

FORM PTO-1595 (Modified)  
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P08A/REV03

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ET

U.S. DEPARTMENT OF COMMERCE  
Patent and Trademark Office

Tab settings



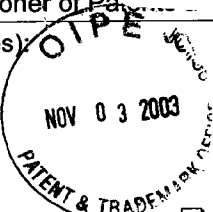
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To the Honorable Commissioner of Patents

attached original documents or copy thereof.

## 1. Name of conveying party(ies):

LDS Technologies, Inc.  
305 Chelsea Parkway  
Boothwyn, PA 19061



Additional names(s) of conveying party(ies)

☐ Yes ☒ No

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

Name: Athena Neurosciences, Inc.Address: 800 Gateway BoulevardCity: South San FranciscoState/Prov.: CACountry: USAZIP: 94080

Additional name(s) &amp; address(es)

☐ Yes ☒ No

## 3. Nature of conveyance:

☐ Assignment☒ Merger☐ Security Agreement☐ Change of Name☐ OtherExecution Date: December 31, 2000

## 4. Application number(s) or patent numbers(s):

If this document is being filed together with a new application, the execution date of the application is: \_\_\_\_\_

Patent Application No.

Filing date

B. Patent No.(s)

5,707,648

Additional numbers

☐ Yes ☒ No

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

Name: Marilou E. WatsonRegistration No. 42,213Address: Synnestvedt & Lechner2600 Aramark Tower, 1101 Market Street11/05/2003 DATE 000000 570764801 FC:002140.00 OPCity: PhiladelphiaState/Prov.: PACountry: USAZIP: 19107

## 6. Total number of applications and patents involved:

**1**7. Total fee (37 CFR 3.41):.....\$ 40.00☒ Enclosed - Any excess or insufficiency should be credited or debited to deposit account☐ Authorized to be charged to deposit account

## 8. Deposit account number:

19-5425

(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.

Marilou E. Watson

Name of Person Signing

Signature

October 30, 2003

Date

**5**

Total number of pages including cover sheet, attachments, and

Mail documents to be recorded with required cover sheet information to:  
Commissioner of Patents & Trademarks, Box Assignments

State of Delaware  
Office of the Secretary of State

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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 MERGER, WHICH MERGES:

"LDS TECHNOLOGIES, INC.", A PENNSYLVANIA CORPORATION,  
WITH AND INTO "ATHENA NEUROSCIENCES, INC." UNDER THE NAME OF  
"ATHENA NEUROSCIENCES, INC.", A CORPORATION ORGANIZED AND  
EXISTING UNDER THE LAWS OF THE STATE OF DELAWARE, AS RECEIVED  
AND FILED IN THIS OFFICE THE TWENTY-NINTH DAY OF DECEMBER, A.D.  
2000, AT 2:30 O'CLOCK P.M.

AND I DO HEREBY FURTHER CERTIFY THAT THE EFFECTIVE DATE OF  
THE AFORESAID CERTIFICATE OF MERGER IS THE THIRTY-FIRST DAY OF  
DECEMBER, A.D. 2000, AT 12 O'CLOCK A.M.

A FILED COPY OF THIS CERTIFICATE HAS BEEN FORWARDED TO THE  
NEW CASTLE COUNTY RECORDER OF DEEDS.



  
Edward J. Freel, Secretary of State

AUTHENTICATION: DB89879

DATE: 01-03-01

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**CERTIFICATE OF MERGER**

**LDS Technologies, Inc.**  
**(a Pennsylvania corporation)**

**INTO**

**Athena Neurosciences, Inc.**  
**(a Delaware corporation)**

The undersigned corporation organized and existing under and by virtue of the laws of the State of Delaware,

**DOES HEREBY CERTIFY:**

**FIRST:** That the name and state of domicile of each of the constituent business organizations of the merger is as follows:

<b>NAME</b>	<b>STATE OF DOMICILE</b>
LDS Technologies, Inc.	Pennsylvania
Athena Neurosciences, Inc.	Delaware

**SECOND:** The authorized capital stock of LDS Technologies, Inc. consists of 5,000,000 million shares of Common Stock, no par value, 3,178,000 of which are issued and outstanding and are entitled to vote.

**THIRD:** That a Plan of Merger between the parties to the merger has been approved, adopted, certified, executed and acknowledged by each of the constituent business organizations in accordance with the requirements of section 252 of the Delaware General Corporation Law and section 1921 of the Pennsylvania Business Corporation Law.

**FOURTH:** That the name of the surviving corporation of the merger is Athena Neurosciences, Inc.

**FIFTH:** That the Certificate of Incorporation of Athena Neurosciences, Inc., a Delaware corporation which will survive the merger, shall be the certificate of incorporation of the surviving corporation.

**SIXTH:** That the executed Plan of Merger is on file at an office of the surviving corporation, the address of which is: 800 Gateway Boulevard, South San Francisco, CA 94080.

**SEVENTH:** That a copy of the Plan of Merger will be furnished by the surviving corporation, on request and without cost, to any stockholder or member of either constituent business organization.

**EIGHTH:** That this Certificate of Merger shall be effective at midnight on December 31, 2000.