

## TRADEMARK ASSIGNMENT

Electronic Version v1.1

Stylesheet Version v1.1

SUBMISSION TYPE:

NEW ASSIGNMENT

NATURE OF CONVEYANCE:

Notice of Grant of Security Interest

## CONVEYING PARTY DATA

Name	Formerly	Execution Date	Entity Type
BIOENTERICS CORPORATION		07/25/2003	CORPORATION: CALIFORNIA

## RECEIVING PARTY DATA

Name:	UNION BANK OF CALIFORNIA, N.A., as Administrative Agent
Street Address:	445 S. Figueroa Street
Internal Address:	San Frenando Corporate Office
City:	Los Angeles
State/Country:	CALIFORNIA
Postal Code:	90071
Entity Type:	National Association: UNITED STATES

## PROPERTY NUMBERS Total: 7

Property Type	Number	Word Mark
Registration Number:	2467329	SEP-TUM
Registration Number:	2397535	BIB
Registration Number:	2373933	ARP
Registration Number:	2081593	GASTROSTENOMETER
Registration Number:	2079308	ENDOLUMINA
Registration Number:	1937093	LAP-BAND
Registration Number:	1707960	BIOENTERICS

## CORRESPONDENCE DATA

Fax Number: (919)286-8199

*Correspondence will be sent via US Mail when the fax attempt is unsuccessful.*

Phone: (919) 286-8122

Email: PTO\_TMconfirmation@mvalaw.com

Correspondent Name: Moore &amp; Van Allen PLLC

Address Line 1: 2200 W. Main Street

Address Line 2: Suite 800

TRADEMARK

REEL: 002721 FRAME: 0054

900002118

OP \$190.00 2467329

Address Line 4: Durham, NORTH CAROLINA 27705

ATTORNEY DOCKET NUMBER:

017625.2329

NAME OF SUBMITTER:

Steven D. Thomas

**Total Attachments: 4**

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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 July 25, 2003 (the "Agreement") by and among the Obligors party thereto (each an "Obligor" and collectively, the "Obligors") and Union Bank of California, N.A., as Administrative Agent (the "Administrative 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 Administrative 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 attached schedule 1]

TRADEMARK APPLICATIONS

<u>Trademark Applications No.</u>	Description of Trademark <u>Applied For</u>	Date of Trademark <u>Applications</u>
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[none]

The Obligors and the Administrative 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 Agreement and (ii) is not to be construed as an assignment of any trademark or trademark application.

Very truly yours,

**BIOENTERICS CORPORATION**

By: Joseph Newcomb  
Name: JOSEPH NEWCOMB  
Title: SECRETARY

Acknowledged and Accepted:

UNION BANK OF CALIFORNIA, N.A., as Administrative Agent

By: \_\_\_\_\_  
Name: \_\_\_\_\_  
Title: \_\_\_\_\_

The Obligors and the Administrative 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 Agreement and (ii) is not to be construed as an assignment of any trademark or trademark application.

Very truly yours,

**BIOENTERICS CORPORATION**

By: \_\_\_\_\_

Name: \_\_\_\_\_

Title: \_\_\_\_\_

Acknowledged and Accepted:

UNION BANK OF CALIFORNIA, N.A., as Administrative Agent

By: K. Teymouratche

Name: Karim Teymouratche

Title: Regional Vice President

**Schedule 1**

**BioEnterics Corporation  
(California Corporation)**

**U.S. Trademarks**

**Registered Marks**

Mark	Registration No.	Registration Date
SEP-TUM	2467329	7/10/01
BIB	2397535	10/24/00
ARP	2373933	8/1/00
GASTROSTENOMETER	2081593	7/22/97
ENDOLUMINA	2079308	7/15/97
LAP-BAND	1937093	11/21/95
BIOENTERICS	1707960	8/18/92