

7/1/03

01-20-2004

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

RECOI TR



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

102649090

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

1. Name of conveying party(ies): 1-14-04 Merrill Lynch Business Financial Services, Inc.

- 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 Release of Security Agreement

Execution Date: 06/23/2003

2. Name and address of receiving party(ies) Name: WellSpring Pharmaceutical Corp.

Internal Address: Street Address: 1430 State Route 34 City: Neptune State: NJ Zip: 07753-6807

- Individual(s) citizenship Association General Partnership Limited Partnership Corporation-State NJ 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) 13382 0785081 0548626

Additional number(s) attached Yes No

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

Name: Kurt E. Anderson

Internal Address:

Street Address: PO Box 190

City: Middletown State: NJ Zip: 07748

6. Total number of applications and registrations involved: 1

7. Total fee (37 CFR 3.41): \$ 25.00

- Enclosed 840 paid Authorized to be charged to deposit account

8. Deposit account number:

50-1827

DO NOT USE THIS SPACE

9. Signature.

Kurt E. Anderson Name of Person Signing

Kurt E. Anderson Signature

7/23/04 Date

Total number of pages including cover sheet, attachments, and document: 4

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

07-09-2003

7.103



102492420

TRADEMARKS OFFICE

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

R

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

Tab settings

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

1. Name of conveying party(ies): Merrill Lynch Business Financial Services, Inc. [] Individual(s) [] Association [] General Partnership [] Limited Partnership [/] Corporation-State [] Other

2. Name and address of receiving party(ies) Name: WellSpring Pharmaceutical Corp. Internal Address: Street Address: 1430 State Route 34 City: Neptune State: NJ Zip: 07538-6800 [] Individual(s) citizenship [] Association [] General Partnership [] Limited Partnership [/] Corporation-State NJ [] 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: 06/23/2003

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) 13382 Additional number(s) attached [] Yes [/] No

5. Name and address of party to whom correspondence concerning document should be mailed: Name: Kurt E. Anderson Internal Address: Street Address: PO Box 190 City: Middletown State: NJ Zip: 07748

6. Total number of applications and registrations involved: 1 7. Total fee (37 CFR 3.41): \$ 25.00 [] Enclosed [/] Authorized to be charged to deposit account 8. Deposit account number: 50-1827

DO NOT USE THIS SPACE

9. Signature. Kurt E. Anderson Name of Person Signing Signature Date

Total number of pages including cover sheet, attachments, and document: 4

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

07/08/2003 GTDN11 00000135 501827 013382

01 FC:8521 40.00 DA

TRADEMARK REEL: 002906 FRAME: 0049

RELEASE OF TRADEMARK SECURITY AGREEMENT

Merrill Lynch Business Financial Services Inc., a Delaware corporation (the "Secured Party") and WellSpring Pharmaceutical Corporation, a Delaware corporation (the "Grantor") entered into a certain Trademark Security Agreement dated as of September 21, 1999 recorded with the United States Patent and Trademark Office on October 12, 1999 in Reel 1973, Frame 774 (the "Trademark Security Agreement"). The Secured Party hereby releases (a) its security interest in the Trademark Collateral (as defined in the Trademark Security Agreement, including, without limitation, those trademarks and licenses identified on Schedules A and B attached hereto, (b) all rights acquired by Secured Party under the Trademark Security Agreement, and (c) all duties and obligations of the Grantor under the Trademark Security Agreement.

Dated June 23, 2003

MERRILL LYNCH BUSINESS FINANCIAL SERVICES, INC.

By: Jason Deegan
Name: Jason Deegan
Title: Assistant Vice President

ACKNOWLEDGEMENT

STATE OF ~~NEW JERSEY~~ ILLINOIS)
)ss.
COUNTY OF KANE)

On JUNE 23, 2003 before me, JASON DEEGAN personally appeared IN PERSON, to me known, who, being by me sworn, did say that he is the ASST. VICE PRESIDENT of MERRILL LYNCH BUSINESS FINANCIAL SERVICES, INC., which corporation is described in, and which corporation executed, the above instrument, and that he signed his name by order of the Board of Directors of said corporation.

Nancy L. Vidal
Notary Public of



My Commission Expires June 6, 2004

**Schedule A to Release of
Trademark Security
Agreement**

TRADEMARKS

<u>Country</u>	<u>Owner</u>	<u>Application Number</u>	<u>Registration Number</u>	<u>Registration Date</u>	<u>Trademark</u>	<u>Description of Goods</u>
USA	Wellspring Pharmaceutical Corporation	72-193,818	785,0781	February 6, 1965	DYRENIUM	Diuretic
USA	Wellspring Pharmaceutical Corporation	71-586,367	548,626	September 25, 1951	DIBENZYLINE	Syntholytic and adrenolytic agent, and as an agent effecting the central nervous system
Puerto Rico	Wellspring Pharmaceutical Corporation		13382	June 1, 1965	DYRENIUM	Diuretic

TRADEMARK LICENSES

Limited license to use capsule shape as set forth in Section 3.7 of that certain Final Finished Pharmaceuticals Supply Agreement dated as of September 30, 1999 between SmithKline Beecham Corporation and SmithKline Beecham Pharmaceuticals Co. and WellSpring Pharmaceutical Corporation.

#360030 v1 - RELEASE OF TRADEMARK SECURITY AGREEMENT