



Form PTO-1594 (Rev. 03/01) OMB No. 0651-0027 (exp. 5/31/2002)

102209697

U.S. DEPARTMENT OF COMMERCE U.S. Patent and Trademark Office

To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

1. Name of conveying party: Oculex Pharmaceuticals, Inc. 8.27.02
Individual(s) Association
General Partnership Limited Partnership
Corporation-State of California
Other
Additional name(s) of conveying party(ies) attached? Yes No

2. Name and address of representative of receiving parties:
Name: Thomas Ng
Street Address: Venture TDF Ptd Ltd. 9 Scotts Road, #06-01 Pacific Plaza
Country: Singapore Zip: 228210
Individual citizenship of Republic of Singapore
Association
General Partnership
Limited Partnership
Corporation
Other
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

3. Nature of conveyance:
Assignment Merger
Security Agreement Change of Name
Other
Execution Date: August 20, 2002

4. Application number(s) or registration number(s):
A. Trademark Application Nos.:
76/150,751
76/222,028
76/222,027
Additional number(s) attached Yes No

B. Trademark Registration Nos.:
2,146,646
2,136,160
2,223,223
OFFICE OF PUBLIC RECORDS
2002 AUG 27 AM 8:09
FINANCE SECTION

5. Name and address of party to whom correspondence concerning document should be mailed:
Name: Jocelyne A. Boissonneault, 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:
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.
Jocelyne A. Boissonneault Name of Person Signing
Signature Date 08/27/02
Express Mail mailing label No. EL93581392 BUS
Date of Deposit 8/27/02

09/04/2002 LMUELLER 00000055 76150751

01 FC:481 40.00 OP
02 FC:482 125.00 OP

Mail documents to be recorded with required fee by depositing 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 BURSHTEIN
(Type or Print Name of Person Mailing Paper or Fee)
Signature of Person Mailing Paper or Fee

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Applications and Registrations Received by:

Representative of Secured Parties: Thomas Ng

*76/150751*

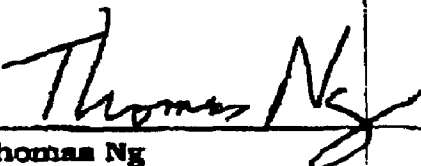
Assistant Commissioner for Trademarks  
2900 Crystal Drive  
Arlington, Virginia 22202-3513

**APPOINTMENT OF DOMESTIC REPRESENTATIVE**

Sir:

Secured parties hereby appoint Sally M. Abel, Esq., Linda G. Henry, Esq., Jocelyne A. Boissonneault, 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 24, 2002

  
Thomas Ng

20149/00013/DOC8/1292388.1

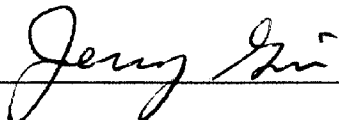
## NOTICE OF SECURITY INTEREST IN TRADEMARKS

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, the parties listed on **Schedule A** hereto (collectively the "**Secured Parties**"), and Thomas Ng, as representative of the Secured Parties, have entered into a Security Agreement dated August ~~20~~, 2002, as amended from time to time (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 B** hereto, together with the goodwill of the business symbolized thereby, to secure the payment, performance and observance of the secured obligations under the Notes 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: 

Name: Jerry Gin

Title: President

**SCHEDULE A**

**SECURED PARTIES**

**Perseus-Soros Biopharmaceutical Fund, L.P.**

888 Seventh Avenue, 29<sup>th</sup> Floor  
New York, NY 10106  
Attention: Steve Elms

with a copy to:

Perseus-Soros Biopharmaceutical Fund, L.P.  
C/O Soros Fund Management LLC  
888 Seventh Avenue, 31<sup>st</sup> Floor  
New York, NY 10106  
Attention: Richard D. Holahan, Jr., Esq.

And

Paul, Weiss, Rifkind, Wharton & Garrison  
1285 Avenue of the Americas  
New York, New York 10019-6064  
Attention: Bruce A. Gutenplan, Esq.

**Tjoa Thian Song**

61A Branksome Road  
Singapore 43952  
Republic of Singapore

**Biotechnology Development Fund II, L.P.**

575 Hide Street, Suite 201  
Palo Alto, CA 94301  
Attention: Frank Kung

**THOMAS NG**

Venture TDF Pte Ltd.  
9 Scotts Road #06-01 Pacific Plaza  
Singapore 228210

**SYNAPSE II FUND, L.P.**

17150 Newhope Street, Suite 503  
Fountain Valley, CA 92708

**THE BAY CITY CAPITAL FUND III, L.P.**

750 Battery Street, Ste. 400  
San Francisco, CA 94111  
Attn: Carl Goldfischer

**THE BAY CITY CAPITAL FUND III**

**CO-INVESTMENT FUND, L.P.**

750 Battery Street, Ste. 400

San Francisco, CA 94111

Attn: Carl Goldfischer

**TECHNOLOGY FUND PTE LTD.**

9 Scotts Road

#06-01 Pacific Plaza

Singapore 228210

Attn: Chin Chao

**GRANITE GLOBAL VENTURES (Q.P.), L.P.**

2494 Sand Hill Rd., Suite 201

Menlo Park, CA 94025

Attn: Christopher Farina

**GRANITE GLOBAL VENTURES L.P.**

2494 Sand Hill Rd., Suite 201

Menlo Park, CA 94025

Attn: Christopher Farina

**SCHEDULE B****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.

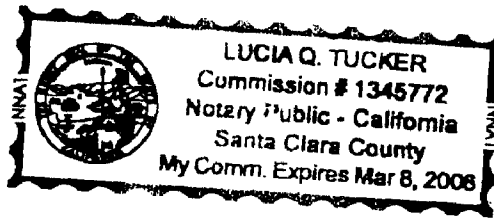
State of California

County of Santa Clara

On this 13th day of August, 2002, before me, Lucia Tucker, a Notary Public in and for the State of California, personally appeared Jerry Goin, 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.

Lucia Tucker  
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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