

10-30-2003

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

102588211

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

1. Name of conveying party(ies):

Dharmacon Research, Inc. 76-28-03

- 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

Execution Date: 10/23/2003

2. Name and address of receiving party(ies)

Name: Dharmacon, Inc.

Internal Address:

Street Address: 2650 Crescent Drive #100

City: Lafayette State: CO Zip: 80026

- 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) 76/483357

B. Trademark Registration No.(s) 2763330

Additional number(s) attached Yes No

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

Name: Ms. Peggy Franks

Internal Address:

Street Address: 2650 Crescent Drive #100

City: Lafayette State: CO Zip: 80026

6. Total number of applications and registrations involved:

15

7. Total fee (37 CFR 3.41) \$390.00

- Enclosed Authorized to be charged to deposit account

8. Deposit account number:

OPR/FINANCE OCT 23 AM 7:25

DO NOT USE THIS SPACE

9. Signature.

Kevin B. Nash, Esq. Name of Person Signing

Kevin Nash Signature

10/23/03 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

10/29/2003 ECOOPER 00000041 76483357

01 FC:8521 40.00 OP 02 FC:8522 350.00 OP

TRADEMARK REEL: 002853 FRAME: 0832



# DHARMACON

October 23, 2003

Commissioner of Patents & Trademarks  
Box Assignments  
Washington, D. C. 20231

4. Continued

<b>Application number(s)</b>	<b>Registration number(s)</b>
siGENE 76/484124	Dharmacon (services) 2230461
Mountain logo design (goods) 76/487176	Chinese logo design (services) 2230460
Mountain logo design (services) 76/487,175	ACE (services) 2228061
siARRAY 76/483360	Dharmacon (products) 2318507
siSPLICE 76/485309	Chinese logo design (products) 2313754
	ACE (products) 2409872
	AA-N19 2760794
	SMARTpools 2750202

**CERTIFICATE OF AMENDMENT TO  
RESTATED  
CERTIFICATE OF INCORPORATION  
OF  
DHARMACON RESEARCH, INC.**

(Pursuant to Section 242)

DHARMACON RESEARCH, INC., a corporation (the "Corporation") organized and existing under and by virtue of the General Corporation Law of the State of Delaware (the "Delaware General Corporation Law"), does hereby certify as follows for the purpose of amending its Restated Certificate of Incorporation:

1. That the Corporation's Restated Certificate of Incorporation is hereby amended as follows. Article I shall be deleted in its entirety and replaced with the following:

**ARTICLE I**

**Name**

The name of the Corporation is Dharmacon, Inc.

2. That the Corporation's Restated Certificate of Incorporation is hereby further amended as follows. Section 4.1 shall be deleted in its entirety and replaced with the following:

4.1 Authorized Capital. The aggregate number of shares that the Corporation shall have authority to issue is 25,000,000 shares of common stock, each having a par value of \$0.01, (the "Common Stock") and 4,400,000 shares of preferred stock, each having a par value of \$0.01 (the "Preferred Stock"), 4,400,000 shares of which shall be designated as Series A Preferred Stock.


3. Except as expressly amended by this Certificate of Amendment, the Restated Certificate of Incorporation, as heretofore amended, is ratified in its entirety.

4. That the board of directors of the Corporation duly adopted resolutions containing provisions of this Certificate of Amendment, declaring such amendment to be advisable and called for the approval of the stockholders of the Corporation to such amendment in accordance with Section 242 of the Delaware General Corporation Law.

5. That the holders of at least a majority of the outstanding shares of Common Stock and Preferred Stock of the Corporation, voting as a single class on an as-converted basis, acting by means of a written consent in lieu of a meeting pursuant to Section 228(a) of the Delaware General Corporation Law, adopted and approved this Certificate of Amendment in accordance with Section 242 of the Delaware General Corporation Law.

IN WITNESS WHEREOF, this Certificate of Amendment of the Corporation has been executed this 31 day of January, 2003.

DHARMACON RESEARCH, INC.

By:   
Stephen A. Scaringe, Ph.D., Chief Executive Officer

WFO - 8888888 - 10729 v2

TOTAL P.03

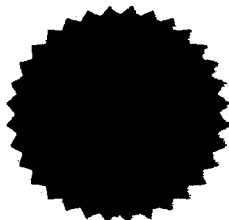
# Delaware

PAGE 1

*The First State*

I, HARRIET SMITH WINDSOR, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY THE ATTACHED IS A TRUE AND CORRECT COPY OF THE CERTIFICATE OF AMENDMENT OF "DHARMACON RESEARCH, INC.", CHANGING ITS NAME FROM "DHARMACON RESEARCH, INC." TO "DHARMACON, INC.", FILED IN THIS OFFICE ON THE THIRD DAY OF FEBRUARY, A.D. 2003, AT 4:30 O'CLOCK P.M.

A FILED COPY OF THIS CERTIFICATE HAS BEEN FORWARDED TO THE NEW CASTLE COUNTY RECORDER OF DEEDS.



*Harriet Smith Windsor*

Harriet Smith Windsor, Secretary of State

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AUTHENTICATION: 2240684

030072244

DATE: 02-04-03

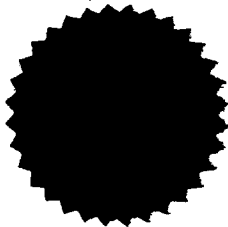
TRADEMARK  
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# Delaware

PAGE 1

*The First State*

I, HARRIET SMITH WINDSOR, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY THAT THE SAID "DHARMACON RESEARCH, INC.", FILED A CERTIFICATE OF AMENDMENT, CHANGING ITS NAME TO "DHARMACON, INC.", THE THIRD DAY OF FEBRUARY, A.D. 2003, AT 4:30 O'CLOCK P.M.



*Harriet Smith Windsor*

Harriet Smith Windsor, Secretary of State

3433787 8320

AUTHENTICATION: 2240924

030072643

DATE: 02-04-03

RECORDED: 10/28/2003

TRADEMARK  
REEL: 002853 FRAME: 0837