

08-31-2004

Docket No.:

TRADEMARK



ONLY

MERZ LLC AG 112

Tab settings

102825411

To the Director of the United States Patent and Trademark Office, please return the enclosed original documents or copy thereof.

1. Name of conveying party(ies)
ALLERGAN, INC. *8/27/04*

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

Additional names(s) of conveying party(ies) Yes No

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

Name: **MERZ PHARMACEUTICALS, LLC**

Internal Address: _____

Street Address: **4215 TUDOR LANE**

City: **GREENSBORO** State: **NC** ZIP: **27410**

Individual(s) citizenship _____
 Association _____
 General Partnership _____
 Limited Partnership _____
 Corporation-State _____
 Other **NORTH CAROLINA LLC**

If assignee is not domiciled in the United States, a domestic designation is Yes N
(Designations must be a separate document from
Additional name(s) & address(es) Yes N

3. Nature of conveyance:

Assignment Merger
 Security Agreement Change of Name
 Other _____

Execution Date: **July 1, 2004**

4. Application number(s) or registration numbers(s):

A. Trademark / Service Mark Application No.(s)

Additional numbers

B. Trademark / Service Mark Registration No.(s)

1,412,990 **1,421,704**

Yes No

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

Name: **G. PATRICK SAGE**

Internal Address: _____

THE FIRM OF HUESCHEN AND SAGE

Street Address: **500 COLUMBIA PLAZA**
350 EAST MICHIGAN AVENUE

City: **KALAMAZOO** State: **MI** ZIP: **49007**

6. Total number of applications and registrations involved:..... **2**

7. Total fee (37 CFR 3.41):.....\$ **\$65.00**

Enclosed
 Authorized to be charged to deposit account

8. Deposit account number: _____

DO NOT USE THIS SPACE

9. Statement and signature.
To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

JUDY L. TUTTEN *Judy L. Tutton* **August 23, 2004**
Name of Person Signing Signature Date

Total number of pages including cover sheet, attachments, and **4**

Mail documents to be recorded with required cover sheet information to:
Mail Stop Recordation Services
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P.O. Box 1450, Alexandria, VA 22313-1450

01 FC-8521
02 FC-8522

40.00 DP
25.00 DP

TRADEMARK ASSIGNMENT

WHEREAS, ALLERGAN, INC., a Delaware corporation and any Affiliate [as defined in the Agreement (as defined below)] of Allergan, or their respective successors and assigns (collectively, "ASSIGNOR"), having their principal office and place of business at 2525 Dupont Drive, Irvine, California 92612, USA, are the owners of the trademark registrations set forth on Schedule B attached hereto and incorporated by reference herein; and

WHEREAS, MERZ PHARMACEUTICALS, LLC, a North Carolina limited liability company ("ASSIGNEE"), having its principal office and place of business at 4215 Tudor Lane, Greensboro, North Carolina 27410, USA, has acquired, or is acquiring, said trademarks and registrations thereof, together with the business to which those trademarks pertain, by exercise of an option to purchase and payment of \$1 as set forth in Section 2.4 of that certain Exclusive License and Distribution Agreement, dated July of 1999, by and between Assignor and Assignee ("AGREEMENT").

NOW THEREFORE, for good and valuable consideration, the receipt of which is hereby acknowledged, the ASSIGNOR does hereby assign unto the ASSIGNEE all right, title and interest in and to said trademarks and registrations thereof exclusively as set forth on Schedule B attached hereto and in the AGREEMENT, together with the goodwill of the business symbolized by the respective trademarks and in and to all causes of action, either in law or in equity, and any rights to sue for past, present or future infringement thereof.

DATED: July 1, 2004

ALLERGAN, INC.

By: 

Name: Martin Voet

Title: Senior Vice President, Chief Intellectual
Property Counsel and Assistant Secretary