, Inc.)

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