

01-22-2003



102343707...

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 Patents and Trademarks: Please record the attached original documents or copy thereof.

1. Name of conveying party(ies):

Abbott Laboratories
200 Abbott Park Road
Abbott Park, Illinois 60064

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

1-1503

2. Name and address of receiving party(ies)

Name: Ovation Pharmaceuticals, Inc.
Internal
Address:

Street Address: Four Parkway North
City: Deerfield State: IL Zip: 60015

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

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

3. Nature of conveyance:

- Assignment Merger
Security Agreement Change of Name
Other

Execution Date: January 6, 2003

4. Application number(s) or registration number(s):

A. Trademark Application No.(s)

B. Trademark Registration No.(s) 1,317,567;
0,627,656; and 0,285,003

Additional number(s) attached Yes No

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

Name: Roger P. Furey, Esq.

Internal Address:

Katten Muchin Zavis Rosenman

Intellectual Property Department

Street Address: 1025 Thomas Jefferson St., NW

Suite 700 - East Lobby

City: Washington State: DC Zip: 20007

6. Total number of applications and registrations involved:

3

7. Total fee (37 CFR 3.41): \$ 90.00

- Enclosed
Authorized to be charged to deposit account

8. Deposit account number:

50-1877 - Katten Muchin Zavis Rosenman

DO NOT USE THIS SPACE

9. Signature.

Roger P. Furey, Esquire
Name of Person Signing

Signature

1/15/03
Date

Total number of pages including cover sheet, attachments, and document: 3

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

01/21/2003 GTDM11 00000128 501877 1317567

01 FC:8521 40.00 CH
02 FC:8522 50.00 CH

TRADEMARK
REEL: 002653 FRAME: 0460

Assignment of Trademarks

TRADEMARK ASSIGNMENT

This Assignment is made this 6th day of January, 2003, by and between Abbott Laboratories, an Illinois corporation with a place of business at 200 Abbott Park Road, Abbott Park, Illinois 60064 ("Assignor"), and Ovation Pharmaceuticals, Inc., an Illinois corporation with a place of business at Four Parkway North, Deerfield, Illinois 60015 ("Assignee").

WHEREAS, Assignor has adopted and used the trademarks (1) Panhematin and (2) Peganone in connection with various goods and services, including as identified in their respective registrations (collectively, the "Registrations") owned by Assignor in the U. S. Patent and Trademark Office ("USPTO"), namely:

<u>Mark</u>	<u>U.S. Registration No.</u>
Panhematin	1,317,567
Peganone	627,656

WHEREAS, Assignor has adopted and used the trademark Nembutal, which trademark was the subject of U.S. Registration No. 285,003 (currently shown as an expired registration in the records of the USPTO) (collectively, Nembutal, Panhematin and Peganone trademarks shall hereinafter be referred to as the "Marks");

WHEREAS, Assignee desires to acquire from Assignor, and Assignor desires to grant to Assignee, all of Assignor's right, title and interest in and to the Marks, including any and all common law rights thereto and any and all trademark registrations (including U.S. Registration No. 285,003 in the event it is reinstated by the USPTO, as requested by Assignor as of the date of this Agreement) and registration applications relating thereto, together with the goodwill of Assignor connected with the use of, and symbolized by, the Marks;

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged:

Assignor hereby grants, conveys, assigns and transfers to Assignee, by execution hereof, any and all of Assignor's right, title and interest in and to the Marks, together with the goodwill of Assignor symbolized by same and connected with the use thereof, the right to sue third parties and recover for past infringements thereof and the right and interest in and to any and all proceeds therefrom, and any and all trademark registrations and registration applications relating thereto, including without limitation the Registrations and U.S. Registration No. 285,003, as well as all rights of renewal and extension of the Registrations and U.S. Registration No. 285,003.

**[Remainder of page left intentionally blank.
Signature page follows.]**

By: *Serald J. Wenker*

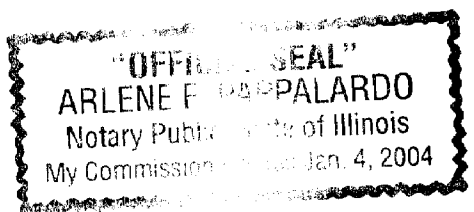
Name: *Serald J. Wenker*

Its: *Marketing And Business Development*

Date: January *6*, 2003

STATE OF ILLINOIS)
) SS
COUNTY OF *Cook*)

On this *6th* day of January , 2003, before me appeared *Serald J. Wenker*, the person who signed this instrument, who acknowledged that (s)he signed it as a free act on behalf of Abbott Laboratories with authority to do so.



Arlene F. Pappalardo
Notary Public