

02-06-2003

FORM PTO-1595
1-31-92

RE



U.S. DEPARTMENT OF COMMERCE
Patent and Trademark Office

To the Director of Patents and Trademarks. Please

102358207

/ thereof.

1. Name of Conveying Party(ies):
INOBY, Ltd.

2-5-03

- Individual(s)
- General partnership
- Association
- Limited Partnership

- Corporation- Delaware
- Other

Additional name(s) of conveying party(ies) attached? YES NO

2. Name and address of receiving party(ies):

Name: Yamanouchi Pharmaceutical Co., Ltd.

Internal Address:

3-11 Nihonbashi-Honcho, 2-chome
Chuo-ku

Street Address: Tokyo, Japan

City State ZIP

- Individual(s) Citizenship
- Association
- General Partnership
- Limited Partnership
- Corporation-Japan
- Other

If assignee is not domiciled in the United States, a domestic representative designation is attached: Yes No

(Designation must be a separate document from Assignment)

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

3. Nature of Conveyance:

- Assignment
- Security Agreement
- Other
- Merger
- Change of Name

Execution Date: October 29, 2002

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

A. Trademark Application No.(s)

75/754,104

B. Trademark Registration No.(s)

Additional numbers attached? Yes No

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

Name: Lisa M. Caldwell
Klarquist Sparkman, LLP

Internal Address:

One World Trade Center, Suite 1600
Street Address:
121 S.W. Salmon Street
Portland, Oregon 97204-2988

6. Total number of applications and registrations involved: 1

7. Total fee (37 C.F.R. § 3.41): \$40.00

- Enclosed
- Any deficiency/overpayment is authorized to be charged to deposit account. A copy of this sheet is enclosed.

8. Deposit account number: 02-4550

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.

RICHARD J. POLLEY

Name of Person Signing

Signature

January 29, 2003

Date

Total number of pages including cover sheet, attachments and document: 4

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TRADEMARK
REEL: 002665 FRAME: 0773

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Trademark Application of:
Yamanouchi Pharmaceutical Co., Ltd.

CERTIFICATE OF MAILING

Application No.: 75/754,104

I hereby certify that this paper (along with any paper or fee referred to as being attached or enclosed) is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: COMMISSIONER FOR TRADEMARKS, 2900 CRYSTAL DRIVE, ARLINGTON, VA 22202-3513, on _____.

Filed: July 19, 1999

Mark: MACH I

Attorney for Applicant

Class(es): 5

REVOCAION OF PRIOR POWER OF ATTORNEY
AND POWER OF ATTORNEY

COMMISSIONER FOR TRADEMARKS
2900 Crystal Drive
Arlington, VA 22202-3513

Revoking all prior appointments, Applicant hereby appoints:

Marjorie L. Fine, a member of the Bar of the State of California; and

Steven R. Alexander, Patrick M. Bible, Michael L. Buckler, Lisa M. Caldwell, J. Christopher Carraway, Kristin L. Cleveland, Joel C. Corcoran, Scott E. Davis, James E. Geringer, Michael P. Girard, Debra A. Gordon, Jeffrey B. Haendler, Tanya M. Harding, Kevin M. Hayes, Joseph T. Jakubek, Stephen J. Joncus, Michael D. Jones, Kenneth S. Klarquist, Ramon A. Klitzke II, Heath E. Kula, James S. Leigh, Jeffrey S. Love, Gregory L. Maurer, William D. Noonan, David P. Petersen, Richard J. Polley, Aden A. Rehms, Kyle B. Rinehart, Wayne R. Rupert, Robert F. Scotti, Stacey C. Slater, Donald L. Stephens Jr., John W. Stuart, John D. Vandenberg, Arthur L. Whinston, Stephen A. Wight, Garth A. Winn, Devon J. Zastrow

all members of the Bar of the State of Oregon, to prosecute this application for registration with

full power of substitution and revocation, to transact all business in the Patent and Trademark

Office in connection therewith, and to receive the certificate of registration.

Address all telephone calls to Lisa M. Caldwell or Richard J. Polley at telephone number
(503) 226-7391.

Address all correspondence to:

KLARQUIST SPARKMAN, LLP
One World Trade Center, Suite 1600
121 S.W. Salmon Street
Portland, Oregon 97204

Yamanouchi Pharmaceutical Co., Ltd.

Date: Jan. 8, 2003

By: 長谷川和正
Name: KAZUHISA HASEGAWA
Title: Director

ASSIGNMENT

WHEREAS, INOBYS Ltd., a Delaware corporation, having its principal place of business at 475 14th Street, Suite 650, Oakland, California 94612, is the record owner of United States Intent-to-Use Trademark Application, Serial No. 75/754,104, filed July 19, 1999, covering the mark MACH I; and Canadian Trademark Application No. 1111782, filed August 3, 2001, covering the mark MACH I;

WHEREAS, Yamanouchi Pharmaceutical Co., Ltd., a Japanese corporation, having offices at 3-11 Nihonbashi-Honcho, 2-chome Chuo-ku, Tokyo, Japan, is desirous of acquiring said trademarks, all associated good will, and all applications for registration thereof;

NOW, THEREFORE, for good and valuable consideration, receipt of which is hereby acknowledged, said INOBYS Ltd. does hereby sell, assign, transfer and set over unto the said Yamanouchi Pharmaceutical Co., Ltd., all rights, title and interest in and to (a) the said trademarks, together with the goodwill of the business symbolized by the marks; and (b) the above-identified applications for registration thereof.

THIS ASSIGNMENT dated and effective as of October 29, 2002.

INOBYs Ltd.

Date: October 29, 2002

By *Paul H. Lehman*
Name: Paul H. Lehman
Title: President and Chief Operating Officer

STATE OF CALIFORNIA)
) ss.
COUNTY OF)

On this ___ day of _____, 20___, before me personally came the above-named _____, who executed the foregoing instrument in my presence, and who acknowledged to me that he executed the same of his own free will for the purposes set forth.

Notary Public for California
My Commission expires:

[SEAL]

Please see attachment

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

State of California

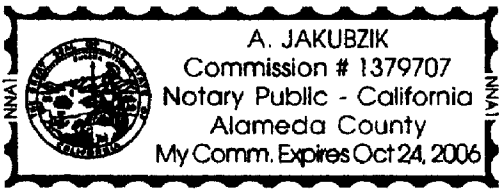
County of Alameda } ss.

On Oct. 30, 2002 before me, A. Jakubzik, Notary Public
Date, Name and Title of Officer (e.g., "Jane Doe, Notary Public")

personally appeared Paul H. Lehman
Name(s) of Signer(s)

personally known to me
 proved to me on the basis of satisfactory evidence

to be the person~~(s)~~ whose name~~(s)~~ is/~~are~~ subscribed to the within instrument and acknowledged to me that he/~~she~~/~~they~~ executed the same in his/~~her~~/~~their~~ authorized capacity~~(ies)~~, and that by his/~~her~~/~~their~~ signature~~(s)~~ on the instrument the person~~(s)~~, or the entity upon behalf of which the person~~(s)~~ acted, executed the instrument.



Place Notary Seal Above

WITNESS my hand and official seal.

A. Jakubzik
Signature of Notary Public

OPTIONAL

Though the information below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of this form to another document.

Description of Attached Document

Title or Type of Document: Assignment

Document Date: Oct. 29, 2002 Number of Pages: 2

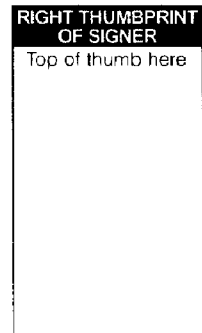
Signer(s) Other Than Named Above: -

Capacity(ies) Claimed by Signer

Signer's Name: _____

- Individual
- Corporate Officer — Title(s): _____
- Partner — Limited General
- Attorney in Fact
- Trustee
- Guardian or Conservator
- Other: _____

Signer Is Representing: _____



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Intent-to-Use Trademark Application of
INOBY S, Ltd.

Filed: July 19, 1999

Application No.: 75/754,104

Mark: MACHI

International Class: 5

Date: January 7, 2003

BOX ASSIGNMENT
DIRECTOR - UNITED STATES
PATENT AND TRADEMARK OFFICE
WASHINGTON, DC 20231

DESIGNATION OF DOMESTIC REPRESENTATIVE

Klarquist Sparkman, LLP
One World Trade Center, Suite 1600
121 S.W. Salmon Street
Portland, Oregon, U.S.A. 97204

is hereby designated Applicant's representative upon whom notices or proceedings affecting the
mark may be served.

YAMANOUCHI PHARMACEUTICAL CO., LTD.

Dated: Jan. 8, 2003 By 長谷川 和正
Name KAZUMASA HASEGAWA
Title Director