

TRADEMARK ASSIGNMENT

Electronic Version v1.1
 Stylesheet Version v1.1

SUBMISSION TYPE:	NEW ASSIGNMENT
NATURE OF CONVEYANCE:	CHANGE OF NAME

CONVEYING PARTY DATA

Name	Formerly	Execution Date	Entity Type
HCETEYE, INC.		08/01/2008	CORPORATION: DELAWARE

RECEIVING PARTY DATA

Name:	Eyetech, Inc.
Street Address:	140 East Hanover Avenue
City:	Cedar Knolls
State/Country:	NEW JERSEY
Postal Code:	07927
Entity Type:	CORPORATION: DELAWARE

PROPERTY NUMBERS Total: 10

Property Type	Number	Word Mark
Serial Number:	78933020	LEVEL
Serial Number:	78933017	LEVEL
Serial Number:	78933021	LEVEL
Serial Number:	78056234	EYETECH
Serial Number:	78056269	EYETECH PHARMACEUTICALS
Serial Number:	78614477	IT TAKES ALL TYPES
Serial Number:	78089303	MACUGEN
Serial Number:	78487871	MACUGEN ACCESS PROGRAM
Serial Number:	78487900	MACUGEN
Serial Number:	78506764	MAP MACUGEN ACCESS PROGRAM

CORRESPONDENCE DATA

Fax Number: (631)845-0582
Correspondence will be sent via US Mail when the fax attempt is unsuccessful.
 Phone: (770) 642-7258

CH \$265.00 78933020

Email: steven.bettis@eyetech.com
Correspondent Name: Eyetech Inc.
Address Line 1: 140 East Hanover Avenue
Address Line 2: Steven B. Bettis
Address Line 4: Cedar Knolls, NEW JERSEY 07927

NAME OF SUBMITTER:	Eridelma Pascual
Signature:	/Eridelma Pascual/
Date:	10/16/2008

Total Attachments: 3
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Delaware

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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 "HCETEYE, INC.", CHANGING ITS NAME FROM "HCETEYE, INC." TO "EYETECH, INC.", FILED IN THIS OFFICE ON THE FIRST DAY OF AUGUST, A.D. 2008, AT 1 O'CLOCK P.M.

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



4570990 8100

080838953

You may verify this certificate online
at corp.delaware.gov/authver.shtml

Harriet Smith Windsor

Harriet Smith Windsor, Secretary of State

AUTHENTICATION: 6767784

DATE: 08-01-08

TRADEMARK
REEL: 003872 FRAME: 0183

**CERTIFICATE OF AMENDMENT
OF
AMENDED AND RESTATED
CERTIFICATE OF INCORPORATION
OF
HCETEYE, INC.**

(Pursuant to Section 242 of the Delaware Corporation Law)

HceteYE, Inc., a Delaware corporation organized and existing under the Delaware General Corporation Law (the "DGCL"), hereby certifies as follows:

1. The name of the corporation is HceteYE, Inc. (the "Corporation").
2. The Corporation filed its Certificate of Incorporation with the Delaware Secretary of State on July 3, 2008 under the name HceteYE Inc. The Corporation filed an Amended and Restated Certificate of Incorporation (the "Restated Certificate") with the Delaware Secretary of State on July 22, 2008, changing the Corporation's name to HceteYE, Inc.
3. The Restated Certificate is hereby amended by deleting the content of Article FIRST in its entirety and inserting in lieu thereof the following:

"FIRST: The name of the Corporation is Eyetech Inc. (the "Corporation").

4. The Restated Certificate is hereby further amended by deleting Part A, Section 2(c) of Article FOURTH in its entirety and inserting in lieu thereof the following:

"(c) Mandatory Conversion. For the avoidance of doubt, the Series B Common Stock shall be non-voting and non-participating with respect to dividends or similar distributions, until the termination of any holder of Series B Common Stock from his position as an employee of OSI Pharmaceuticals, Inc. or the relinquishment of such position, at which time each share of Series A Common Stock and Series B Common Stock then outstanding, without any action on the part of the holder thereof, shall be deemed automatically converted into that number of shares of Common Stock on a one-for-one basis and all rights and obligations of the Series A Common Stock provided in this Amended and Restated Certificate of Incorporation shall be deemed to be the rights and obligations of the Common Stock and all references to Series A Common Stock made in this Amended and Restated Certificate of Incorporation shall be deemed to be references to Common Stock."

5. This Certificate of Amendment to the Restated Certificate of the Corporation was duly adopted pursuant to the provisions of Section 242 of the DGCL.

IN WITNESS WHEREOF, the undersigned authorized officer of Hceteeye, Inc. has executed this Certificate of Amendment of Amended and Restated Certificate of Incorporation as of August 1, 2008.

HCETEYE, INC.

By: 

Steven B. Bettis, President

4393973v.2

RECORDED: 10/16/2008

TRADEMARK
REEL: 003872 FRAME: 0185