

900377212 09/07/2016

TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1
 Stylesheet Version v1.2

ETAS ID: TM397606

| | | | |
|---|--|-----------------------|-----------------------------|
| SUBMISSION TYPE: | NEW ASSIGNMENT | | |
| NATURE OF CONVEYANCE: | ASSIGNMENT OF THE ENTIRE INTEREST AND THE GOODWILL | | |
| CONVEYING PARTY DATA | | | |
| Name | Formerly | Execution Date | Entity Type |
| MERZ, INCORPORATED | | 08/12/2016 | Corporation: NORTH CAROLINA |
| RECEIVING PARTY DATA | | | |
| Name: | MERZ PHARMACEUTICALS, LLC | | |
| Street Address: | 6501 Six Forks Road | | |
| City: | Raleigh | | |
| State/Country: | NORTH CAROLINA | | |
| Postal Code: | 27615 | | |
| Entity Type: | NORTH CAROLINA Limited Liability Company | | |
| PROPERTY NUMBERS Total: 2 | | | |
| Property Type | Number | Word Mark | |
| Registration Number: | 1613507 | ELDERTONIC | |
| Registration Number: | 1612631 | NU-IRON | |
| CORRESPONDENCE DATA | | | |
| Fax Number: | 2693822030 | | |
| <i>Correspondence will be sent to the e-mail address first; if that is unsuccessful, it will be sent using a fax number, if provided; if that is unsuccessful, it will be sent via US Mail.</i> | | | |
| Phone: | 2693820030 | | |
| Email: | tm@hueschen-sage.us | | |
| Correspondent Name: | G. Patrick SAGE | | |
| Address Line 1: | 107 West Michigan Avenue | | |
| Address Line 2: | Seventh Floor, Kalamazoo Building | | |
| Address Line 4: | Kalamazoo, MICHIGAN 49007 | | |
| NAME OF SUBMITTER: | Joanna T. FRENCH | | |
| SIGNATURE: | /jtfrench/ | | |
| DATE SIGNED: | 09/07/2016 | | |
| Total Attachments: 2 | | | |
| source=Assignment Merz LLC FTM 39 & 40#page1.tif | | | |
| source=Assignment Merz LLC FTM 39 & 40#page2.tif | | | |

OP: \$65.00 1613507

Assignment of **Goodwill, Rights, Title and Interest of Trademark**

This is an Assignment of the following goodwill, rights, title and interest:

Trademarks:

| | |
|---------------------|----------------------|
| Attorney Docket No. | : MERZ LLC FTM 39 |
| Trademark | : ELDERTONIC |
| In the Name of | : MERZ, INCORPORATED |
| Application Number | : 73/836,584 |
| Filing Date | : 06 November 1989 |
| Registration No. | : 1,613,507 |
| Registration Date | : 18 September 1990 |

| | |
|---------------------|----------------------|
| Attorney Docket No. | : MERZ LLC FTM 40 |
| Trademark | : NU-IRON |
| In the Name of | : MERZ, INCORPORATED |
| Application Number | : 73/838,668 |
| Filing Date | : 13 November 1989 |
| Registration No. | : 1,612,631 |
| Registration Date | : 11 September 1990 |

Registrant/Owner:

| NAME | ADDRESS |
|--------------------|--|
| MERZ, INCORPORATED | 4215 Tudor Lane Greensboro, NC 27410 UNITED STATES |

Assignee:

| NAME | ADDRESS |
|---------------------------|---|
| MERZ PHARMACEUTICALS, LLC | 6501 Six Forks Road Raleigh, NC 27615 UNITED STATES |

Recitals:

Whereas, I (we), the above-identified Registrant/Owner, own certain goodwill, rights, title, and interest in the Trademark identified above and identified in the above-identified Trademark application(s) and/or registration(s) (hereinafter referred to as "Trademark");

And, whereas I (we) represent and warrant that I (we) have the full and unencumbered right to sell, assign, and transfer my (our) interest in the Trademark, and that I (we) have not executed and will not execute any document or instrument in conflict herewith;

And, whereas I (we) desire to assign my (our) above-identified goodwill, rights, title, and interest in the Trademark to the above-identified Assignee(s);

Now, this indenture witnesseth, that for good and valuable consideration, the receipt whereof and adequacy of which is hereby acknowledged;

I (we) hereby assign, sell and transfer my (our) above-identified goodwill, rights, title, and interest in said Trademark, said application(s) and/or registration(s) as identified above, and in and to any and all Trademark registrations in the United States, which may be registered or have registered for said Trademark, and in and to any and all priority rights, Convention rights, extensions, and other benefits accruing or to accrue to me (us) with respect to the filing of applications for registration in the United States, unto said Assignee;

And I (we) hereby authorize and request the Director of the United States Trademark Office to issue any Trademark registrations which may issue for said Trademark to said Assignee(s), as assignee(s) of the whole goodwill, rights, title, and interest thereto;

And I (we) further agree to sign and execute all necessary and lawful future documents, and/or for obtaining and enforcing proper title in and protection for said Trademark, as the Assignee or its Designee(s) may from time to time require and prepare at its own expense;

And I (we) further authorize any member of The Firm of Hueschen and Sage, PLLC to insert or complete any information in this document to effect its recordal in the United States Trademark and Trademark Office;

And I (we) further understand and agree that the attorneys and agents of The Firm of Hueschen and Sage, PLLC do not personally represent my (our) legal interests, but instead represent the interests of Assignee(s), and I (we) further understand my (our) right to seek my (our) own independent legal counsel.

* * * * *

Registrant/Owner:

Executed this 12 day of August month in the year 2016 year

[Signature]
Signature of Registrant/Owner

Before me personally **MERZ, INCORPORATED** appeared

who acknowledged the foregoing instrument to be a free act and deed and also represented that he or she authorized to execute the same this 12 day of August month in the year 2016 year

[Signature]
Signature of Witness

Assignee:

Executed this 12 day of August month in the year 2016 year

[Signature]
Signature of Assignee

Before me personally **MERZ PHARMACEUTICALS, LLC** appeared

who acknowledged the foregoing instrument to be a free act and deed and also represented that he or she authorized to execute the same this 12 day of August month in the year 2016 year

[Signature]
Signature of Witness