

Form PTO-1594 (Rev. 03/05)  
OMB Collection 0651-0027 (exp. 6/30/2005)

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

### RECORDATION FORM COVER SHEET TRADEMARKS 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):**  
 Bank of America, N.A., as Agent  
 300 Galleria Parkway, Suite 800  
 Atlanta, Georgia 30339-3153

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

Citizenship (see guidelines) \_\_\_\_\_  
 Additional names of conveying parties attached?  Yes  No

**2. Name and address of receiving party(ies)**  Yes  No  
 Additional names, addresses, or citizenship attached?  Yes  No

Name: Andrx Corporation  
 Internal Address: \_\_\_\_\_  
 Street Address: 8151 Peters Road, 4th Floor  
 City: Plantation  
 State: Florida  
 Country: USA Zip: 33324

Association Citizenship \_\_\_\_\_  
 General Partnership Citizenship \_\_\_\_\_  
 Limited Partnership Citizenship \_\_\_\_\_  
 Corporation Citizenship U.S.A. (Delaware)  
 Other \_\_\_\_\_ Citizenship \_\_\_\_\_

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)

**3. Nature of conveyance )/Execution Date(s) :**  
 Execution Date(s) March 28, 2005

Assignment       Merger  
 Security Agreement       Change of Name  
 Other Release

**4. Application number(s) or registration number(s) and identification or description of the Trademark.**  
 A. Trademark Application No.(s)  
 Please see attached exhibit

B. Trademark Registration No.(s)  
 Please see attached exhibit

Additional sheet(s) attached?  Yes  No

C. Identification or Description of Trademark(s) (and Filing Date if Application or Registration Number is unknown):

**5. Name & address of party to whom correspondence concerning document should be mailed:**  
 Name: Heather Skinner, Paralegal  
 Internal Address: \_\_\_\_\_  
 Street Address: 600 Peachtree Street, N.E.  
 City: Atlanta  
 State: Georgia Zip: 30308  
 Phone Number: (404) 815-2231  
 Fax Number: (404) 685-5231  
 Email Address: heatherskinner@paulhastings.com

**6. Total number of applications and registrations involved:**

**7. Total fee (37 CFR 2.6(b)(6) & 3.41)** \$ 90.00

Authorized to be charged by credit card  
 Authorized to be charged to deposit account  
 Enclosed

**8. Payment Information:**

a. Credit Card Last 4 Numbers 9043  
 Expiration Date 11/05

b. Deposit Account Number \_\_\_\_\_  
 Authorized User Name \_\_\_\_\_

**9. Signature:** \_\_\_\_\_ March 31, 2005  
 Signature Date  
Kathleen Currey, Esq. \_\_\_\_\_  
 Name of Person Signing

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

Documents to be recorded (including cover sheet) should be faxed to (703) 306-5995, or mailed to: Mail Stop Assignment Recordation Services, Director of the USPTO, P.O. Box 1450, Alexandria, VA 22313-1450

OP \$90.00 78176032

2. Names of receiving parties continued:

- Andrx Corporation
- Andrx Labs, LLC
- Andrx Laboratories, Inc.
- Andrx Laboratories (NJ), Inc.
- Andrx EU Ltd.

## EXHIBIT A

## Trademarks

<b>Mark</b>	<b>Registration/Serial Number</b>	<b>Registration Date</b>	<b>Filing Date</b>	<b>Owner</b>
Altoscot	78/176032	---	09/07/04	Andrx Labs, LLC, a Delaware LLC
Fortamet	Reg. 2,929,566 78/115656	03/01/05	03/18/02	Andrx Labs, LLC, a Delaware LLC
Formet	78/115596	---	03/18/02	Andrx Labs, LLC, a Delaware LLC

**RELEASE OF TRADEMARKS**

THIS RELEASE (the "Release") is made on this 28 day of March, 2005, by Bank of America, N.A., as agent for the Lenders (the "Agent").


Reference is made to that certain Credit Agreement, dated as of December 30, 2002, among the financial institutions named therein, as the Lenders, the Agent, Andrx Corporation, as the parent guarantor (the "Parent Guarantor"), each of Parent Guarantor's Subsidiaries that are signatories thereto as the Borrowers (each a "Borrower", collectively, "Borrowers"), and each of Parent Guarantor's Subsidiaries that are signatories thereto as the Guarantors, as amended by that certain First Amendment and Waiver dated as of February 24, 2003, as amended by that certain Second Amendment dated as of December 31, 2004, and as amended by that Third Amendment dated as of March 25, 2005 (as amended, restated, supplemented, or otherwise modified from time to time, the "Credit Agreement"). Unless otherwise set forth herein, all terms defined in the Credit Agreement shall have the same meanings when used herein.

Whereas the Agent has, pursuant to the Credit Agreement and other Loan Documents, a security interest in and has taken a collateral assignment of the registered trademarks or trademark applications listed on Schedule 2.1(a) (the "Trademarks") attached hereto and incorporated herein; and

Whereas Andrx Labs, LLC, a Delaware limited liability company, Andrx Laboratories, Inc., a Mississippi corporation, Andrx Laboratories (NJ), Inc., a Delaware corporation, and Andrx EU Ltd., a United Kingdom company, have sold the Trademarks to First Horizon Pharmaceutical Corporation and the Agent has agreed to release its security interest in the Trademarks;

Accordingly, the Agent hereby releases all of its interest in and to the Trademarks and hereby conveys the same, without recourse, representation or warranty to the owners of record of such Trademarks.

IN WITNESS WHEREOF, the Agent has caused this Release to be duly executed as of the date first written above.

Bank of America, N.A., as Agent  
By:   
Name: ANDREW A. DOHERTY  
Title: Vice President

## SCHEDULE 2.1(a)

## Trademarks

Mark	Registration/Serial Number	Registration Date	Filing Date	Owner
Altprev	Reg. 2,911,749 78/236,828	12/14/04	04/11/03	Andrx Labs, LLC, a Delaware LLC
Altprev (EU)	Reg. 2,911,747 78/236,828	12/14/04	04/11/03	Andrx Labs, LLC, a Delaware LLC
Altoscot (EU)	3875986	---	09/07/04	Andrx Labs, LLC, a Delaware LLC
Fortamet	Reg. 2,929,566 78/115656	03/01/05	03/18/02	Andrx Labs, LLC, a Delaware LLC
Formet	78/115596	---	03/18/02	Andrx Labs, LLC, a Delaware LLC
Fortamet (EU)	2990349	09/14/04	12/26/02	Andrx Pharmaceuticals, Inc.
Formet (EU)	2990398	11/12/04	12/26/02	Andrx Pharmaceuticals, Inc.

**PaulHastings**  
ATTORNEYS

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telephone 404 815 2400 • facsimile 404 815 2424 • www.paulhastings.com

**FACSIMILE TRANSMISSION**

<b>to:</b>	<b>company/office:</b>	<b>facsimile:</b>	<b>telephone:</b>
Recordation Services	United States Patent & Trademark Office	(703) 306-5995	1-800-786-9199
<b>from:</b>	<b>facsimile:</b>	<b>telephone:</b>	<b>initials:</b>
Heather F. Skinner	(404) 815-2424	(404) 815-2231	HFS
<b>client name:</b>	Bank of America, N.A.	<b>client matter number:</b>	30517.0009
<b>date:</b>	March 31, 2005	<b>pages (with cover):</b>	8

**comments:**

**If you do not receive all pages, please call immediately Facsimile Center: (404) 815-2444**

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