

TRADEMARK ASSIGNMENT

Electronic Version v1.1
 Stylesheet Version v1.1

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| SUBMISSION TYPE: | NEW ASSIGNMENT |
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| NATURE OF CONVEYANCE: | ASSIGNS THE ENTIRE INTEREST AND THE GOODWILL |
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CONVEYING PARTY DATA

| Name | Formerly | Execution Date | Entity Type |
|-------------|----------|----------------|--------------------------|
| Novartis AG | | 08/09/2006 | CORPORATION: SWITZERLAND |

RECEIVING PARTY DATA

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|-----------------|-----------------------------|
| Name: | Hi-Tech Pharmacal Co., Inc. |
| Street Address: | 369 Bayview Avenue |
| City: | Amityville |
| State/Country: | NEW YORK |
| Postal Code: | 11701 |
| Entity Type: | CORPORATION: DELAWARE |

PROPERTY NUMBERS Total: 9

| Property Type | Number | Word Mark |
|----------------------|----------|-----------|
| Registration Number: | 2742631 | CHOICE DM |
| Serial Number: | 78466891 | CHOICE DM |
| Registration Number: | 2257060 | CHOICE DM |
| Serial Number: | 78197257 | CHOICE DM |
| Registration Number: | 2855228 | CHOICE DM |
| Registration Number: | 2915154 | CHOICE DM |
| Registration Number: | 2972933 | CHOICE DM |
| Registration Number: | 2080087 | CHOICE DM |
| Serial Number: | 78911925 | CHOICE DM |

CORRESPONDENCE DATA

Fax Number: (212)894-5712
Correspondence will be sent via US Mail when the fax attempt is unsuccessful.
 Phone: 212-940-8712
 Email: linda.chan@kattenlaw.com

CH \$240.00 2742631

Correspondent Name: Linda S. Chan
Address Line 1: 575 Madison Avenue
Address Line 2: Katten Muchin Rosenman LLP
Address Line 4: New York, NEW YORK 10022-2585

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|-------------------------|---------------------------|
| ATTORNEY DOCKET NUMBER: | 100642-00075 (HITC 22.613 |
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| NAME OF SUBMITTER: | Linda S. Chan |
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| Signature: | /Linda S. Chan/ |
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| Date: | 08/15/2006 |
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Total Attachments: 3
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ASSIGNMENT OF TRADEMARKS

WHEREAS, Novartis AG, a Swiss company, located at CH-4002 Basel, Switzerland (hereinafter "ASSIGNOR") in its own name and in the name of corporate predecessors is the owner of the entire right, title and interest in the United States of America and Canada (the "Territory") in and to certain trademarks, service marks and trade names, and registrations and pending applications therefor, identified and listed on Schedule A hereto and made a part hereof, (collectively, the "Scheduled Marks"), and the priority rights associated therewith; and

WHEREAS, the said ASSIGNOR desires to transfer, assign, convey, deliver, set over and vest all of said right, title and interest for the Territory unto and in Hi-Tech Pharmacal Co., Inc, a Delaware corporation, with offices at 369 Bayview Avenue, Amityville, New York 11701 (hereinafter "ASSIGNEE"); and

WHEREAS, ASSIGNEE desires to receive from ASSIGNOR all of said right, title and interests in the Scheduled Marks in the Territory;

NOW THEREFORE, for good and valuable consideration, the receipt and adequacy of which are hereby acknowledged, ASSIGNOR does hereby assign, convey, transfer, deliver, set over and vest to and in ASSIGNEE, its successors and assigns, absolutely and forever, this entire right, title and interest in the Territory, whether statutory or common law, in and to the Scheduled Marks, and all the rights and privileges related thereto including but not limited to the priority rights arising from said Scheduled Marks, the right to recover and take all such proceedings as may be necessary for the recovery of damages or otherwise in respect of past, present and future infringement and dilution, together with that part of the goodwill of the business connected with the use of and symbolized by said Scheduled Marks throughout the Territory.

ASSIGNOR undertakes to duly execute those trademark assignment instruments or other documents necessary to record the transfer of title effected hereby, pursuant to an Asset Purchase Agreement between the parties dated as of August 9, 2006.

IN WITNESS WHEREOF, Assignor and Assignee have caused these presents to be executed by their duly authorized officers or agents on this 9th day of August, 2006.

ASSIGNOR: NOVARTIS AG

By: 9/08/06 [Signature]
Title: Head of Finance Service

By: 9/08/06 [Signature]
Title: Jacek Stachniak
Head of OFC PRA

ASSIGNEE: Hi-Tech Pharmacal Co., Inc.

By: [Signature]
Title: DAVID SUTZGER, Pres & CEO

AUG-13-2006 02:32
08/03/2006 10:17

FROM TASHLIK KREUTZER GOLDWYN

TO 12129408986

P.03/07

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P.S.

FINAL TM Schedule 8-9-06

| | A | B | C | D | E | F | G | H |
|----|------------------------|--|-----------------------|---------------------|-----------------------------|-------------------------------------|---------------|--|
| 1 | Trademark CHOICE DM | Country (Wordings) United States Of America | Filing 23 Dec 2002 | Number 78/197269 | Registration 28 Dec 2004 | Registration n Number 2915154 | Classes 25 | Description in English Polymer gel socks impregnated with skin moisturizers. |
| 10 | CHOICE DM | United States Of America | 23 Dec 2002 | 78/197271 | 19 Jul 2005 | 2972933 | 30 | Shakes; nutritional bars, namely, granola bars, breakfast bars, cereal bars; processed cereals. |
| 11 | CHOICE DM | United States Of America | 08 Nov 1995 | 75/016525 | 15 Jul 1997 | 2080087 | 05 | Food for enteral feeding for use by persons with diabetes |
| 12 | CHOICE DM | United States Of America | 20 Jun 2006 | 78911925 | | | 09 | Computer software program for monitoring and tracking patient medical therapies, blood glucose levels and daily diet; electronic tool, namely, a handheld personal computer for monitoring and tracking patient medical therapies, blood glucose levels and daily diet. |
| 13 | | | | | | | | |