

**TRADEMARK ASSIGNMENT**

Electronic Version v1.1  
 Stylesheet Version v1.1

SUBMISSION TYPE:	NEW ASSIGNMENT		
NATURE OF CONVEYANCE:	RELEASE BY SECURED PARTY		
<b>CONVEYING PARTY DATA</b>			
Name	Formerly	Execution Date	Entity Type
AIP-Ath LLC		12/01/2010	LIMITED LIABILITY COMPANY: ALABAMA
<b>RECEIVING PARTY DATA</b>			
Name:	Atherotech, Inc.		
Street Address:	201 London Parkway		
City:	Birmingham		
State/Country:	ALABAMA		
Postal Code:	35211		
Entity Type:	CORPORATION: DELAWARE		
<b>PROPERTY NUMBERS Total: 2</b>			
Property Type	Number	Word Mark	
Registration Number:	2758837	VAP	
Registration Number:	3237258	THE VAP CHOLESTEROL TEST	
<b>CORRESPONDENCE DATA</b>			
Fax Number:	(256)517-5241		
	<i>Correspondence will be sent via US Mail when the fax attempt is unsuccessful.</i>		
Phone:	2565175141		
Email:	jasmith@babco.com		
Correspondent Name:	Jeremy A Smith		
Address Line 1:	200 Clinton Ave		
Address Line 2:	Suite 900		
Address Line 4:	Huntsville, ALABAMA 35801		
ATTORNEY DOCKET NUMBER:	0A9110-093006		
NAME OF SUBMITTER:	Jeremy A Smith		
Signature:	/Jeremy A Smith/		

CH \$65.00 2758837

**TRADEMARK**

Date:

12/06/2010

Total Attachments: 2

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**RELEASE OF SECURITY INTEREST  
IN INTELLECTUAL PROPERTY**

Pursuant to that certain Security Agreement, dated February 15, 2008, by and between AIP-Ath, LLC, an Alabama limited liability company ("AIP-Ath"), and Atherotech, Inc., a Delaware corporation (the "Company"), AIP-Ath obtained a security interest in the trademarks, patents and copyrights (and applications for trademarks, patents and copyrights) owned or leased by the Company, including those listed below under the heading REGISTERED INTELLECTUAL PROPERTY (the "Registered Intellectual Property"). AIP-Ath's security interests in the Registered Intellectual Properties were recorded February 19, 2008 with the United States Patent and Trademark Office at Reel/Frame 3721/0627 and at Reel/Frame 020527/0063.

**REGISTERED INTELLECTUAL PROPERTY**

Trademarks

<b>Mark</b>	<b>Registration Number</b>	<b>Registration Date</b>
VAP	2,758,837	09/02/03
THE VAP CHOLESTEROL TEST	3,237,258	05/01/07

Patent Application

<b>Application</b>	<b>Serial Number</b>	<b>Filing Date</b>
Cholesterol Measurement System and Method	11/316,520	12/21/05

Patent

<b>Patent</b>	<b>Patent Number</b>	<b>Issue Date</b>
APO B Measurement System and Method	7,521,248	04/21/09

AIP-Ath hereby agrees and acknowledges that all of its security interests, along with all of its claims to the interests of the Company in the Registered Intellectual Property and any other trademark, patent or copyright owned or leased by the Company, were terminated and released on June 4, 2010, with the repayment in full of all indebtedness owed by the Company to AIP-Ath. To the extent any right, title, or interest in any of the Registered Intellectual Properties or goodwill related thereto, is or may be in the possession or control of AIP-Ath following the release set forth in the immediately preceding sentence, AIP-Ath hereby assigns to the Company the all such right, title, and interest in and to the Registered Intellectual Properties, together with the goodwill of the business symbolized thereby. AIP-Ath hereby further authorizes the Company to file this release with the United States Patent and Trademark Office as evidence of the termination and release of its security interests in the Registered Intellectual Properties.

[Signature Page Follows]

IN WITNESS WHEREOF, the undersigned has caused this release and return assignment to be executed by the signature of its duly authorized officer as of the date first written above.

AIP-Ath, LLC

By: Donald E Wright

Name: DONALD E. WRIGHT

Title: Authorized Person

STATE OF Alabama )  
Jefferson COUNTY )

I, the undersigned, a notary public in and for said county in said state, hereby certify that Donald Wright, whose name is signed to the foregoing instrument, and who is known to me, acknowledged before me on this day that, being informed of the contents of said instrument, he executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this 1<sup>st</sup> day of December, 2010.

Barbara Phillips Webb  
Notary Public

[NOTARIAL SEAL]

My commission expires: **MY COMMISSION EXPIRES 3/28/2012**