

**TRADEMARK ASSIGNMENT**

Electronic Version v1.1  
 Stylesheet Version v1.1

<b>SUBMISSION TYPE:</b>	NEW ASSIGNMENT		
<b>NATURE OF CONVEYANCE:</b>	CHANGE OF NAME		
<b>CONVEYING PARTY DATA</b>			
<b>Name</b>	<b>Formerly</b>	<b>Execution Date</b>	<b>Entity Type</b>
ProEthic Pharmaceuticals, Inc.		08/27/2008	CORPORATION: DELAWARE

<b>RECEIVING PARTY DATA</b>	
<b>Name:</b>	Kowa Pharmaceuticals America, Inc.
<b>Street Address:</b>	530 Industrial Park Boulevard
<b>City:</b>	Montgomery
<b>State/Country:</b>	ALABAMA
<b>Postal Code:</b>	36117
<b>Entity Type:</b>	CORPORATION: DELAWARE

**PROPERTY NUMBERS Total: 31**

Property Type	Number	Word Mark
Serial Number:	76269678	PROETHIC LABORATORIES
Serial Number:	76297856	DURAFU
Serial Number:	76357020	DURAHIST
Serial Number:	76366154	DURAPHEN
Serial Number:	78149278	LORTUSS
Serial Number:	76563899	FOLTRATE
Serial Number:	76570242	DURABAC
Serial Number:	76576667	DURATAN
Serial Number:	76597790	DURADEX
Serial Number:	76550665	UDAMIN
Serial Number:	76640901	PROETHIC
Serial Number:	77074918	ALLERDUR
Serial Number:	78805250	PEDIATAN
Serial Number:	77057881	ALLERTAN

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Serial Number:	76473693	DURAFLEX
Serial Number:	77484658	DURAXIN
Serial Number:	78798993	QCEREX
Serial Number:	78798983	PRETHOR
Serial Number:	78798979	EXAINE
Serial Number:	78798962	EXOLV
Serial Number:	78834230	IMPACT
Serial Number:	78915306	DURACET
Serial Number:	78925523	CLOPAC
Serial Number:	78930847	DBT
Serial Number:	78961514	TANDUR
Serial Number:	78961521	ABATE
Serial Number:	77441592	CAMBIA
Serial Number:	77441572	EVOLT
Serial Number:	77074913	SINAGESIC
Serial Number:	77236192	QCERA
Serial Number:	77283080	DEVIL BURGER

**CORRESPONDENCE DATA**

Fax Number: (205)930-5101  
*Correspondence will be sent via US Mail when the fax attempt is unsuccessful.*  
Phone: 2059305282  
Email: tbush@sirote.com, tmclain@sirote.com  
Correspondent Name: Timothy A. Bush  
Address Line 1: 2311 Highland Avenue South  
Address Line 4: Birmingham, ALABAMA 35205

ATTORNEY DOCKET NUMBER:	44007-2
NAME OF SUBMITTER:	Timothy A. Bush
Signature:	/tab/
Date:	09/04/2008

Total Attachments: 2  
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source=kowa#page2.tif

# Delaware

PAGE 1

*The First State*

I, HARRIET SMITH WINDSOR, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY THE ATTACHED IS A TRUE AND CORRECT COPY OF THE CERTIFICATE OF AMENDMENT OF "PROETHIC PHARMACEUTICALS, INC.", CHANGING ITS NAME FROM "PROETHIC PHARMACEUTICALS, INC." TO "KOWA PHARMACEUTICALS AMERICA, INC.", FILED IN THIS OFFICE ON THE TWENTY-EIGHTH DAY OF AUGUST, A.D. 2008, AT 5:14 O'CLOCK P.M.

A FILED COPY OF THIS CERTIFICATE HAS BEEN FORWARDED TO THE NEW CASTLE COUNTY RECORDER OF DEEDS.

3826639 8100

080911385



You may verify this certificate online  
at [corp.delaware.gov/authver.shtml](http://corp.delaware.gov/authver.shtml)

*Harriet Smith Windsor*

Harriet Smith Windsor, Secretary of State

AUTHENTICATION: 6822712

DATE: 08-29-08

TRADEMARK  
REEL: 003846 FRAME: 0455

**THIRD CERTIFICATE OF AMENDMENT  
TO  
CERTIFICATE OF INCORPORATION  
OF  
PROETHIC PHARMACEUTICALS, INC.**

The undersigned corporation, ProEthic Pharmaceuticals, Inc., a corporation organized and existing under of the General Corporation Law of the State of Delaware (the "Corporation"), does hereby certify:

1. The Certificate of Incorporation, as amended, shall be further amended by deleting Article I, and substituting in lieu thereof the following:

**ARTICLE I  
NAME OF CORPORATION**

The name of the Corporation shall be Kowa Pharmaceuticals America, Inc.

2. The Certificate of Incorporation, as amended, shall be further amended by adding a new Article X as follows:

**ARTICLE X  
ELECTION OF DIRECTORS**

Written ballots of the stockholders shall not be required for the election of directors.

3. This Third Certificate of Amendment to Certificate of Incorporation has been duly adopted by the Board of Directors and Stockholders of the Corporation in accordance with Sections 141, 228, and 242 of the Delaware General Corporation Law, as amended.

4. This Third Certificate of Amendment to Certificate of Incorporation shall be effective as of September 1, 2008.

IN WITNESS WHEREOF, the undersigned Corporation, by its duly authorized officer and with full authority, has executed this Certificate under seal as of this 27<sup>th</sup> day of August, 2008.

PROETHIC PHARMACEUTICALS, INC.

By: 

Carl Whatley, Jr.  
Its Chief Executive Officer