

FORM PTO-1595
1-31-92
(modified)

**RECORDATION FORM COVER SHEET
PATENTS ONLY**

U.S. DEPARTMENT OF COMMERCE
PATENT AND TRADEMARK OFFICE

I hereby certify that this correspondence is being transmitted via facsimile to the Commissioner for Patents, Alexandria, VA 22313-1450, Patent and Trademark Assignment System, at (703) 306-5995, on
Date **October 3, 2003**

Signature *Balaram Gupta*

To the Commissioner of Patents. Please record the attached original documents or copy thereof.

1. Name of conveying party(ies):
Merrell Dow Pharmaceuticals Inc.
Additional name(s) of conveying party(ies) attached? YES NO

2. Name and address of receiving party(ies):
Name: **Merrell Pharmaceuticals Inc.**
Internal Address:
Street Address: **300 Somerset Corporate Boulevard**
City: **Bridgewater** State: **NJ** ZIP: **08807-2854**

3. Nature of Conveyance:
 Assignment Merger
 Security Agreement Change of Name
 Other
Execution Date: **September 15, 1995**

Additional name(s) and address(es) attached? YES NO

4. Application number(s) or patent number(s):
If this document is being filed together with a new application, the execution date of the application is:

A. Patent Application No.(s):
B. Patent No.(s): **5,316,944; 5,440,065; 5,512,698;
5,473,099 5,380,936; 5,208,345;
4,540,582; 4,595,697; 4,621,145;
6,090,979**

Additional numbers attached? YES NO

5. Name and address of party to whom correspondence concerning document should be mailed:
Name: **Balaram Gupta, Reg. No. 40,009**
Internal Address: **Aventis Pharmaceuticals Inc.**
Street Address: **Route 202-206 / P.O. Box 6800**
City: **Bridgewater** State: **NJ** ZIP: **08807-0800**
**** FAX NUMBER: (908) 231-2626 ****
Our Reference No.:

6. Total number of applications and patents involved: **10**
7. Total (37 CFR 3.41):.....\$**400.00**
 Enclosed
 Authorized to be charged to deposit account
8. Deposit account number: **18-1982**

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.

Balaram Gupta, Reg. No. 40,009
Name of Person Signing

Balaram Gupta
Signature
Date: **October 3, 2003**
Total number of pages comprising cover sheet: **4**

OMB No. 0651-0011 (exp. 4/94)

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State of Delaware
Office of the Secretary of State

PAGE 1

I, EDWARD J. FREEL, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY THE ATTACHED IS A TRUE AND CORRECT COPY OF THE CERTIFICATE OF AMENDMENT OF "MERRELL DOW PHARMACEUTICALS INC.", CHANGING ITS NAME FROM "MERRELL DOW PHARMACEUTICALS INC." TO "MERRELL PHARMACEUTICALS INC.", FILED IN THIS OFFICE ON THE TWENTY-SECOND DAY OF SEPTEMBER, A.D. 1995, AT 10 O'CLOCK A.M.



Edward J. Freel, Secretary of State

AUTHENTICATION: 0830710

0326521 8100

001605136

DATE: 12-04-00

PATENT

REEL: 014022 FRAME: 0528

SEP-22-1995 09:08

STATE OF DELAWARE
SECRETARY OF STATE
DIVISION OF CORPORATIONS
FILED 10:00 AM 09/22/1995
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**CERTIFICATE OF AMENDMENT TO
CERTIFICATE OF INCORPORATION OF
MERRELL DOW PHARMACEUTICALS INC.**

The undersigned, Richard J. Markham, President and Chief Executive Officer, and Rebecca R. Tilden, Secretary of Merrell Dow Pharmaceuticals Inc., a corporation organized and existing under the laws of the State of Delaware (hereinafter sometimes referred to as the "Corporation"), do hereby certify as follows:

FIRST: That the Board of Directors of the Corporation duly proposed the following amendment to the Certificate of Incorporation of the Corporation, duly adopted a resolution setting forth the proposed amendment, subject to approval of the shareholder of the Corporation:

RESOLVED, that the Certificate of Incorporation of Merrell Dow Pharmaceuticals Inc., a Delaware corporation, (the "Certificate of Incorporation"), shall be, and it hereby is, amended by deleting all of paragraph 1 thereof and by inserting, in lieu thereof, a new paragraph 1 providing in its entirety as follows:

FIRST: The name of the corporation is **MERRELL PHARMACEUTICALS INC.** (hereinafter sometimes called the "Corporation").

SECOND: That by Statement of Unanimous Consent the shareholder of the Corporation voted in favor of the amendment and that said amendment was duly adopted.

THIRD: That the capital of the Corporation will not be reduced under or by reason of said amendment.

FOURTH: That, accordingly, the amendments to the Certificate of Incorporation of Merrell Dow Pharmaceuticals Inc., as hereinbefore set forth in Article **FIRST** of this Certificate of Amendment, has been duly adopted in accordance with the provisions of Section 242 of the General Corporation Law of the State of Delaware.

IN WITNESS WHEREOF, we, Richard J. Markham, President and Chief Executive Officer, and Rebecca R. Tilden, Secretary of Merrell Dow Pharmaceuticals Inc., Inc., have signed this Certificate under the corporate seal of the Corporation (thereby acknowledging, under penalties of perjury, that the

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foregoing instrument is their act and deed and that the facts stated therein are true) on the 15th day of September, 1995.

Merrell Dow Pharmaceuticals Inc.


Richard J. Markham
President and Chief Executive Officer

(CORPORATE SEAL)

ATTEST:


Rebecca R. Tilden, Secretary