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01-05-2004

Form PTO-1594 (Rev. 03/01) OMB No. 0651-0027 (exp. 5/31/2002) Tab settings

RECORD & TRACK



DEPARTMENT OF COMMERCE Patent and Trademark Office

102638097

To the Honorable Commissioner of Patents and Trademarks

with the attached original documents or copy thereof.

1. Name of conveying party(ies):

Icogen Corporation 454 North 34th Street Seattle, WA 98103

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

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

3. Nature of conveyance:

- Assignment Merger Security Agreement Change of Name Other

Execution Date: 12/23/2003

2. Name and address of receiving party(ies)

Name: ICAgen, Inc.

Internal Address: Suite 350

Street Address: 4222 Emperor Boulevard

City: Durham State: NC Zip: 27703

- 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)

B. Trademark Registration No.(s) 2,181,004

Additional number(s) attached Yes No

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

Name: Neal B. Wolgin

Internal Address: Hutchison & Mason PLLC

Street Address: 3110 Edwards Mill Road

Suite 100

City: Raleigh State: NC Zip: 27612

6. Total number of applications and registrations involved: 1

7. Total fee (37 CFR 3.41) \$ 40.00

- Enclosed Authorized to be charged to deposit account

8. Deposit account number:

DO NOT USE THIS SPACE

9. Signature.

Neal B. Wolgin

Name of Person Signing

Signature

December 30, 2003

Date

Total number of pages including cover sheet, attachments, and document: 2

OPR/FINANCE 003 DEC 30 PM 2:51

01/05/2004 LMBELLER 00000014 2181004 01 FC:8521 40.00 OP

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

TRADEMARK REEL: 002889 FRAME: 0277

Attachment A**ASSIGNMENT**

WHEREAS, Icogen Corporation (hereinafter referred to as "ASSIGNOR"), a Washington corporation having a mailing address of 454 North 34 Street, Seattle, Washington 98103, is the owner of record of US. Trademark Reg. No. 2,181,004, issued August 11, 1998 for the trademark "ICOGEN" (hereinafter said trademark and said registration are collectively referred to as the "TRADEMARK"); and

WHEREAS, ICAGEN, Inc. (hereinafter referred to as "ASSIGNEE"), a Delaware corporation having a principal place of business at 4222 Emperor Boulevard, Suite 350, Durham, North Carolina 27703, is desirous of acquiring said TRADEMARK and ownership thereof.

NOW, THEREFORE, TO ALL WHOM IT MAY CONCERN:

Be it known that for good and valuable consideration, ASSIGNOR does hereby sell, assign and transfer unto ASSIGNEE, its entire right, title and interest in and to the TRADEMARK and all goodwill associated therewith, together with the right to sue and collect damages for past infringement of the TRADEMARK.

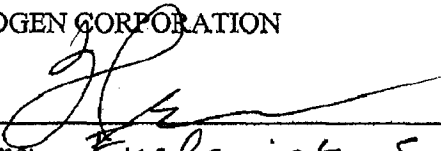
ICOGEN CORPORATION

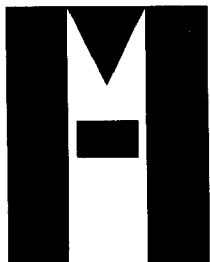
Date

Dec 23, 2003

Name:

Title:


Frederick S. Hagen
President & CEO



HUTCHISON & MASON PLLC

nwolgin@hutchlaw.com
(919) 829-4320

December 30, 2003

CERTIFICATE UNDER 37 C.F.R. §1.8(a)

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail postage prepaid in an envelope addressed to: Commissioner of Patents and Trademarks; Washington, D.C. 20231 on December 30, 2003.

Kimberly Hollister
December 30, 2003

VIA EXPRESS MAIL NO. EL915073940US

Commissioner of Patents and Trademarks
BOX: ASSIGNMENTS
Washington, D.C. 20231

Re: Notice of Recordation for Trademark:
2,181,004, ICOGEN

Dear Commissioner:

Enclosed please find the following documents:

1. Form PTO-1594, Trademark Recordation Form Cover Sheet;
2. Copy of the Assignment;
3. A check in the amount of \$40.00 to cover the recordation fees;
4. A self-addressed, stamped return postcard.

Please record this assignment by IcoGen Corporation, a Washington corporation, to ICAgen, Inc., a Delaware corporation.

Thank you for your attention to this matter.

Sincerely,

Neal B. Wolgin
Attorney for Applicant

Enclosures

Counsel to the Technology CommunitySM

3110 Edwards Mill Road, Suite 100, Raleigh, North Carolina 27612 • (919) 829-9600 • (919) 829-9696 fax • www.hutchlaw.com

RECORDED: 12/30/2003

TRADEMARK
REEL: 002889 FRAME: 0279