

10-09-2002



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

102245078

RM COVER SHEET

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

TRADEMARKS ONLY

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.

10-4-02

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

OFFICE OF PUBLIC RECORDS
2002 OCT -4 AM 10:20
FINANCE SECTION

3. Nature of conveyance:
 Assignment Merger
 Security Agreement Change of Name
 Other-Supplemental Notice of Security Agreement

Execution Date: October 4, 2002

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: Jocelyne A. Boissonneault, Esq.
Internal Address: Fenwick & West LLP
Street Address: Two Palo Alto Square
City: Palo Alto State: CA Zip: 94306

10/08/2002 TDIAZ1 00000211 76150751
01 FC:481 40.00 OP
02 FC:482 125.00 OP

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.

Jocelyne A. Boissonneault [Signature] October 4, 2002
Name of Person Signing Signature Date

Express Mail mailing label No. EL 935 813 08945 Total number of pages including cover sheet, attachments, and document: 5
Date of Deposit 10/14/02

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post" (Commissioner of Patent & Trademarks, Box Assignments Addressed Service under 37 CFR 1.01) on the date indicated above and is addressed to: Assistant Commissioner for Trademark, 2000 Cavalotti 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)

20149/00013/DOCS/1301818.1

TRADEMARK
REEL: 002595 FRAME: 0257

76150751

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Applications and Registrations Received by:
Representative of Secured Parties: Thomas Ng

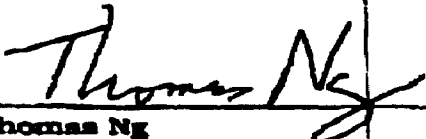
Assistant Commissioner for Trademarks
2900 Crystal Drive
Arlington, Virginia 22202-3513

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

2014900013/DOC/1282388.1

SUPPLEMENTAL 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 (together with the Secured Parties previously identified in Debtor’s prior “Notice of Security Interest in Trademarks” previously recorded with the PTO) 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: *David A. Weber*

Name: *David A. Weber, PhD*

Title: *Executive Vice President*

SCHEDULE A

SECURED PARTIES

TRANSPAC INDUSTRIAL HOLDINGS LTD.

Transpac Capital PTE Ltd
6 Shenton Way
DBS Building Tower 2 #20-09
Singapore 068809

TRANSPAC CAPITAL PTE LTD.

Transpac Capital PTE Ltd
6 Shenton Way
DBS Building Tower 2 #20-09
Singapore 068809

VERNON WONG

**TRUSTEE OF THE VERNON G. WONG
REVOCABLE TRUST U/A/D 7/15/97**
180 Sand Hill Circle
Menlo Park, CA 94025

ALLERGAN SALES, L.L.C.

2525 Dupont Dr.
Irvine, CA 92612-1599

KING Y. LEE

5825 Pembroke Court
Shawnee Mission, KS 66208

PING C. LEE TRUST

5825 Pembroke Court
Shawnee Mission, KS 66208

COMPASS CHICAGO PARTNERS

Attn: Alain Harrus
1550 El Camino Real, Suite 275
Menlo Park, CA 94025

COMPASS TECHNOLOGY PARTNERS

Attn: Alain Harrus
1550 El Camino Real, Ste. 275
Menlo Park, CA 94025

COMPASS VENTURE PARTNERS

Attn: Alain Harrus
1550 El Camino Real, Ste. 275
Menlo Park, CA 94025

**JERRY BEN GIN AND PEGGY GIN, OR THEIR
SUCCESSORS TRUSTEES OF THE GIN FAMILY
TRUST DATED APRIL 6, 1989**

1206 Sargent Dr.
Sunnyvale, CA 94087

**BEAR STEARNS SECURITIES
FBO M. PEGGY GIN**

1206 Sargent Drive
Sunnyvale, CA 94087

**BEAR STEARNS SECURITIES
FBO JERRY GIN**

1206 Sargent Drive
Sunnyvale, CA 94087

DENNIS LOWE

1st Floor
82 Elizabeth Street
Sydney NSW
2000 Australia

LYNETTE M.A. LEE

16 Lynwood Grove
Singapore 358660

**UBS PAINWEBBER INC. FBO DR. CONRAD
GILES IRA DTA1313-04**

6300 Westmoor Blvd.
Bloomfield Hills, MI 48301

KENDALL W. WILSON

5301 Wisconsin Avenue, N.W.
Suite 300
Washington, DC 20015

**IRENE OI-LING WOO LEE LIVING TRUST
DATED APRIL 4, 1991**

38 Rosebank Avenue
Kentfield, CA 94904

**JOHN B. HARRIS, JR. TRUST FOR THE BENEFIT
OF GENEVIEVE LEAKE SAKAS**

111 Pinecrest Drive
Greenwood, SC 29649

BRIAN LEE CHANG LENG

16 Lynwood Grove
Singapore 358660

**JOHN B. HARRIS TRUST FOR THE BENEFIT OF
MARIAN L. HARRIS**
111 Pinecrest Drive
Greenwood, SC 29649

**HERITAGE CAPITAL MANAGEMENT PTE LTD
A/C ASSOCIATED EQUIPMENT PTE LTD.**
15 Scotts Rd. #09-01
Singapore 228218
Attn: CHAN Wing Cheng

ASIAN RECOVERY FUND
15 Scotts Rd. #09-01
Singapore 228218
Attn: CHAN Wing Cheng

DAVID AND ANITA PAO
7 Woodland Rd.
Newton, PA 18940-2909

B. THOMAS MANSBACH
2343 Ashmead Place NW
Washington DC 20009

ALEXANDER HILL
01-07 Fernhill Court
60 Fernhill Road
Singapore 259117

ANDREW VERNON DIXON
c/o Westdeutsche Landesbank, 3 Temask Ave.,
#33-00 Centennial Tower 03190 Singapore

JACK S. MOORMAN
4113 Ingomar Street, NW
Washington, DC 20015

TAD & FLORENCE S. YOSHIKAWA
559 Torland Ct.
Sunnyvale, CA 94087

ROBERT L. CHAR & VALERIE K.N. CHAR
Beijing 2nd Foreign Language
Expert House 304
Beijing 100024 China

JOHN AND MARIE KELLY
156 Preston Drive
Mountain View, CA 94040

RICHARD W.C. JOHNSON
High West 12
142 Pokfulam Road
Hong Kong

MATILDA C. YOUNG
2171 Sacramento Street, Suite 12
San Francisco, CA 94109

PFLUEGER & BAERWALD, INC. CUSTODIAN
FBO KAY K. BAUM SEP IRA
Attn: Mark Semonian
Pflueger & Baerwald, Inc.
220 Montgomery St., Suite 100
San Francisco, CA 94104

JAIME V. PRADO
1448 Gilmore Drive
San Leandro, CA 94577

MAO JUN
Beijing 2nd Foreign Language
Expert House 304
Beijing 100024 China

BRIAN DALVIN LEE AND DARLENE S. LEE, CO-
TRUSTEES, LEE LIVING TRUST UA 02/27/91
198 Flying Mist Isle
Foster City, CA 94404

ALICE CHIANG
221 S. Balsamina Way
Portola Valley, CA 94028

GEORGE AND PHYLLIS YEE
1507 Smokey Mountain Drive
Petaluma, CA 94965

JAMES L. CHAN
2928 Yorba Street
San Francisco, CA 94116

MORITA USA GROUP INC.
15 Woodland Road
Kentfield, CA 94904

TAKESHI AND TOMOYO MORITA
15 Woodland Road
Kentfield, CA 94904

MASAHIKO MAEDA
4-33-17 Uisukushi Gaoka
Aobaku, Yokohama
Japan

F&W INVESTMENTS LLC – SERIES 2001
Two Palo Alto Square
Palo Alto, CA 94306

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TRADEMARK
REEL: 002595 FRAME: 0264

SCHEDULE B
TO NOTICE OF SECURITY INTEREST IN TRADEMARKS

Oculex's U.S. Registered Trademarks

| <u>Mark</u> | <u>Registration No.</u> | <u>Registration Date</u> | <u>Record Owner</u> |
|--------------------|--------------------------------|---------------------------------|------------------------------|
| 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

| <u>Mark</u> | <u>Serial No.</u> | <u>Filing Date</u> | <u>Record Owner</u> |
|--------------------|--------------------------|---------------------------|------------------------------|
| 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

| <u>Mark</u> | <u>Registration No.</u> | <u>Registration Date</u> | <u>Record Owner</u> |
|------------------------------|--------------------------------|---------------------------------|------------------------------|
| 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. |

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TRADEMARK
REEL: 002595 FRAME: 0265

| | | | |
|--------------------------|-----------|-------------|------------------------------|
| 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. |

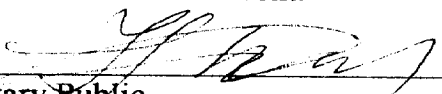
Oculex's Foreign Trademark Applications

| <u>Mark</u> | <u>Serial No.</u> | <u>Filing Date</u> | <u>Record Owner</u> |
|-----------------------|--------------------------|---------------------------|------------------------------|
| 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 Contra Costa

On this 4th day of October, 2002, before me, Natasha Doktorova, a Notary Public in and for the State of California, personally appeared David A. Weber, 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.



Notary Public
Natasha Doktorova



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 |

20149/00013/DOCS/1292388.1