

03-03-2003

Form PTO-1594 (Rev. 10/02) OMB No. 0651-0027 (exp. 6/30/2005) Tab settings



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

102381669

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

1. Name of conveying party(ies): Cybear, Inc.

2-25-03

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

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

3. Nature of conveyance:

- Assignment Merger Security Agreement Change of Name Other Conversion

Execution Date: 6/27/2002

2. Name and address of receiving party(ies)

Name: Cybear, LLC

Internal Address:

Street Address: 4955 Orange Drive

City: Davie State: FL Zip: 33314

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

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)

Additional number(s) attached Yes No

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

Name: Ted Whitlock

Internal Address:

Street Address: 4955 Orange Drive

City: Davie State: FL Zip: 33314

6. Total number of applications and registrations involved:

19

7. Total fee (37 CFR 3.41) \$ 490.00

- Enclosed Authorized to be charged to deposit account

8. Deposit account number:

16-0752

02/28/2003 DBYRNE 00000135 2440719

DO NOT USE THIS SPACE

01 FC:8521 9. Signature. 40.00 OP 02 FC:8522 450.00 OP

Ted Whitlock Name of Person Signing

Signature

January 30, 2003 Date

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

2

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

TRADEMARK REEL: 002682 FRAME: 0118

ATTACHMENT

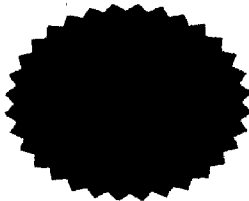
<u>MARK</u>	<u>SERIAL AND/OR REGISTRATION NUMBER</u>
Cybear bear design	Reg. 2440719 SN 75/924892
Cybear bear design & words	75/924893
Cybear design and words	75/924894
Cybear design and words	75/924895
HALO Design	75/886485
MD Direct	Reg. 2,126,090 SN 75/025283
Medical Messenger	Reg. 2,523,175 SN 75/730001
Mediconsult & Design	75/866804
Mediconsult.com	Reg. 2,119,312 SN 75/158236
Mediconsult.com & Design	Reg. 2,138,556 SN 75/213558
MediConX (Stylized)	76/055212
MyDoctor.com	75/886484
Physicians' Online	Reg. 1945952 SN 74/249381
Physicians' Online & design	Reg. 721353 5904 95 RM
Physicians' Online & design	Reg. 2352119 SN 74/441890
Physicians' Online & design	75/886425
POL	Reg. 00140996 001064682
RX.Cybear	75/935039
You've Got Prescriptions	75/681990

Delaware

PAGE 1

The First State

I, HARRIET SMITH WINDSOR, SECRETARY OF STATE OF THE STATE OF DELAWARE DO HEREBY CERTIFY THAT THE ATTACHED IS A TRUE AND CORRECT COPY OF THE CERTIFICATE OF CONVERSION OF A DELAWARE CORPORATION UNDER THE NAME OF "CYBEAR INC." TO A DELAWARE LIMITED LIABILITY COMPANY, CHANGING ITS NAME FROM "CYBEAR INC." TO "CYBEAR, LLC", FILED IN THIS OFFICE ON THE TWENTY-SEVENTH DAY OF JUNE, A.D. 2002, AT 5 O'CLOCK P.M.



Harriet Smith Windsor
Harriet Smith Windsor, Secretary of State

2729300 8100V

020420222

AUTHENTICATION: 1888375

DATE: 07-17-02

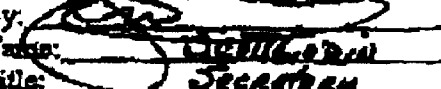
TRADEMARK
REEL: 002682 FRAME: 0120

**STATE OF DELAWARE
CERTIFICATE OF CONVERSION
FROM A CORPORATION TO
A LIMITED LIABILITY COMPANY
PURSUANT TO SECTION 266
OF THE DELAWARE GENERAL
CORPORATION LAW**

- First:** The name of the corporation immediately prior to filing this Certificate is Cybear Inc., a Delaware corporation ("Converting Corporation").
- Second:** The Converting Corporation's Certificate of Incorporation was filed on March 17, 1997 in the State of Delaware.
- Third:** The original name of the Converting Corporation as set forth in the Certificate of Incorporation was 1997 Corp., a Delaware corporation.
- Fourth:** The name of the limited liability company as set forth in the Certificate of Formation is Cybear, LLC, a Delaware limited liability company.
- Fifth:** The conversion has been approved in accordance with the provisions of Section 266 of the Delaware Corporation Law.

In Witness Whereof, said Converting Corporation has caused this Certificate to be signed by an authorized officer, the 27th day of June, 2002.

CYBEAR INC., a Delaware corporation

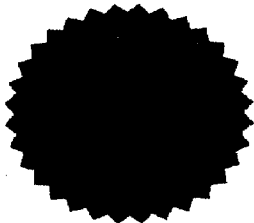
By: 
Name: Cynthia D. ...
Title: Secretary

Delaware

PAGE 2

The First State

I, HARRIET SMITH WINDSOR, SECRETARY OF STATE OF THE STATE OF DELAWARE DO HEREBY CERTIFY THAT THE ATTACHED IS A TRUE AND CORRECT COPY OF THE CERTIFICATE OF FORMATION OF "CYBEAR, LLC" FILED IN THIS OFFICE ON THE TWENTY-SEVENTH DAY OF JUNE, A.D. 2002, AT 5 O'CLOCK P.M.



Harriet Smith Windsor
Harriet Smith Windsor, Secretary of State

2729300 8100V

AUTHENTICATION: 1888375

020420222

DATE: 07-17-02

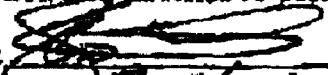
TRADEMARK
REEL: 002682 FRAME: 0122

STATE OF DELAWARE
LIMITED LIABILITY COMPANY
CERTIFICATE OF FORMATION

- First:** The name of the limited liability company is Cybear, LLC, a Delaware limited liability company (the "Company").
- Second:** The address of the Company's registered office in the State of Delaware is 2711 Centerville Road, in the City of Wilmington. The name of the Company's registered agent at such address is Corporation Service Company.
- Third:** The period of duration for the Company shall be perpetual.

In Witness Whereof, the undersigned has executed this Certificate of Formation of Cybear, LLC, a Delaware limited liability company, this 27th day of June, 2002.

ANDA, Inc., a Florida corporation

By: 
Name: David L. Lavin
Title: President

TOTAL P.03

CERTIFICATE OF EXPRESS MAILING

"Express Mail" mailing label number:

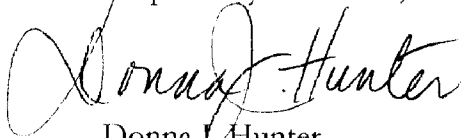
EL672901632US

Date of Deposit:

February 25, 2003

I hereby certify that the attached seven (7) Trademark Recordation Form Cover Sheets, transmittal letter and seven (7) checks for the filing fees are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. 1.10 on the date indicated above and is addressed to the U.S. Patent and Trademark Office, Assignment Division, Box Assignments, CG-4, 1213 Jefferson Davis Hwy., Suite 320, Washington, DC 20231.

Respectfully submitted,



Donna J. Hunter

for PAUL, HASTINGS, JANOFSKY & WALKER LLP

600 Peachtree Street, N.E., Suite 2400

Atlanta, Georgia 30308-2222

(404) 815-2301

Atlanta
Beijing
Hong Kong
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Orange County
San Francisco
Stamford
Tokyo
Washington, D.C.

(404) 815-2301
donnahunter@paulhastings.com

February 25, 2003

30517.00007

VIA U.S. EXPRESS MAIL

Commissioner of Patents and Trademarks
U.S. Patent and Trademark Office
BOX ASSIGNMENTS, CG-4
1213 Jefferson Davis Hwy., Suite 320
Washington, DC 20231

Re: **Recordation of Trademark Documents – Andrx Corporation, et al.**

Dear Sir or Madam:

For the recordation of the grants of security interest in various United States Trademark applications and registrations, enclosed please find the following documents:

1. **Articles of Merger of Andrx Corporation, a Florida corporation with and into Andrx Corporation, a Delaware corporation**
 - a. Trademark Recordation Form Cover Sheet;
 - b. Articles of Merger;
 - c. A check in the amount of \$65.00 for the applicable filing fees;

2. **Certificate of Merger of Andrx Labs, Inc. with and into Andrx Labs, LLC**
 - a. Trademark Recordation Form Cover Sheet;
 - b. Certificate of Merger;
 - c. A check in the amount of \$240.00 for the applicable filing fees;

3. **Certificate of Merger of Andrx Pharmaceuticals, Inc., a Florida corporation with and into Andrx Pharmaceuticals, LLC, a Delaware limited liability company**
 - a. Trademark Recordation Form Cover Sheet;
 - b. Certificate of Merger;

- c. A check in the amount of \$640.00 for the applicable filing fees; and
4. Conversion from Cybear, Inc. to Cybear, LLC
 - a. Trademark Recordation Form Cover Sheet;
 - b. Certificate of Conversion;
 - c. A check in the amount of \$490.00 for the applicable filing fees.

Please record the enclosed documents *in the order listed above* and amend your records to reflect such mergers.

We request that you charge any deficiencies, or credit any overpayments to Paul, Hastings, Janofsky & Walker LLP's Deposit Account Number 16-0752.

Do not hesitate to contact me should you have any questions regarding this matter.

Sincerely,



Donna J. Hunter
for PAUL, HASTINGS, JANOFSKY & WALKER LLP

Enclosures

cc: Kathleen O. Currey, Esq.
David S. Cartee, Esq.