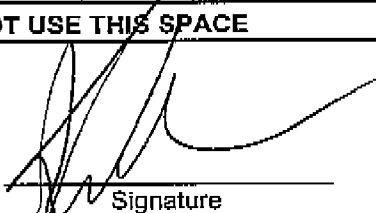


Form PTO-1595 (Rev. 03/01) OMB No. 0651-0027 (exp. 5/31/2002) Tab settings ⇌ ⇌ ⇌	<b>RECORDATION FORM COVER SHEET</b> <b>PATENTS ONLY</b>	U.S. DEPARTMENT OF COMMERCE U.S. Patent and Trademark Office
To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.		
1. Name of conveying party(ies): Eugenio Cefali 320 N.E. 12th Avenue Fort Lauderdale, FL 33301  Additional name(s) of conveying party(ies) attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	2. Name and address of receiving party(ies) Name: <u>Kos Pharmaceuticals, Inc</u>  Internal Address: _____  Street Address: <u>1001 Brickell Bay Drive</u> <u>25th Floor</u>  City: <u>Miami</u> State: <u>FL</u> Zip: <u>33131</u>  Additional name(s) & address(es) attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
3. Nature of conveyance: <input checked="" type="checkbox"/> Assignment <input type="checkbox"/> Merger <input type="checkbox"/> Security Agreement <input type="checkbox"/> Change of Name <input type="checkbox"/> Other _____  Execution Date: <u>9 October 2003</u>		
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) <u>08/903,755</u> B. Patent No.(s) <u>6,469,035</u>  Additional numbers attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
5. Name and address of party to whom correspondence concerning document should be mailed: Name: <u>Karen Messick, Esq</u>  Internal Address: _____  Street Address: <u>Kos Pharmaceuticals, Inc</u> <u>1001 Brickell Bay Drive, 25th Floor</u>  City: <u>Miami</u> State: <u>FL</u> Zip: <u>33131</u>	6. Total number of applications and patents involved: <input type="checkbox"/>  7. Total fee (37 CFR 3.41).....\$ <u>40.00</u> <input type="checkbox"/> Enclosed <input checked="" type="checkbox"/> Authorized to be charged to deposit account	8. Deposit account number:  <u>50-2543</u>
DO NOT USE THIS SPACE		
9. Signature.  <div style="display: flex; justify-content: space-between;"> <div style="width: 30%;"> <u>Karen J. Messick, Esq.</u> Reg. No 46,256            Name of Person Signing         </div> <div style="width: 30%; text-align: center;">             Signature         </div> <div style="width: 30%; text-align: right;"> <u>5/24/04</u>            Date         </div> </div>		
Total number of pages including cover sheet, attachments, and documents: <input type="checkbox"/>		

All documents to be recorded with required cover sheet information to:  
 Commissioner of Patents & Trademarks, Box Assignments  
 Washington, D.C. 20231

Attorney Docket No.: 50454-56105  
U.S. Patent No. 6,469,035

ASSIGNMENT

WHEREAS, I, **Eugenio Cefali**, being a citizen of the United States of America, residing at 320 N.E. 12<sup>th</sup> Avenue, Fort Lauderdale, FL 33301, am the inventor of certain new and useful inventions and discoveries, for which I have made an application for Letters Patent entitled " *METHODS OF PRETREATING HYPERLIPEMIC INDIVIDUALS WITH A FLUSH INHIBITING AGENT PRIOR TO THE START OF A SINGLE DAILY DOSE NICOTINIC ACID THERAPY TO REDUCE FLUSHING PROVOKED BY NICOTINIC ACID* " the specification of which was filed with the United States Patent and Trademark Office on 31 July 1997, assigned United States Patent Application Number 08/903,755 and issued as United States Patent Number 6,469,035 on 22 October 2002; and

WHEREAS, **Kos Pharmaceuticals, Inc.**, whose address is 1001 Brickell Bay Drive, 25<sup>th</sup> Floor, Miami, FL 33131, United States of America, and which, together with its successors and assigns is hereinafter called "ASSIGNEE," is desirous of acquiring the title, rights, benefits, and privileges hereinafter recited;

NOW, THEREFORE, for and in consideration of my employment by ASSIGNEE and other valuable consideration furnished by ASSIGNEE to me, receipt and sufficiency of which I hereby acknowledge, I hereby, without reservations:

1. Assign, transfer, and convey to ASSIGNEE the entire right, title, and interest in and to said inventions and discoveries, said application for Letters Patent, any and all other applications for Letters Patent on said inventions and discoveries in whatsoever countries, including all divisional, renewal, substitute, continuation, continuation-in-part, continued prosecution applications, and convention applications based in whole, or in part, upon said inventions or discoveries, or upon said applications, and all inventions and improvements disclosed, and any and all Letters Patents, reissues, and extensions of Letters Patent granted for said inventions and discoveries or upon said applications, and every priority right that is or may be predicated upon, or arise from, said inventions, said discoveries said improvements, said applications, and said Letters Patent;

Attorney Docket No.: 50454-56105  
U.S. Patent No. 6,469,035

2. Authorize ASSIGNEE to file patent applications in any or all countries on any or all of said inventions and discoveries in our name or in the name of ASSIGNEE or otherwise as ASSIGNEE may deem advisable, under International Conventions or otherwise;

3. Authorize and request the Commissioner of Patents and Trademarks of the United States of America and the empowered officials of all other governments throughout the world to issue or transfer all said Letters Patents to ASSIGNEE, as assignee of the entire right, title, and interest therein or otherwise as ASSIGNEE may direct;

4. Warrant that I have not knowingly conveyed to others any right in said inventions, discoveries, applications, or patents, or any license to use the same, or to make, use, or sell anything embodying or utilizing any of said inventions or discoveries; and that I have good right to assign the same to ASSIGNEE without encumbrance;

5. Bind my heirs, legal representatives, and assigns, as well as myself, to do, upon ASSIGNEE's request and at ASSIGNEE's expense, but without additional consideration to me or them, all acts reasonably serving to assure that said inventions and discoveries, said patent applications, and said Letters Patents shall be held and enjoyed by ASSIGNEE as fully and entirely as the same could have been held and enjoyed by me, my heirs, legal representatives, and assigns if this Assignment had not been made; and particularly to execute and deliver to ASSIGNEE all lawful application documents including petitions, specifications, and oaths, and all assignments, disclaimers, and lawful affidavits in form and substance as may be requested by ASSIGNEE; and to communicate to ASSIGNEE all facts known to me relating to said inventions and discoveries and improvements or the history thereof, and to testify as to the same in any court or proceeding; and to furnish ASSIGNEE any and all documents, photographs, models, samples, and other physical exhibits in our control or in the control of our heirs, legal representatives, or assigns which may be useful for establishing the facts of my conceptions, disclosures, and reduction to practice of said inventions and discoveries.

WITNESS my hand and seal this 9<sup>th</sup> day of October, 2003.

  
Eugenio Cefali