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PATENT

Attorney Docket No.: 23824

**ASSIGNMENT**

THIS AGREEMENT, made as of the 2nd day of MARCH ~~1999~~<sup>2000</sup> by and between:

**K-V PHARMACEUTICAL COMPANY** (a/k/a KV Pharmaceutical Company), a corporation organized and existing under the laws of Delaware, and having a place of business at 2503 South Hanley Road, St. Louis, Missouri 63144 ("Assignor"),

and

**DRUGTECH CORPORATION**, a corporation organized and existing under the laws of Delaware, and having a place of business at 900 Market Street, Second Floor, Wilmington, Delaware 19801 ("Assignee").

**WITNESSETH**

WHEREAS, Assignee desires to acquire the entire right, title and interest in and to the Letters Patent or patent application identified on the sheet attached hereto, and the invention described and claimed in said Letters Patent or patent application, and Assignor is willing to convey the same to Assignee.

NOW, THEREFORE, in consideration of the premises set forth herein and for other good and valuable consideration, the receipt, adequacy and sufficiency of which are hereby acknowledged, Assignor agrees as follows:

1. Assignor hereby agrees to assign and does hereby assign unto Assignee all of its right, title and interest in and to the identified Letters Patent or patent application and the invention described and claimed therein, including any and all divisions, continuations, and continuations-in-parts thereof, any and all rights of priority under the terms of the International Convention for the Protection of Industrial Property, any and all Letters Patent which may be granted on said patent application, and any and all renewals, reissues, re-examinations and patent term extensions of said Letters Patent, for the use and benefit of said ASSIGNEE and its assigns and legal representatives in as ample and beneficial a manner to all intents and purposes as said Assignor might or could have held and enjoyed the same, as if this assignment has not been made.
2. Assignor for and on behalf of itself and its successors and assigns hereby authorizes and requests the United States Commissioner of Patents and Trademarks to issue at Assignor's sole expense any and all such Letters Patent on said patent application, and on any and all divisions and continuations thereof, to said ASSIGNEE, its assigns and legal representatives, in accordance with this instrument of assignment.

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- 3. Assignor will execute any and all papers necessary to file applications in the United States and elsewhere throughout the world for said invention and to assign the same to said Assignee, and to execute any other papers that may be needed in connection with filing said applications and securing Letters Patents thereon.
- 4. Assignor will not execute any instrument or grant or transfer any rights or interests inconsistent with the rights and interests granted herein.

The undersigned parties hereby grant Gary M. Nath, Reg. No. 26,965; Harold L. Novick, Reg. No. 26,011; Suet M. Chong, Reg. No. 38,104; Todd L. Juneau, Reg. No. 40,669; Gregory B. Kang, Reg. No. 45,273; Scott F. Yarnell, Reg. No. 45,245; Lee C. Heiman, Reg. No. 41,827; Jerald T. Meyer, Reg. No. 41,194; Paul A. Sacher, Reg. No. 43,418; David R. Murphy, Reg. No. 22,751; Joshua B. Goldberg, Reg. No. 44,126; and David Milligan, Reg. No. 42,893; all of Nath & Associates located at 1030 15<sup>th</sup> Street, N.W., 6<sup>th</sup> Floor, Washington, D.C. 20005, the right to insert on this assignment any further identification which may be necessary or desirable in order to comply with the rules of the United States Patent and Trademark Office for the recordation of this document.

IN WITNESS WHEREOF, Assignor and Assignee have caused this instrument to be executed by their duly authorized representatives as of the day and year first above written.

**K-V PHARMACEUTICAL COMPANY**

By: Gerald R. Mitchell  
 Name: Gerald R. Mitchell  
 Title: Vice-President, Finance

ATTEST: [Signature]

**DRUGTECH CORPORATION**

By: Francis Jacobs  
 Name: Francis Jacobs  
 Title: President

ATTEST: [Signature]

RECORDED: 04/03/2000

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