

01-26-2009



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To the Director of the U. S. Patent

103545033

Additional documents or the new address(es) below:

1. Name of conveying party(ies):

TAP Pharmaceutical Products, Inc.

- Individual(s)
- General Partnership
- Corporation- State: Delaware
- Other
- Association
- Limited Partnership

Citizenship (see guidelines) Delaware

Additional names of conveying parties attached? Yes No

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

Execution Date(s) 12/23/2008

- Assignment
- Security Agreement
- Other See attached continuation sheet
- Merger
- Change of Name

2. Name and address of receiving party(ies)

Additional names, addresses, or citizenship attached? Yes No

Name: TAP Pharmaceutical Products, Inc.

Internal

Address:

Street Address: 675 North Field Drive

City: Lake Forest

State: Illinois

Country: USA Zip: 60045

- Association Citizenship
- General Partnership Citizenship
- Limited Partnership Citizenship
- Corporation Citizenship Delaware
- Other Citizenship

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)

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)

3132761, 3129726, 1859068

Additional sheet(s) attached? Yes No

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

BE INFORMED. BE STRONG. BE HEARD (Reg. Date: 8/22/2006), PCARE (Reg. Date: 8/15/2006), TERRY TOO SOON (Reg. Date: 10/18/2004)

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

Name: Michelle R. Osinski, Dykema Gossett PLLC

Internal Address:

Street Address: 39577 Woodward Avenue, Suite 300

City: Bloomfield Hills

State: Michigan Zip: 48304

Phone Number: 248-203-0825

Fax Number: 248-203-0763

Email Address: ipmail@dykema.com

6. Total number of applications and registrations involved:

3

7. Total fee (37 CFR 2.6(b)(6) & 3.41) \$ 90.00

- Authorized to be charged to deposit account
- Enclosed

8. Payment Information:

Deposit Account Number 04-2223

Authorized User Name Michelle R. Osinski

9. Signature:

Michelle R. Osinski
Signature

1/21/2009
Date

Michelle R. Osinski

Name of Person Signing

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

1.73.09

3. Nature of Conveyance/Execution Date(s) CONTINUED:

The submission is to correct (i.e., withdraw) the improper recordation of a Certificate of Merger at Reel/Frame No. 3903/0526 that erroneously affected the identified registrations. This submission references Document ID No. 900123343.

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TRADEMARK ASSIGNMENT

Electronic Version v1.1
 Stylesheet Version v1.1

~~12/23/2008~~
~~900123343~~

SUBMISSION TYPE:	NEW ASSIGNMENT
NATURE OF CONVEYANCE:	The submission is to correct the improper recordation of a Certificate of Merger at Reel/Frame 3903/0526 that erroneously affected the identified registrations.

CONVEYING PARTY DATA

Name	Formerly	Execution Date	Entity Type
TAP Pharmaceutical Products, Inc.		12/23/2008	CORPORATION: DELAWARE

RECEIVING PARTY DATA

Name:	TAP Pharmaceutical Products, Inc.
Street Address:	675 North Field Drive
City:	Lake Forest
State/Country:	ILLINOIS
Postal Code:	60045
Entity Type:	CORPORATION: DELAWARE

PROPERTY NUMBERS Total: 3

Property Type	Number	Word Mark
Registration Number:	3132761	BE INFORMED. BE STRONG. BE HEARD.
Registration Number:	3129726	PCARE
Registration Number:	1859068	TERRY TOO SOON

CORRESPONDENCE DATA

Fax Number: (248)203-0763
Correspondence will be sent via US Mail when the fax attempt is unsuccessful.
Phone: 248-203-0825
Email: ipmail@dykema.com
Correspondent Name: Michelle R. Osinski, Dykema Gossett PLLC
Address Line 1: 39577 Woodward Avenue, Suite 300
Address Line 4: Bloomfield Hills, MICHIGAN 48304

ATTORNEY DOCKET NUMBER:	065483-0999
NAME OF SUBMITTER:	Michelle R. Osinski, Dykema Gossett PLLC

CH \$90.00 3132761

Signature:

/Michelle R. Osinski/

Date:

12/23/2008

Total Attachments: 2

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Declaration Regarding Certificate of Merger Improperly Filed Against Trademark Registrations

I, Michelle R. Osinski, declare as follows:

1. I am an associate of Dykema Gossett PLLC, 39577 Woodward Avenue, Suite 300, Bloomfield Hills, Michigan, 48304.
2. Dykema Gossett PLLC is handling the recordation of appropriate documents with the U.S. Patent and Trademark Office to ensure that the U.S. Patent and Trademark Office Assignment records properly reflect the chain of title for various trademark registrations, including:
 - (a) U.S. Trademark Registration No. 3,132,761 for the mark "BE INFORMED. BE STRONG. BE HEARD;"
 - (b) U.S. Trademark Registration No. 3,129,726 for the mark "PCare;" and
 - (c) U.S. Trademark Registration No. 1,859,068 for the mark "TERRY TOO SOON."
3. On December 15, 2008, I electronically recorded a Certificate of Merger which merged TAP Pharmaceutical Products, Inc., a Delaware Corporation, with and into Takeda Pharmaceuticals North America, Inc. under the name of Takeda Pharmaceuticals North America, Inc.
4. This Certificate of Merger had an effective date of June 30, 2008.
5. This Certificate of Merger was recorded at Reel/Frame 3903/0526 on December 15, 2008.
5. This Certificate of Merger was submitted erroneously in connection with the trademark registrations identified in paragraph 2 since these trademark registrations had been assigned to another entity prior to the effective date of the merger.
6. In particular, each of the registrations identified in paragraph 2 had been assigned from TAP Pharmaceutical Products, Inc. to Lake Products, Inc. in an assignment document entitled "Intellectual Property Assignment" that was effective April 30, 2008.
7. A Certificate of Amendment to the Articles of Incorporation of Lake Products, Inc. in which the name of the corporation was changed from "Lake Products, Inc." to "Abbott Endocrine, Inc." was subsequently filed on May 1, 2008.
8. Accordingly, the Certificate of Merger should not have been recorded and the registrations identified in paragraph 2 should remain in the name of TAP Pharmaceutical Products, Inc., 675 North Field Drive, Lake Forest, IL 60045, so that the Intellectual Property Assignment identified in paragraph 6 (i.e., from TAP Pharmaceutical Products,

Inc. to Lake Products, Inc.) and the Certificate of Amendment to the Article of Incorporation identified in paragraph 7 (i.e., the Certificate documenting a change of name from Lake Products, Inc. to Abbott Endocrine, Inc.) may be subsequently recorded.

9. Our firm represents the correct owner of the trademark registrations identified in paragraph 2.
10. The Certificate of Merger at Reel/Frame 3903/0526 was submitted erroneously for recordation.
11. The trademark registrations identified in paragraph 2 should not be considered altered by the improper recordation of the Certificate of Merger.
12. Accordingly, the previous owner, TAP Pharmaceutical Products, Inc. should be listed as the owner of the registrations identified in paragraph 2.
13. Our firm will subsequently proceed with recordation of the appropriate documents (i.e., the Intellectual Property Assignment document and Certificate of Amendment to the Articles of Incorporation) in order to ensure that the Assignment Records of the U.S. Patent and Trademark Office reflect the true and correct owner of the registrations identified in paragraph 2.

The undersigned being warned that willful false statements and the like are punishable by fine or imprisonment, or both, under 18 U.S.C. § 1001, and that such willful false statements and the like may jeopardize the validity of the application or document or any registration resulting therefrom, declares that all statements made of his/her own knowledge are true; and all statement made on information and belief are believed to be true.



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