

06-06-2001



5-30-01

101740631

**RECORDATION FORM COVER SHEET  
TRADEMARKS ONLY**

TO: The Commissioner of Patents and Trademarks: Please record the attached original document(s) or copy(ies).

**Submission Type**

New

Resubmission Document ID # \_\_\_\_\_ (Non-Recordation)

Correction of PTO Error  
Reel # \_\_\_\_\_ Frame # \_\_\_\_\_

Corrective Document  
Reel # \_\_\_\_\_ Frame # \_\_\_\_\_

**Conveyance Type**

Assignment  License

Security Agreement  Nunc Pro Tunc Assignment

Merger

Change of Name

Other **RELEASE OF SECURITY INTEREST OF TRADEMARKS**

Effective Date  
Month Day Year  
**05/22/2001**

**Conveying Party**

Mark if additional names of conveying parties attached

Name **Sun Pharmaceuticals Corp.** Execution Date  
Month Day Year  
**05/22/2001**

Formerly \_\_\_\_\_

Individual  General Partnership  Limited Partnership  Corporation  Association

Other \_\_\_\_\_

Citizenship/State of Incorporation/Organization **Delaware**

**Receiving Party**

Mark if additional names of receiving parties attached

Name **Wells Fargo Bank, N.A., as Collateral Agent**

DBA/AKA/TA \_\_\_\_\_

Composed of \_\_\_\_\_

Address (line 1) **1445 Ross Avenue**

Address (line 2) \_\_\_\_\_

Address (line 3) **Dallas** **Texas** **75202**  
City State/Country Zip Code

Individual  General Partnership  Limited Partnership  Corporation  Association

Other \_\_\_\_\_

Citizenship/State of Incorporation/Organization \_\_\_\_\_

If document to be recorded is an assignment and the receiving party is not domiciled in the United States, an appointment of a domestic representative should be attached. (Designation must be a separate document from Assignment).

**FOR OFFICE USE ONLY**

Public burden reporting for this collection of information is estimated to average approximately 30 minutes per Cover Sheet to be recorded, including time for reviewing the document and gathering the data needed to complete the Cover Sheet. Send comments regarding this burden estimate to the U.S. Patent and Trademark Office, Chief Information Officer, Washington, D.C. 20231 and to the Office of Information and Regulatory Affairs, Office of Management and Budget, Paperwork Reduction Project (0651-0027), Washington, D.C. 20503. See OMB Information Collection Budget Package 0651-0027, Patent and Trademark Assignment Practice. DO NOT SEND REQUESTS TO RECORD ASSIGNMENT DOCUMENTS TO THIS ADDRESS.

**Mail documents to be recorded with required cover sheet(s) information to:  
Commissioner of Patents and Trademarks, Box Assignments, Washington, D.C. 20231**

**Domestic Representative Name and Address**

Enter for the First Receiving Party only.

Name

Address (line 1)

Address (line 2)

Address (line 3)

Address (line 4)

**Correspondent Name and Address**

Area Code and Telephone Number

Name

Address (line 1)

Address (line 2)

Address (line 3)

Address (line 4)

**Pages**

Enter the total number of pages of the attached conveyance document including any attachments.

#

**Trademark Application Number(s) or Registration Number(s)**

Mark if additional numbers attached

Enter either the Trademark Application Number or the Registration Number (DO NOT ENTER BOTH numbers for the same property).

**Trademark Application Number(s)**

**Registration Number(s)**

**Number of Properties**

Enter the total number of properties involved.

#

**Fee Amount**

Fee Amount for Properties Listed (37 CFR 3.41):

\$

Method of Payment:

Enclosed

Deposit Account

Deposit Account

(Enter for payment by deposit account or if additional fees can be charged to the account.)

Deposit Account Number:

#

Authorization to charge additional fees:

Yes

No

**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. Charges to deposit account are authorized, as indicated herein.

Michael J. Neary

Name of Person Signing

Michael J. Neary  
Signature

05/30/2001

Date Signed

**RECORDATION FORM COVER SHEET  
CONTINUATION  
TRADEMARKS ONLY**

**Conveying Party**

Mark if additional names of conveying parties attached

Enter Additional Conveying Party

Execution Date  
Month Day Year

Name

Formerly

Individual     General Partnership     Limited Partnership     Corporation     Association

Other

Citizenship/State of Incorporation/Organization

**Receiving Party**

Mark if additional names of receiving parties attached

Enter Additional Receiving Party

Name

DBA/AKA/TA

Composed of

Address (line 1)

Address (line 2)

Address (line 3)

City

State/Country

Zip Code

Individual     General Partnership     Limited Partnership

Corporation     Association

Other

Citizenship/State of Incorporation/Organization

If document to be recorded is an assignment and the receiving party is not domiciled in the United States, an appointment of a domestic representative should be attached. (Designation must be a separate document from the Assignment).

**Trademark Application Number(s) or Registration Number(s)**

Mark if additional numbers attached

Enter either the Trademark Application Number or the Registration Number (DO NOT ENTER BOTH numbers for the same property).

**Trademark Application Number(s)**

**Registration Number(s)**

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1992717	2157422	2153931
1121700	2207643	
2021196	1949651	
2093688	2116882	
1762320	1946368	
1962371	1958824	
22917212	2059805	

## RELEASE OF SECURITY INTEREST OF TRADEMARKS

This Release of Security Interest is dated as of May 22, 2001. Reference is hereby made to the Subsidiary Security Agreement dated as of July 21, 1997 (the "Security Agreement") by and between Sun Pharmaceuticals Corp. ("Grantor"), a Delaware corporation, and Wells Fargo Bank, N.A., as Collateral Agent ("Collateral Agent"), or an abstract thereof, recorded with the United States Patent and Trademark Office on or about August 12, 1997.

Wells Fargo Bank, N.A. hereby notifies, acknowledges to and agrees with Grantor that the security interest granted by Grantor to Collateral Agent pursuant to the terms of the Grant of Security Interest (as such term as defined in the Security Agreement) including without limitations, the trademarks listed on the attached Schedule A, are terminated and released as of the date hereof, and that Collateral Agent hereby releases and forever discharges all of its right, title and interest of any kind or nature granted, assigned or conveyed pursuant to the Grant of Security Interest to such Trademark Collateral.

Such Collateral Agent releases all liens, pledges, security interests, charges and other encumbrances of whatever nature (collectively, "Encumbrances") on the Release of Security Interest including, without limitation, those Encumbrances created under or in connection with the Security Agreement.

Such Grantor hereby agrees to take such further actions and to execute such further documents as Collateral Agent may reasonably request to effect and evidence this Release, including, without limitation, the execution of any filings, statements, amendments, recordations or other instruments required to maintain the applications or registrations of the Trademark Collateral and record the chain of title accordingly with the United States Patent and Trademark Office.

IN WITNESS WHEREOF, Collateral Agent has caused this Release of Security Interest to be duly executed and delivered by its duly authorized officer as of the date first above written.

WELLS FARGO BANK, N.A.,  
as Collateral Agent

By: 

Name: DANA D. CAGLE

Title: SR. VICE PRESIDENT

STATE OF TEXAS )  
 )  
COUNTY OF DALLAS )

On May 17, 2001 before me, \_\_\_\_\_, personally appeared DANA D. CAGLE, personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity, and that by his/her/their signature on the instrument the person(s) or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand this 17 day of May, 2001.

*Julene O'Neal Moses*  
Notary Public in and for the  
State of Texas

**SCHEDULE A  
TO  
RELEASE OF SECURITY INTEREST OF TRADEMARKS**

	<u>Trademark</u>	<u>Reg. No.</u>	<u>Reg. Date</u>
1.	...GET ON THE BOAT!	1982912	06/25/96
2.	...GET ON THE BOAT!	1922356	09/26/95
3.	ACTION SPORT	2181101	08/11/98
4.	ARCTIC ALOE	2155395	05/05/98
5.	ATOMIC	2207642	12/01/98
6.	BANANA BOAT	1754761	03/02/93
7.	BANANA BOAT	1093524	06/20/78
8.	BANANA BOAT & Design	1759360	03/23/93
9.	BANANA BOAT & Design	1992718	08/13/96
10.	BANANA BOAT & Design	1992717	08/13/96
11.	BANANA BOAT HEAVY TANNING & Design	1121700	07/10/79
12.	BEACHBLASTER	2021196	12/03/96
13.	BITE BLOCK	2093688	09/02/97
14.	FASHION ZINK	1762320	04/06/93
15.	FUNKY FRUIT	1962371	03/12/96
16.	GOLDEN TANNING BLEND	2297212	12/07/99
17.	MAGNA	2157422	05/12/98
18.	QUIK BLOK	2207643	12/01/98
19.	SELF ADJUSTING COLOR	1949651	01/16/96

	<u>Trademark</u>	<u>Reg. No.</u>	<u>Reg. Date</u>
20.	SONIC	2116882	11/25/97
21.	SPIKE-A-THON	1946368	01/09/96
22.	SUN AMPLIFIER	1958824	02/27/96
23.	TAN EXPRESS	2059805	05/06/97
24.	TAN EXPRESS Design	2153931	04/28/98

**Pending Applications:**

	<u>Trademark</u>	<u>Serial No.</u>	<u>Filing Date</u>
1.	...GET ON THE BOAT!	75/975110	05/08/96
2.	FACES PLUS	74/653576	03/30/95
3.	VOLCANIC	75/292189	05/15/97



**O'MELVENY & MYERS LLP**

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WASHINGTON, D.C.  
HONG KONG  
LONDON  
SHANGHAI  
TOKYO

May 30, 2001

OUR FILE NUMBER  
185,550-038

**VIA EXPRESS MAIL**

WRITER'S DIRECT DIAL  
213-430-7267

Commissioner of Patents and Trademarks  
Box Assignments  
Washington, D.C. 20231

WRITER'S E-MAIL ADDRESS  
mneary@omm.com

**Re: *Release of Security Interest of Trademarks-  
Sun Pharmaceuticals Corp.***

Dear Sir:

Enclosed please find (i) an executed Recordation Form Cover Sheet; (ii) Release of Security Interest of Trademarks and attached Schedule A; (iii) our check in the amount of \$690.00 (Check No. 500871) covering the filing fee; and (iv) a postcard to be date-stamped and returned to us as indicated. Please charge any deficiencies or overpayments in fees to Deposit Account No. 500639.

Thank you for your assistance. Please feel free to call me with any questions.

Very truly yours,

Michael J. Neary  
for O'MELVENY & MYERS LLP

MJN:eow

Enclosures

cc: Matthew Bensen (w/Encls.)  
Gina Durham (w/Encls.)  
Eriko Wada (w/Encls.)

RECORDED: 05/30/2001

TRADEMARK  
REEL: 002308 FRAME: 0743