

TRADEMARK ASSIGNMENT

Electronic Version v1.1
 Stylesheet Version v1.1

SUBMISSION TYPE:	NEW ASSIGNMENT		
NATURE OF CONVEYANCE:	Trademark Transfer and Assignment		
CONVEYING PARTY DATA			
Name	Formerly	Execution Date	Entity Type
Midcap Funding V, LLC		05/08/2013	LIMITED LIABILITY COMPANY: DELAWARE
RECEIVING PARTY DATA			
Name:	Midcap Financial, LLC		
Street Address:	7255 Woodmont Avenue		
Internal Address:	Suite 200		
City:	Bethesda		
State/Country:	MARYLAND		
Postal Code:	20814		
Entity Type:	LIMITED LIABILITY COMPANY: DELAWARE		
PROPERTY NUMBERS Total: 2			
Property Type	Number	Word Mark	
Registration Number:	3473585	SOMAXON PHARMACEUTICALS	
Registration Number:	3477986	SILENOR	
CORRESPONDENCE DATA			
Fax Number:	3126095005		
<i>Correspondence will be sent to the e-mail address first; if that is unsuccessful, it will be sent via US Mail.</i>			
Phone:	312-609-7804		
Email:	ccasey@vedderprice.com		
Correspondent Name:	Christine Casey		
Address Line 1:	222 N. LaSalle Street, 25th Floor		
Address Line 2:	c/o Vedder Price P.C.		
Address Line 4:	Chicago, ILLINOIS 60601		
ATTORNEY DOCKET NUMBER:	41012.00.0108		
NAME OF SUBMITTER:	Christine Casey		

CH \$65.00 3473585

Signature:	/Christine Casey/
Date:	09/13/2013
Total Attachments: 4 source=Assignment of Existing Trademark Security Agreement (MCF V to MCF)#page1.tif source=Assignment of Existing Trademark Security Agreement (MCF V to MCF)#page2.tif source=Assignment of Existing Trademark Security Agreement (MCF V to MCF)#page3.tif source=Assignment of Existing Trademark Security Agreement (MCF V to MCF)#page4.tif	

TRADEMARK TRANSFER AND ASSIGNMENT

FOR VALUE RECEIVED, the undersigned, **MIDCAP FUNDING V, LLC**, a Delaware limited liability company (“Assignor”), does hereby sell, assign, transfer and convey to **MIDCAP FINANCIAL, LLC**, a Delaware limited liability company (“Assignee”), without any representation or undertaking by, or recourse to, Assignor, all of Assignor’s entire right, title and interest in and to all trademark registrations and applications referred to on Schedule 1 attached hereto, arising under that certain Trademark Security Agreement, dated December 31, 2012, by and between Pernix Therapeutics Holdings, Inc., a Maryland corporation, Pernix Therapeutics, LLC, a Louisiana limited liability company, Cypress Pharmaceuticals, Inc., a Mississippi corporation, and Hawthorn Pharmaceuticals, Inc., a Mississippi corporation, as grantors, and Assignor, recorded on January 3, 2013 on (i) Reel No. 4935, Frame Nos. 0160, 0245, 0327, and 0175, and (ii) Reel No. 4937, Frame Nos. 0580, 0620, and 0599 with the U.S. Patent and Trademark Office, including, without limitation, all proceeds thereof, the right to sue for past, present and future infringements, all rights corresponding thereto and all re-issues, divisions, continuations, renewals, extensions and continuations-in-part thereof.

This Trademark Transfer and Assignment shall be effective as of May 8, 2013.

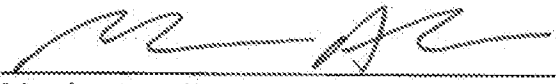
(Signature Page Follows)

(Signature Page to Trademark Transfer and Assignment)

IN WITNESS WHEREOF, Assignor has caused this Trademark Transfer and Assignment to be signed by its duly authorized officer, effective as of the date set forth above.

ASSIGNOR:

MIDCAP FUNDING V, LLC, a Delaware limited liability company

By: 

Maurice Amsellem
Managing Director

Schedule 1

See attached.

Schedule 1

Trademarks

Mark	Country	Status	Serial No.	Filing Date	Reg. No.	Reg. Date
SOMAXON PHARMACEUTICALS	US	Registered	78/289,118	8/19/2003	3473585	7/22/2008
SOMAXON PHARMACEUTICALS	AU	Registered	989762	2/19/2004	989762	2/4/2005
SOMAXON PHARMACEUTICALS	CA	Registered	1207206	2/18/2004	TMA745587	8/18/2009
SOMAXON PHARMACEUTICALS	EU	Registered	3672102	2/19/2004	3672102	6/15/2005
SOMAXON PHARMACEUTICALS	JP	Registered	2004- 014086	2/18/2004	4783446	7/2/2004
SILENOR	US	Registered	78/640,504	5/31/2005	3477986	7/29/2008
SILENOR	CA	Registered	1280190	11/9/2005	TMA744387	7/30/2009
SILENOR	EU	Registered	4737284	11/14/2005	4737284	12/11/2006
SILENOR	KR	Pending	2012- 57808	9/14/2012		
SILENOR (Korean Transliteration)	KR	Pending	40-2012- 0058236	9/17/2012		