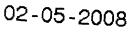
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l peri	03479896
To the Director of the U. S. Patent and Trademark Office: P	lease record the attached documents or the new address(es) below.
1. Name of conveying party(les): Upsher-Smith Laboratories, Inc.	2. Name and address of receiving party(les)  Additional names, addresses, or citizenship attached?  No  Name: Upsher-Smith Laboratories, Inc.
☐ Individual(s) ☐ Association ☐ General Partnership ☐ Limited Partnership ☐ Corporation- State: Minnesota ☐ Other ☐ Citizenship (see guidelines) USA Additional names of conveying parties attached? ☐ Yes ☐ 1  3. Nature of conveyance )/Execution Date(s): Execution Date(s) ☐ January 15, 2008 ☐ Assignment ☐ Merger ☐ Security Agreement ☐ Change of Name ☐ Other Afficavit to Assert Ownership 22/46/06/4  4. Application number(s) or registration number(s) ar A. Trademark Application No.(s)	Internal Address:  Street Address: 6701 Evenstad Drive  City: Maple Grove  State: Minnesota  Country: USA Zip: 55369  No Association Citizenship  General Partnership Citizenship  Limited Partnership Citizenship  Corporation Citizenship Minnesota/USA  Other Citizenship  If assignee is not domicited in the United States, a domestic representative designation is attached: Yes X No (Designations must be a separate document from assignment)
C. Mentification or Description of Trademark(s) (and Filing UNISERTS	
5. Name & address of party to whom correspondence contaming document should be mailed:	6. Total number of applications and registrations involved:
Internal Address:  Street Address: Dewey & LeBoeuf LLP  1301 Avenue of the Americas	7. Total fee (37 CFR 2.6(b)(6) & 3.41) \$\frac{40.00}{\text{ Authorized to be charged by credit card }} Authorized to be charged to deposit account \$\text{\text{Finclosed}}\$
City: New York  State: New York  Phone Number: 212-259-6420  Fax Number: 212-259-6333	8. Payment Information:  a. Credit Card Last 4 Numbers Expiration Date  b. Deposit Account Number
mail Address: slovenworth@dl.som  D. Signature:  Signature	
Stenton J. Lovenworth	Total number of pages including cover sheet, attachments, and document:

Documents to be recorded (including cover sheet) should be faxed to (571) 273-0140, or mailed to: Mail Stop Assignment Recordation Services, Director of the USPTO, P.O. Box 1450, Alexandria, VA 22313-1450

Name of Person Signing

81/22/2008 DBYRHE

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## UNITED STATES PATENT AND TRADEMARK OFFICE

Mark:	UNISERTS	)
Reg. No.:	1,270,544	)
Reg. Date:	March 20, 1984	)
Int. Class No.:	5	)

Mail Stop Assignment Recordation Services Director of the USPTO P.O. Box 1450 Alexandria, Virginia 22313-1450

## **AFFIDAVIT TO ASSERT OWNERSHIP**

Sir:

The trademark assignment dated December 29, 2000 between Ascent Pediatrics, Inc. and Alpharma USPD Inc. (the "Assignment") was recorded in the U.S. Patent and Trademark Office as of February 16, 2001 at Reel 2246, Frame 0642. However, the submitted Recordation Form Cover Sheet and the Assignment contained an error. Specifically, the Assignment should not have included a reference to the U.S. Trademark Registration of UNISERTS, Reg. No. 1,270,544 (the "Mark"), on the Schedule as the registration was owned by Upsher-Smith Laboratories, Inc. and merely licensed to the assignor Ascent Pediatrics, Inc. Thus, Ascent Pediatrics, Inc. did not have the right to assign the Mark to the assignee Alpharma USPD Inc. Our client Actavis Mid Atlantic LLC (formerly Alpharma USPD Inc.) requests that the error now be corrected.

TRADEMARK
REEL: 003713 FRAME: 0535

Attached is a corrective Recordation Form Cover Sheet. We would appreciate it if you could please correct the error as the Assignment for this particular trademark was made in error and should be accurately reflected on the Notice of Recordation and in the U.S. Patent & Trademark Office's on-line records.

Respectfully submitted,

DEWEY BALLANTINE LLP

Devon J. Goldberg (212) 259-6705

Date: January 15, 2008

TRADEMARK REEL: 003713 FRAME: 0536

**RECORDED: 01/21/2008**