

02-26-2002

Form PTO-1594 (Adapted)  
3-13-96



U.S. DEPARTMENT OF COMMERCE  
BUREAU OF PATENT AND TRADEMARKS  
Patent & Trademark Office

101992067

To the Honorable Commissioner of Patents and Trademarks, please record the attached original documents or copy thereof.

1. Name of conveying party(ies):

2-8-02

First Horizon Pharmaceutical Corporation

- Individual
- General Partnership
- Corporation-Delaware
- Other
- Association
- Limited Partnership

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

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

Name: First Horizon Services, LLC

Address: c/o EJ Financial Enterprises, Inc., 225 E. Deer Path, SU 250

City Lake Forest State Illinois Zip Code: 60045

- Individual(s) citizenship
- Association
- General Partnership
- Limited Partnership
- Corporation-State
- Other Limited Liability Company - State of Illinois

3. Nature of conveyance:

- Assignment
- Security Agreement
- Other
- Merger
- Change of Name

Execution Date: May 17, 2001

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

If assignee is not domiciled in the United States, a domestic representative designation is attached  Yes  No  
(Designation must be a separate document from Assignment)

4(a). Trademark Application No.(s): 75/894,932

4(b). Trademark Registration No.(s):

Additional numbers attached?  Yes  No

8 - 8 2002

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

Name Cheryl L. Huseman

Address: KILPATRICK STOCKTON LLP  
2400 Monarch Tower  
3424 Peachtree Road, N.E.  
Atlanta, Georgia 30326

6. Total number of applications and registrations involved: 1

7. Total fee (37 CFR 3.41) enclosed: \$ 40.00

**DO NOT USE THIS SPACE**

8. 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*

*I certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner of Patents and Trademarks, Washington, DC 20231, on January 15, 2002.*

Cheryl L. Huseman, Esq.  
Name of Person Signing

Cheryl L. Huseman  
Signature

January 15, 2002  
Date

Attorney Docket No: 08852-8080 (43743-224404)

Total number of pages including cover sheet: 3

Mail documents to be recorded with required cover sheet information to: Commissioner of Patents & Trademarks  
Box Assignments  
Washington, DC 20231

02/25/2002 6TON11 00000147 75894932

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**TRADEMARK**  
**REEL: 002448 FRAME: 0591**

## TRADEMARK ASSIGNMENT

This Trademark Assignment (hereinafter referred to as "Assignment") is, *nunc pro tunc*, effective as of the 16th day of May 2001, by and between First Horizon Pharmaceutical Corporation, a Delaware corporation ("ASSIGNOR"), and First Horizon Services, LLC, an Illinois limited liability company ("ASSIGNEE").

WHEREAS, ASSIGNOR has adopted, owns and uses the FIRST HORIZON PHARMACEUTICAL mark ("Mark");

WHEREAS, ASSIGNOR has filed an application with the United States Patent & Trademark Office ("USPTO") to register the FIRST HORIZON PHARMACEUTICAL mark (Ser. No. 75/894,932) ("Application") with the intent that such Application mature into a federal trademark registration ("Federal Registration");

WHEREAS, ASSIGNOR will file with the USPTO an allegation to allege use within a reasonably prompt period of time after the execution of this Assignment.

WHEREAS, ASSIGNOR has acquired goodwill associated with and symbolized by said Mark, is using the Mark and has not abandoned the same;

WHEREAS, ASSIGNEE wishes to acquire all rights, title, and interest in and to the Mark and to the Application and any resulting Federal Registration, and ASSIGNOR wishes to assign to ASSIGNEE, all right, title and interest in and to the Mark and to the Application and any resulting Federal Registration, together with the goodwill associated therewith; and

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, ASSIGNOR hereby assigns, transfers and sells to ASSIGNEE all rights, title, and interest as ASSIGNOR may possess in and to the Mark together with the goodwill of the business in connection with which the Mark is used and which is symbolized by said Mark.

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, ASSIGNOR hereby assigns, transfers and sells to ASSIGNEE, on the express condition that the USPTO accepts ASSIGNOR's allegation to allege use of the mark in the Application, all rights, title, and interest as ASSIGNOR may possess in and to the Application and any resulting Federal Registration.

**ASSIGNOR:**

First Horizon Pharmaceutical Corporation,  
a Delaware corporation

**ASSIGNEE:**

First Horizon Services, LLC  
an Illinois limited liability company,  
By First Horizon Pharmaceutical Corporation,  
Its Manger

William Campbell  
printed name: William Campbell  
title: Controller and Treasurer

Mahendra G. Shah  
~~William Campbell, Controller.~~  
Mahendra G. Shah  
Chairman and CEO

SUBSCRIBED and SWORN to before me  
this 17<sup>th</sup> day of May, 2001.

[Signature]  
Notary Public  
My Commission Expires: 8/3/05

SUBSCRIBED and SWORN to before me  
this 17<sup>th</sup> day of May, 2001.

[Signature]  
Notary Public  
My Commission Expires: 12/6/03

**My Commission Expires  
August 3, 2005**

