

Form PTO-1594 (Rev. 07/05)  
OMB Collection 0651-0027 (exp. 6/30/2008)

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

### RECORDATION FORM COVER SHEET TRADEMARKS ONLY

To the Director of the U. S. Patent and Trademark Office: Please record the attached documents or the new address(es) below.

**1. Name of conveying party(ies):**

FOREST LABORATORIES, INC.

- Individual(s)
- General Partnership
- Corporation- State: DELAWARE
- Other \_\_\_\_\_

Citizenship (see guidelines) \_\_\_\_\_

Additional names of conveying parties attached?  Yes  No

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

Additional names, addresses, or citizenship attached?  Yes  No

Name: MERZ PHARMA GmbH & CO. KGaA

Internal \_\_\_\_\_

Address: \_\_\_\_\_

Street Address: Eckenheimer Landstrasse, 100

City: Frankfurt am Main

State: \_\_\_\_\_

Country: Germany Zip: 60318

- Association Citizenship \_\_\_\_\_
- General Partnership Citizenship \_\_\_\_\_
- Limited Partnership Citizenship \_\_\_\_\_
- Corporation Citizenship \_\_\_\_\_
- Other KGaA Citizenship German

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)

**3. Nature of conveyance /Execution Date(s) :**

Execution Date(s) February 2, 2006

- Assignment
- Security Agreement
- Other \_\_\_\_\_
- Merger
- Change of Name

**4. Application number(s) or registration number(s) and identification or description of the Trademark.**

A. Trademark Application No.(s) \_\_\_\_\_

B. Trademark Registration No.(s) \_\_\_\_\_

2846815 (MISC. DESIGN - SUN & FLAME)

Additional sheet(s) attached?  Yes  No

C. Identification or Description of Trademark(s) (and Filing Date if Application or Registration Number is unknown):

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

Name: HUESCHEN & SAGE, PLLC

Internal Address: Seventh Floor, Kalamazoo Building

Street Address: 107 West Michigan Avenue

City: Kalamazoo

State: MI Zip: 49007

Phone Number: 269-382-0030

Fax Number: 269-382-2030

Email Address: \_\_\_\_\_

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

1

**7. Total fee (37 CFR 2.6(b)(6) & 3.41) \$40.00**

- Authorized to be charged by credit card
- Authorized to be charged to deposit account
- Enclosed

**8. Payment Information:**

a. Credit Card Last 4 Numbers \_\_\_\_\_  
Expiration Date \_\_\_\_\_

b. Deposit Account Number 083220  
Authorized User Name G. Patrick SAGE

**9. Signature:**

Signature

March 31, 2006

Date

G. Patrick SAGE

Name of Person Signing

Total number of pages including cover sheet, attachments, and document: **3**

Documents to be recorded (including cover sheet) should be faxed to (571) 273-0140, or mailed to: Mall Stop Assignment Recordation Services, Director of the USPTO, P.O. Box 1450, Alexandria, VA 22313-1450

CH \$40.00 083220 2846815

## TRADEMARK ASSIGNMENT IN THE UNITED STATES

FOREST LABORATORIES, INC., a Delaware Corporation, having a place of business at: 909 Third Avenue, New York, New York 10022 for and in consideration of the sum of One Dollar (\$1.00) and other valuable consideration, the receipt whereof is hereby acknowledged, does hereby sell, assign, and transfer unto MERZ PHARMA GmbH & CO. KGaA, Kommanditgesellschaft auf Aktien, organized under the laws of the FEDERAL REPUBLIC OF GERMANY, having a place of business at Eckenheimer Landstrasse, 100; 60318 Frankfurt am Main, Federal Republic of Germany, its successors and assigns, its entire right, title and interest in and to the following trademarks and trademark registrations in the UNITED STATES:

<u>TRADEMARK</u>	<u>REGISTRATION NUMBER</u>	<u>DATE</u>
MISCELLANEOUS DESIGN (Depiction of the Sun and a Flame)	2,846,815	May 25, 2005

together with that part of the goodwill of the business of FOREST LABORATORIES, INC. connected with and/or connected with the use of, and/or symbolized by, the said word as a trademark or tradename or as a part thereof, including any and all rights of action for infringement of the said trademark which may have accrued prior to the effective date of this assignment.

IN WITNESS WHEREOF, FOREST LABORATORIES, INC. has caused this instrument to be executed by its duly authorized representative(s) and has caused its corporate seal (if any) to be affixed as of this 2 day of February, 2006.

ASSIGNOR: FOREST LABORATORIES, INC.

By: 

Name typed: Charles S. Ryan

Office: Chief Intellectual Property Counsel  
Vice-President

IN WITNESS WHEREOF, MERZ PHARMA GMBH & CO. KGaA has caused this instrument to be executed by its duly authorized representative(s) and has caused its corporate seal (if any) to be affixed as of this 15 day of March, 2006.

ASSIGNEE: MERZ PHARMA GMBH & CO. KGaA

By: 

Name typed: DR. CHRISTIAN PERETSCHY

Office: Chief Legal Officer