

RECC

04-28-2004

HEET

4-2604



Docket No.: 3258.0051-000

To the Director of the U.S. Patent and

and original documents or copy thereof.

102731972

1. Name of conveying party(ies)

Abbott Laboratories

- Individual(s)
- General Partnership
- Corporation - State
- Other
- Association
- Limited Partnership

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

3. Nature of conveyance:

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

Execution Date: April 12, 2004

2. Name and address of receiving party(ies)

Name: Critical Therapeutics, Inc.

Internal Address: _____

Street Address: 60 West View Street

City: Lexington State: MA ZIP: 02421

- Association
- Individual(s) citizenship
- Association
- General Partnership
- Limited Partnership
- Corporation-State Delaware
- Other

If assignee is not domiciled in the United States, a domestic representative designation is attached: Yes No
 (Designations must be a separate document from assignment)
 Additional name(s) & address(es) attached? Yes No

4. Application number(s) or registration number(s):

A. Trademark Application No.(s)

B. Trademark Registration No.(s)

2,157,636

Additional numbers attached? Yes No

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

Name: John L. DuPré

Internal Address: _____

Hamilton, Brook, Smith & Reynolds, P.C.

Street Address: 530 Virginia Road, P.O. Box 9133

City: Concord State: MA ZIP: 01742-9133

6. Total number of applications and registrations involved:

7. Total Fee (37 C.F.R. 3.41)..... \$ 8.00

- Enclosed
- Authorized to charge any deficiencies or credit any overpayment to deposit account
- Authorization to charge deposit account number 08-0380

Attach a copy of this page if paying by deposit account and filing via mail.
 Do not attach a copy of this page if paying by deposit account and filing via facsimile.

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 FINANCE SECTION

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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.

John L. DuPré

Name of Person Signing

John L. DuPré

Signature

4/23/04

Date

Total number of pages including cover sheet, attachments, and document: [2]

ASSIGNMENT

WHEREAS, Abbott Laboratories, a corporation existing under the laws of the state of Illinois, having a principal place of business at Abbott Park, Illinois 60064, U.S.A., (hereinafter "Abbott") is the owner of all right title and interest in and to the Zyflo, United States Trademark Registration Number 2,157,636 (hereinafter "Trademark"); and

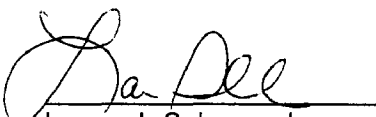
WHEREAS, Critical Therapeutics Inc., a corporation existing under the laws of the state of Delaware having its principal place of business at 60 West View, Lexington, MA 02421 U.S.A. (hereinafter "CTI") is desirous of acquiring all right, title and interest in and to said Trademark, and

WHEREAS, Abbott is willing to assign any and all of its right to the said Trademark;

NOW, THEREFORE, for good and valuable consideration, receipt of which is hereby acknowledged, Abbott does hereby sell, transfer, convey and assign to CTI any and all of its right, title and interest in and to the Trademark, including the ongoing business and the goodwill of the business symbolized by the Trademark, as well as all rights to damages or profits, due or accrued, arising out of past infringement of the said trademark or injury to the said goodwill, and the right to sue for and recover the same in CTI's own name.

Dated this 12th day of April, 2004.

Abbott Laboratories

By: 
Laura J. Schumacher

Title: Vice President, Secretary and
Deputy General Counsel