

**TRADEMARK ASSIGNMENT**

Electronic Version v1.1  
 Stylesheet Version v1.1

SUBMISSION TYPE:	NEW ASSIGNMENT
NATURE OF CONVEYANCE:	MERGER
EFFECTIVE DATE:	03/14/2008

**CONVEYING PARTY DATA**

Name	Formerly	Execution Date	Entity Type
Orphan Medical, Inc.		03/14/2008	CORPORATION: DELAWARE

**RECEIVING PARTY DATA**

Name:	Orphan Medical, LLC
Street Address:	3180 Porter Drive
City:	Palo Alto
State/Country:	CALIFORNIA
Postal Code:	94304
Entity Type:	LIMITED LIABILITY COMPANY: DELAWARE

**PROPERTY NUMBERS Total: 20**

Property Type	Number	Word Mark
Registration Number:	3112732	XYREM
Registration Number:	3309255	XYREM
Registration Number:	3162632	XYREM
Registration Number:	3162633	XYREM
Serial Number:	78769797	XYREM
Registration Number:	3162634	XYREM
Registration Number:	3162635	XYREM
Registration Number:	3162636	XYREM
Registration Number:	3428812	XYREM
Registration Number:	2860730	XYREM
Registration Number:	2249959	XYREM
Registration Number:	2952351	XYREM (SODIUM OXYBATE) ORAL SOLUTION CIII
Registration Number:	2472156	XYREM

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Registration Number:	2423880	XYREM
Registration Number:	2848521	XYREM PATIENT SUCCESS PROGRAM
Registration Number:	2860906	XYREM PHYSICIAN SUCCESS PROGRAM
Registration Number:	2867332	XYREM SUCCESS PROGRAM
Registration Number:	2774178	1-866-XYREM88
Registration Number:	3114867	CATALYST
Registration Number:	3114923	CATALYST

**CORRESPONDENCE DATA**

Fax Number: (612)604-6985  
*Correspondence will be sent via US Mail when the fax attempt is unsuccessful.*  
Phone: (612) 604-6585  
Email: trademark@winthrop.com  
Correspondent Name: Stephen R. Baird  
Address Line 1: 225 South Sixth Street  
Address Line 2: Suite 3500  
Address Line 4: Minneapolis, MINNESOTA 55402

ATTORNEY DOCKET NUMBER:	11394.1
NAME OF SUBMITTER:	Daniel J. Kelly
Signature:	/Daniel J. Kelly/
Date:	12/22/2008

**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 MERGER, WHICH MERGES:

"ORPHAN MEDICAL, INC.", A DELAWARE CORPORATION,  
WITH AND INTO "ORPHAN MEDICAL, LLC" UNDER THE NAME OF  
"ORPHAN MEDICAL, LLC", A LIMITED LIABILITY COMPANY ORGANIZED AND  
EXISTING UNDER THE LAWS OF THE STATE OF DELAWARE, AS RECEIVED  
AND FILED IN THIS OFFICE THE FOURTEENTH DAY OF MARCH, A.D. 2008,  
AT 3:08 O'CLOCK P.M.

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

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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: 6451560

DATE: 03-14-08

TRADEMARK  
REEL: 003907 FRAME: 0933

CERTIFICATE OF MERGER

OF

ORPHAN MEDICAL, INC.

INTO

ORPHAN MEDICAL, LLC

(Pursuant to Sections 103 and 264 of the Delaware General Corporation Law and Section 18-209 of the Delaware Limited Liability Company Act.)

**ORPHAN MEDICAL, LLC**, a Delaware limited liability company (the "**Company**"), does hereby certify to the following facts relating to the merger of Orphan Medical, Inc. ("**Orphan Inc.**") with and into the Company (the "**Merger**"):

**FIRST:** The Company is a limited liability company organized and existing under and by virtue of the Delaware Limited Liability Company Act (the "**DLLCA**").

**SECOND:** Orphan Inc. is a corporation organized and existing under and by virtue of the Delaware General Corporation Law (the "**DGCL**").

**THIRD:** An Agreement and Plan of Merger has been approved and executed by the Company and Orphan Inc. The executed Agreement and Plan of Merger is on file with the Company at its principal place of business located at 3180 Porter Drive, Palo Alto, CA 94304. A copy of the executed Agreement and Plan of Merger will be furnished by the Company, on request and without cost, to any member of the Company or any stockholder of Orphan Inc.

**FOURTH:** The Company shall survive the Merger and its name shall remain "Orphan Medical, LLC."

**FIFTH:** Upon the filing of this Certificate of Merger with the Secretary of State of Delaware, the Merger shall become effective (the "**Effective Date**") and the separate existence of Orphan Inc. will cease.

**SIXTH:** This Certificate of Merger was duly adopted and approved in accordance with the applicable provisions of Section 264 of the DGCL and Section 18-209 of the DLLCA.

IN WITNESS WHEREOF, the Company has caused this Certificate of Merger to be executed and acknowledged by the authorized person set forth below on this 14<sup>th</sup> day of March, 2008.

**ORPHAN MEDICAL, LLC**  
A Delaware limited liability company

By: /s/ Carol A. Gamble

Name: Carol A. Gamble

Title: Manager