

Form PTO-1595 (Rev. 03-11)
OMB No. 0651-0027 (exp. 03/31/2015)

U.S. DEPARTMENT OF COMMERCE
United States Patent and Trademark Office

RECORDATION FORM COVER SHEET PATENTS ONLY

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):

TYRX Pharma, Inc.

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

2. Name and address of receiving party(ies)

Name: TYRX, Inc.

Internal Address: _____

Street Address: _____

1 Deer Park Drive, Suite G

City: Monmouth Junction

State: NJ

Country: USA Zip: 08852

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

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

Execution Date(s): November 3, 2011

☐ Assignment ☐ Merger ☒ Change of Name

☐ Security Agreement ☐ Joint Research Agreement

☐ Government Interest Assignment

☐ Executive Order 9424, Confirmatory License

☐ Other _____

4. Application or patent number(s):

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

A. Patent Application No.(s)

13/766,136

B. Patent No.(s)

Additional numbers attached? ☐ Yes ☒ No

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

Name: Thomas M. Finetti
LERNER, DAVID, LITTENBERG,
KRUMHOLZ & MENTLIK, LLP

Internal Address: Atty. Dkt.:

Street Address: 600 South Avenue West

City: Westfield

State: NJ Zip: 07090

Phone Number: 908-654-5000

Fax Number: 908-654-7866

Email Address: ataylor@ldikm.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 to deposit account

☐ Enclosed

☐ None required (government interest not affecting title)

8. Payment Information

Deposit Account Number 12-1095

Authorized User Name Thomas M. Finetti

9. Signature:

/Thomas M. Finetti/

Signature

March 19, 2013

Date

Thomas M. Finetti - 61,881

Name of Person Signing

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

3

CH \$40.00 121095 13766136

Delaware

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The First State

I, JEFFREY W. BULLOCK, 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 "TYRX PHARMA, INC.", CHANGING ITS NAME FROM "TYRX PHARMA, INC." TO "TYRX, INC.", FILED IN THIS OFFICE ON THE THIRD DAY OF NOVEMBER, A.D. 2011, AT 11:40 O'CLOCK A.M.

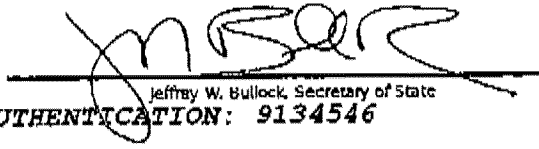
A FILED COPY OF THIS CERTIFICATE HAS BEEN FORWARDED TO THE KENT COUNTY RECORDER OF DEEDS.

2904516 8100

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You may verify this certificate online
at corp.delaware.gov/authver.shtml




Jeffrey W. Bullock, Secretary of State
AUTHENTICATION: 9134546

DATE: 11-03-11

PATENT
REEL: 030055 FRAME: 0490

State of Delaware
Secretary of State
Division of Corporations
Delivered 12:07 PM 11/03/2011
FILED 11:40 AM 11/03/2011
SRV 111162856 - 2904516 FILE

CERTIFICATE OF AMENDMENT TO THE
FOURTH AMENDED AND RESTATED
CERTIFICATE OF INCORPORATION
OF
TYRX PHARMA, INC.

(Pursuant to Section 242 of the
General Corporation Law of the State of Delaware)

TyRx Pharma, Inc. (the "Corporation"), a corporation organized and existing under the General Corporation Law of the State of Delaware (the "General Corporation Law"), DOES HEREBY CERTIFY:

FIRST: The Corporation filed its original Certificate of Formation with the Secretary of State of the State of Delaware on June 3, 1998, under the name "Advanced Materials Design, LLC." The limited liability company filed a Certificate of Merger on July 9, 1998, with the limited liability company as the surviving entity. The limited liability company filed a Certificate of Conversion and Incorporation on July 16, 2003, converting the limited liability company from a Delaware limited liability company to a Delaware corporation and changing the Corporation's name to "Advanced Materials Design, Inc." The Corporation filed a Certificate of Amendment, changing its name from "Advanced Materials Design, Inc." to "TyRx Pharma, Inc.", with the Secretary of State of the State of Delaware on October 17, 2003. The Corporation filed a Restated Certificate of Incorporation on January 7, 2005. The Corporation filed an Amendment to its Restated Certificate of Incorporation on June 4, 2007. The Corporation filed a Second Amended and Restated Certificate of Incorporation on February 25, 2008. The Corporation filed a Third Amended and Restated Certificate of Incorporation on July 27, 2009. The Corporation filed a Fourth Amended and Restated Certificate of Incorporation on November 23, 2010.

SECOND: The following Amendment to the Fourth Amended and Restated Certificate of Incorporation has been duly adopted in accordance with the provisions of Sections 141, 228, and 242 of the General Corporation Law:

Article I of the Fourth Amended and Restated Certificate of Incorporation is hereby deleted in its entirety and amended to read as follows:

"The name of this company is TYRX, Inc."

IN WITNESS WHEREOF, the Corporation has caused this Certificate to be signed by its Chief executive Officer this 3rd day of November, 2011.

TYRX PHARMA, INC.

By: /s/ Robert S. White
Name: Robert S. White
Title: Chief Executive Officer