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Form PTO-1594 (Rev. 03/01)

RECORDATION

08-14-2002



102190089

TRADEMARKS ONLY

DEPARTMENT OF COMMERCE  
Patent and Trademark Office

(Type or Print Name of Person Mailing Paper or Fee)

(Signature of Person Mailing Paper or Fee) To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

Oculex Pharmaceuticals, Inc.

- ☐ Individual(s) ☐ Association  
☐ General Partnership ☐ Limited Partnership  
☒ Corporation-State of California  
☐ Other \_\_\_\_\_

Additional name(s) of conveying party(ies) attached? ☐ Yes ☒ No

3. Nature of conveyance:

- ☐ Assignment ☐ Merger  
☒ Security Agreement ☐ Change of Name  
☐ Other \_\_\_\_\_

Execution Date: June 24, 2002

2. Name and address of receiving parties:

Name: Tjoe Thian Song

Street Address: 61 A Branksome Road

Country: Singapore

Zip: 439592

☒ Individual citizenship of Republic of Singapore

Name: Biotechnology Development Fund II, L.P.

Street Address: 575 High Street, Suite 201

City: Palo Alto

State: California

Zip: 94301

☒ Limited Partnership

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)  
Additional name(s) & address(es) attached? ☐ Yes ☒ No

4. Application number(s) or registration number(s):

A. Trademark Application Nos.:

76/150,751  
76/222,028  
76/222,027

B. Trademark Registration Nos.:

2,146,646  
2,136,160  
2,223,223

Additional number(s) attached ☐ Yes ☒ No

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

Name: Linda G. Henry, Esq.

Internal Address: Fenwick & West LLP

Street Address: Two Palo Alto Square

City: Palo Alto State: CA Zip: 94306

6. Total number of applications and registrations involved: 6

7. Total fee (37 CFR 3.41)..... \$165.00

☒ Enclosed and

☒ Authorized to be charged to deposit account, if necessary

8. Deposit account number:

52-0261

(Attach duplicate copy of this page if paying by deposit account)

DO NOT USE THIS SPACE

9. Statement and signature.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

Linda G. Henry  
Name of Person Signing

Linda G. Henry  
Signature

August 8, 2002  
Date

Total number of pages including cover sheet, attachments, and document: 5

Mail documents to be recorded with required cover sheet information to:  
Commissioner of Patent & Trademarks, Box Assignments  
Washington, D.C. 20231

08/13/2002 TBI A21 00000056 76150751

01 FC:441  
02 FC:442

40.00 OP  
125.00 OP

20149/00013/DOCS/1280222.1

TRADEMARK  
REEL: 002562 FRAME: 0231

# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Applications and Registrations Received by:

Secured Party: Tjoa Thian Song

Express Mail mailing label No. EL 935 813945 LIS

Date of Deposit 8/8/02

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to: Assistant Commissioner for Trademark, 2900 Crystal Dr., Arlington, VA 22202-3513.

LARISA Burshteyn  
(Type or Print Name of Person Mailing Paper or Fee)

[Signature]  
(Signature of Person Mailing Paper or Fee)

176/150,175/

Assistant Commissioner for Trademarks  
2900 Crystal Drive  
Arlington, Virginia 22202-3513

## APPOINTMENT OF DOMESTIC REPRESENTATIVE

Sir:

Secured party hereby appoints Sally M. Abel, Esq., Linda G. Henry, Esq., and all other attorneys of the law firm of Fenwick & West LLP, Two Palo Alto Square, Suite 800, Palo Alto, California 94306, (650) 494-0600, to act as domestic representative upon whom may be served notices or process in proceedings affecting the applications and registrations listed in Exhibit A.

Dated: August 7th, 2002

[Signature]  
Tjoa Thian Song

2014900013/DOCS/1280512.1

**NOTICE OF  
SECURITY INTEREST IN  
TRADEMARKS**

**NOTICE IS HEREBY GIVEN** that Oculex Pharmaceuticals, Inc., a California corporation ("**Debtor**"), with an office located at 639 N. Pastoria Avenue, Sunnyvale, California 94086, and 601 West California Avenue, Sunnyvale, California 94086, Tjoa Thian Song, with an office located at 61 A Branksome Road, Singapore, 439592, Republic of Singapore and Biotechnology Development Fund II, L.P. with an office located at 575 High Street, Suite 201, Palo Alto, California 94301 USA (collectively the "**Secured Parties**"), have entered into a Security Agreement dated June ~~24~~, 2002 (the "**Security Agreement**").

Pursuant to the Security Agreement, Debtor has granted to the Secured Parties a security interest in the United States and non-United States registered trademarks and service marks, applications for registration of trademarks and service marks, and licenses of registered trademarks and service marks listed in **Schedule A** hereto, together with the goodwill of the business symbolized thereby, to secure the payment, performance and observance of the secured obligations under the Loan as defined in the Security Agreement.

The Commissioner of Patents and Trademarks is requested to record this Notice in its records.

**OCULEX PHARMACEUTICALS, INC.**

By: Jerry Gin  
Name: Jerry Gin  
Title: President

20149/00013/DOCS/1277890.1

**TRADEMARK  
REEL: 002562 FRAME: 0233**

**SCHEDULE A**  
**TO NOTICE OF SECURITY INTEREST IN TRADEMARKS**

**Oculex's U.S. Registered Trademarks**

<b><u>Mark</u></b>	<b><u>Registration No.</u></b>	<b><u>Registration Date</u></b>	<b><u>Record Owner</u></b>
SURODEX	2146646	24-Mar-1998	Oculex Pharmaceuticals, Inc.
SUROQUIN	2136160	10-Feb-1998	Oculex Pharmaceuticals, Inc.
DDS	2223223	09-Feb-1999	Oculex Pharmaceuticals, Inc.

**Oculex's U.S. Trademark Applications**

<b><u>Mark</u></b>	<b><u>Serial No.</u></b>	<b><u>Filing Date</u></b>	<b><u>Record Owner</u></b>
RDT	76/150751	20-Oct-2000	Oculex Pharmaceuticals, Inc.
BDD	76/222028	08-Mar-2001	Oculex Pharmaceuticals, Inc.
POSURDEX	76/222027	08-Mar-2001	Oculex Pharmaceuticals, Inc.

**Oculex's Foreign Registered Trademarks**

<b><u>Mark</u></b>	<b><u>Registration No.</u></b>	<b><u>Registration Date</u></b>	<b><u>Record Owner</u></b>
SURODEX (Australia)	708330	16-May-1997	Oculex Pharmaceuticals, Inc.
SURODEX (Chile)	529965	16-Dec-1998	Oculex Pharmaceuticals, Inc.
SURODEX (China)	1087136	28-Aug-1997	Oculex Pharmaceuticals, Inc.
SURODEX (Columbia)	219848	29-Jul-1999	Oculex Pharmaceuticals, Inc.
SURODEX (Costa Rica)	112977	07-Apr-1999	Oculex Pharmaceuticals, Inc.
SURODEX (Dominican Rep.)	01000902	30-Nov-1998	Oculex Pharmaceuticals, Inc.
SURODEX (Ecuador)	5876-00	30-Aug-2000	Oculex Pharmaceuticals, Inc.
SURODEX (European Community)	000266916	20-Dec-1999	Oculex Pharmaceuticals, Inc.
SURODEX (Indonesia)	391030	18-Sep-1997	Oculex Pharmaceuticals, Inc.
SURODEX (Japan)	4213602	20-Nov-1998	Oculex Pharmaceuticals, Inc.
SURODEX (Korea South)	400559	25-Mar-1998	Oculex Pharmaceuticals, Inc.
SURODEX (Mexico)	598971	28-Jan-1999	Oculex Pharmaceuticals, Inc.
SURODEX (Malaysia)	7461/96	09-Jul-1996	Oculex Pharmaceuticals, Inc.
SURODEX (New Zealand)	262163	26-Mar-1998	Oculex Pharmaceuticals, Inc.

SURODEX (Peru)	47754	31-Jul-1998	Oculex Pharmaceuticals, Inc.
SURODEX (Singapore)	S/4813/96	13-Nov-1995	Oculex Pharmaceuticals, Inc.
SURODEX (El Salvador)	172	06-Jun-2000	Oculex Pharmaceuticals, Inc.
SURODEX (Thailand)	105096	10-Jan-2000	Oculex Pharmaceuticals, Inc.
SURODEX (Taiwan)	799459	01-Apr-1998	Oculex Pharmaceuticals, Inc.
SURODEX (Venezuela)	212.311	18-Jun-1999	Oculex Pharmaceuticals, Inc.
SURODEX (Vietnam)	24114	09-Apr-1997	Oculex Pharmaceuticals, Inc.
SUROQUIN (China)	1496536	28-Dec-2000	Oculex Pharmaceuticals, Inc.
SUROQUIN (Mexico)	665522	27-Jul-2000	Oculex Pharmaceuticals, Inc.
DDS (Australia)	749067	07-Dec-1998	Oculex Pharmaceuticals, Inc.
DDS (China)	1262735	14-Apr-1999	Oculex Pharmaceuticals, Inc.
DDS (European Community)	000678573	14-Oct-1999	Oculex Pharmaceuticals, Inc.
DDS (Indonesia)	431906	15-Sep-1999	Oculex Pharmaceuticals, Inc.
DDS (Korea South)	438417	19-Jan-1999	Oculex Pharmaceuticals, Inc.
DDS (Mexico)	614072	18-Jun-1999	Oculex Pharmaceuticals, Inc.

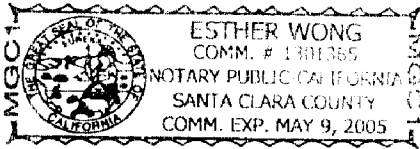
### **Oculex's Foreign Trademark Applications**

<b><u>Mark</u></b>	<b><u>Serial No.</u></b>	<b><u>Filing Date</u></b>	<b><u>Record Owner</u></b>
SURODEX (Canada)	886770	06-Aug-1998	Oculex Pharmaceuticals, Inc.
SURODEX (Guatemala)	98-002844	20-Apr-1998	Oculex Pharmaceuticals, Inc.
SURODEX (Honduras)	9249/98	30-Jul-1998	Oculex Pharmaceuticals, Inc.
SURODEX (India)	724717	13-May-1996	Oculex Pharmaceuticals, Inc.
SURODEX (Nicaragua)	98-03025	20-Aug-1998	Oculex Pharmaceuticals, Inc.
SURODEX (Panama)	94449	17-Jun-1998	Oculex Pharmaceuticals, Inc.
SURODEX (Philippines)	109456	02-Jul-1996	Oculex Pharmaceuticals, Inc.
SUROQUIN (Singapore)	T99/08897Z	18-Aug-1999	Oculex Pharmaceuticals, Inc.
DDS (India)	777105	04-Nov-1997	Oculex Pharmaceuticals, Inc.
DDS (Malaysia)	97016843	21-Nov-1997	Oculex Pharmaceuticals, Inc.
DDS (Philippines)	00126672	21-Nov-1997	Oculex Pharmaceuticals, Inc.
DDS (Singapore)	T97/141841	20-Nov-1997	Oculex Pharmaceuticals, Inc.

State of California  
County of CALIFORNIA

On this 24<sup>th</sup> day of JUNE, 2002, before me, ESTHER WONG, a Notary Public in and for the State of California, personally appeared JERRY GIN, ~~personally known to me~~ (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal.



*Esther Wong*  
Notary Public

# EXHIBIT A

<u>MARK</u>	<u>SERIAL #</u>	<u>FILING DATE</u>	<u>CLASS</u>
RDT	76/150,751	October 20, 2000	5
POSURDEX	76/222,027	March 8, 2001	5
BDD	76/222,028	March 8, 2001	10

<u>MARK</u>	<u>REG. NO.</u>	<u>REG. DATE</u>	<u>CLASS</u>
SURODEX	2,146,646	March 24, 1998	5
SUROQUIN	2,136,160	February 10, 1998	5
DDS	2,223,223	February 9, 1999	10

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