

Form PTO-1595 (Rev. 08/05)
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U.S. DEPARTMENT OF COMMERCE
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To the Director of the U.S. Patent and Trademark Office: Please record the attached documents or the new address(es) below.

1. Name of conveying party(ies):

VivoRx Pharmaceuticals, Inc.

Additional name(s) of conveying party(ies) attached? ☐ Yes ☒ No

3. Nature of conveyance/Execution Date(s):

Execution Date(s): April 9, 1998

- ☐ Assignment ☐ Merger ☒ Change of Name
☐ Security Agreement ☐ Joint Research Agreement
☐ Government Interest Assignment
☐ Executive Order 9424, Confirmatory License
☐ Other _____

2. Name and address of receiving party(ies)

Name: American BioScience, Inc.

Internal Address: _____

Street Address: _____

3212 Nebraska Avenue

City: Santa Monica

State: California

Country: United States of America Zip: 90404

Additional name(s) & address(es) attached? ☐ Yes ☒ No

4. Application or patent number(s):

☐ This document is being filed together with a new application.

A. Patent Application No.(s)

B. Patent No.(s)

5,639,473

Additional numbers attached? ☐ Yes ☒ No

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

Name: Kelly E. Hershey
MORRISON & FOERSTER LLP

Internal Address: Atty. Dkt.: 420052000113

Street Address: 755 Page Mill Road

City: Palo Alto

State: CA Zip: 94304-1018

Phone Number: (650) 813-5755

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Email Address: KHershey@mofo.com

6. Total number of applications and patents involved:

1

7. Total fee (37 CFR 1.21(h) & 3.41) \$ 40.00

- ☐ Authorized to be charged by credit card
☒ Authorized to be charged to deposit account
☐ Enclosed
☐ None required (government interest not affecting title)

8. Payment Information

- a. Credit Card Last 4 Numbers _____
Expiration Date _____
b. Deposit Account Number 03-1952
Authorized User Name Kelly E. Hershey

9. Signature:

Kelly E. Hershey
Signature

10/24/06
Date

Kelly E. Hershey - 48,408

Name of Person Signing

Total number of pages including cover sheet, attachments, and documents:

3

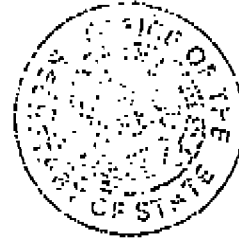
I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being transmitted by facsimile to the Patent and Trademark Office, facsimile no. (571) 273-0140, on the date shown below.

Dated: 10/24/06

Signature: K. Chaffin-Penny (Krista Chaffin-Penny)



SECRETARY OF STATE



ing 1pg.

I, *BILL JONES*, Secretary of State of the State of California, hereby certify:

That the attached transcript has been compared with the record on file in this office, of which it purports to be a copy, and that it is full, true and correct.

IN WITNESS WHEREOF, I execute this certificate and affix the Great Seal of the State of California this

APR 14 1998



Bill Jones

Secretary of State

ENDORSED - FILED
IN THE OFFICE OF THE
SECRETARY OF STATE
OF THE STATE OF CALIFORNIA

**CERTIFICATE OF AMENDMENT
OF ARTICLES OF INCORPORATION OF
VIVORX PHARMACEUTICAL, INC.,
a California corporation**

APR 10 1998

BILL JONES, SECRETARY OF STATE

Patrick Soon-Shiong hereby certifies as follows:

1. He is the President and Secretary of Vivorx Pharmaceutical, Inc., a California corporation.
2. ARTICLE I of the Articles of Incorporation of this corporation is amended to read in full as set forth below:

"I

The name of this corporation is American BioScience, Inc."

3. The amendment set forth above in Section 2 of this certificate (the "Amendment") has been duly approved by the Board of Directors of this corporation.

4. The Amendment has been duly approved by the required vote of the shareholders of this corporation in accordance with Section 902 of the California Corporations Code. This corporation has two series Preferred Stock and one class of Common Stock, all of which votes together as one class, and the number of outstanding shares entitled to vote with respect to the Amendment is 48,105,369. The number of shares voting in favor of the Amendment equaled or exceeded the vote required. The percentage vote required for the approval of the Amendment was more than fifty percent (50%).

The undersigned hereby declares under penalty of perjury under the laws of the State of California that he has read this certificate, knows the contents thereof, and that the same is true and correct of his own knowledge.

Executed at Santa Monica California, on April 9, 1998.


PATRICK SOON-SHIONG,
President and Secretary



DWP146720761525.1-07/98