

TRADEMARK ASSIGNMENT

Electronic Version v1.1
 Stylesheet Version v1.1

SUBMISSION TYPE:	NEW ASSIGNMENT		
NATURE OF CONVEYANCE:	ASSIGNS THE ENTIRE INTEREST AND THE GOODWILL		
CONVEYING PARTY DATA			
Name	Formerly	Execution Date	Entity Type
Elan Pharmaceuticals, Inc.		02/23/2005	CORPORATION: DELAWARE
RECEIVING PARTY DATA			
Name:	Athena Diagnostics, Inc.		
Street Address:	377 Plantation Street		
City:	Worcester		
State/Country:	MASSACHUSETTS		
Postal Code:	01605		
Entity Type:	CORPORATION: MASSACHUSETTS		
PROPERTY NUMBERS Total: 1			
Property Type	Number	Word Mark	
Registration Number:	2210331	A ATHENA	
CORRESPONDENCE DATA			
Fax Number:	(978)341-0136		
	<i>Correspondence will be sent via US Mail when the fax attempt is unsuccessful.</i>		
Phone:	978-341-0036		
Email:	joan.graham@hbsr.com		
Correspondent Name:	John L. DuPre'		
Address Line 1:	530 Virginia Road, P.O. Box 9133		
Address Line 2:	Hamilton, Brook, Smith & Reynolds, P.C.		
Address Line 4:	Concord, MASSACHUSETTS 01742-9133		
NAME OF SUBMITTER:	John L. DuPre'		
Signature:	/John L. DuPre'/		
Date:	03/23/2005		

CH \$40.00 2210331

Total Attachments: 3

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**TRADEMARK
 REEL: 003051 FRAME: 0873**

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ASSIGNMENT OF SERVICE MARK

WHEREAS, Elan Pharmaceuticals, Inc., a corporation organized and existing under the laws of the State of Delaware, and having its principal place of business at 800 Gateway Boulevard, South San Francisco, California 94080 (hereinafter called SELLER) is the owner of a certain service mark, as specified in "EXHIBIT A" attached hereto and made a part hereof; and

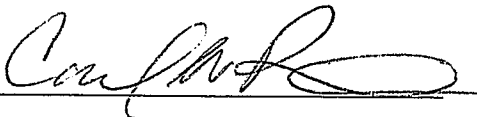
WHEREAS, Athena Diagnostics, Inc., a corporation organized and existing under the laws of the Commonwealth of Massachusetts, and having its principal place of business at 377 Plantation Street, Worcester, Massachusetts 01605 (hereinafter called BUYER) desires to acquire its entire right, title and interest in and to certain assets and properties of SELLER, including said service mark; and

WHEREAS, SELLER has agreed to execute such additional instruments as may be necessary or desirable to confirm said acquisition of certain assets by BUYER.

NOW THEREFORE, in consideration of the foregoing, as well as for other good and valuable consideration receipt of which is hereby acknowledged, SELLER, hereby sells, assigns, transfers and sets over to BUYER, its successors, legal representatives and assigns, its entire right, title and interest of SELLER in and to said service mark, together with the good will of the business symbolized by said service mark, and all claims, if any, which may have arisen thereunder prior to the date of this Assignment.

IN WITNESS WHEREOF, SELLER has caused this instrument to be executed by its duly authorized corporate officer, and its corporate seal to be hereunto affixed, all effective the 23rd day of February, 2005.

Elan Pharmaceuticals, Inc.

By 

Signator's Name: Carl W. Battle

Title: Sr. Vice President, Intellectual Property

Date: February 23, 2005

EXHIBIT A

U.S. Service Mark Registration No.: 2,210,331

Service Mark: A ATHENA (stylized)

Registration Date: December 15, 1998

For: Diagnostic and prognostic clinical testing services, but not including any services which involve electronic monitoring of the condition of patients

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

State of California

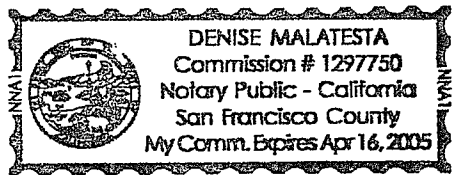
County of San Mateo } ss.

On Feb 28, 2005 before me, Denise Malatesta
Date Name and Title of Officer (e.g., "Jane Doe, Notary Public")

personally appeared Carl W. Battle
Name(s) of Signer(s)

personally known to me

proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.



WITNESS my hand and official seal.

Denise Malatesta
Signature of Notary Public

Place Notary Seal Above

OPTIONAL

Though the information below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of this form to another document.

Description of Attached Document

Title or Type of Document: Assignment of Service Mark

Document Date: February 23, 2005 Number of Pages: _____

Signer(s) Other Than Named Above: - N/A -

Capacity(ies) Claimed by Signer(s)

Signer's Name: _____

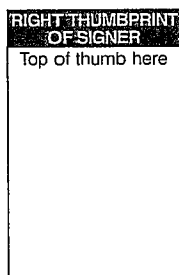
- Individual
- Corporate Officer — Title(s): _____
- Partner — Limited General
- Attorney in Fact
- Trustee
- Guardian or Conservator
- Other: _____



Signer Is Representing: _____

Signer's Name: _____

- Individual
- Corporate Officer — Title(s): _____
- Partner — Limited General
- Attorney in Fact
- Trustee
- Guardian or Conservator
- Other: _____



Signer Is Representing: _____