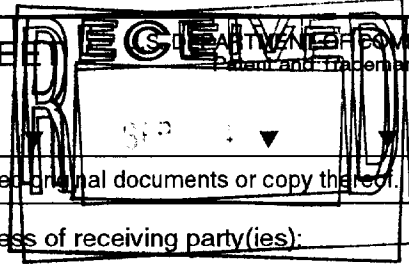


REC

09-17-1998

DEPARTMENT OF COMMERCE Patent and Trademark Office



Tab settings >>> 9.4.98



100830958

To the Honorable Commissioner of Pat.

attached original documents or copy thereof.

1. Name of conveying party(ies): BioStar, Inc. 6655 Lookout Road Boulder, Colorado

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

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

3. Nature of conveyance:

- Assignment, Merger, Security Agreement, Change of Name, Other Security Interest Termin. at 1447/0913

Execution Date: August 28, 1998

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

Name: Silicon Valley Bank

Internal Address:

Street Address: 3003 Tasman Drive

City: Santa Clara State: CA ZIP: 95054

- Individual(s) citizenship, Association, General Partnership, Limited Partnership, Corporation-State California, 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 trademark number(s):

A. Trademark Application No.(s)

B. Trademark Registration No.(s)

1,995,565 1,970,501

1,881,052 1,436,984

Additional numbers attached? Yes No

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

Name: Michael J. Bevilacqua, Esquire

Internal Address: Hale and Dorr LLP

09/17/1998 DNGUYEN 00000171 080219 1993365

01 FC:481 40.00 CH
02 FC:482 75.00 CH

Street Address: 60 State Street

City: Boston State: MA ZIP: 02109

6. Total number of applications and registrations involved: 4

7. Total fee (37 CFR 3.41): \$115.00

Enclosed

Authorized to be charged to deposit account Charge any additional fees associated with this paper or during the pendency of this application, or credit any overpayment, to deposit account.

8. Deposit account number:

08-0219

(Attach duplicate copy of this page if paying by deposit account)

DO NOT USE THIS SPACE

9. 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.

Michael J. Bevilacqua Name of Person Signing

Signature

September 1, 1998 Date

Total number of pages including cover sheet, attachments, and document: 7

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

TRADEMARK 72 REEL: 1788 FRAME: 0618

RELEASE OF TRADEMARK SECURITY INTEREST

WHEREAS, BioStar, Inc., a Delaware corporation, located at 6655 Lookout Road, Boulder, Colorado 80301 ("BioStar"), and Silicon Valley Bank, California Corporation, 3003 Tasman Drive, Santa Clara, California 95054 ("Silicon"), entered into a certain security agreement (the "Security Agreement"), dated as of September 15, 1995, which was recorded on October 17, 1995 at Reel 1447 and Frame 0913, that by its terms granted Silicon a security interest in certain intellectual property listed in Exhibit C, all pending and registered trademarks, acquired or arising after the date of the Security Agreement (collectively, the "Trademarks");

WHEREAS, the Security Agreement provides that Silicon shall execute and deliver to BioStar a termination of all security interests granted by BioStar upon the payment and full performance of all obligations incurred under the Security Agreement; and

WHEREAS, BioStar has or has caused to be paid and satisfied in full the obligations for which the security interest in the Trademarks was granted.

NOW THEREFORE Silicon hereby releases its security interest in the Trademarks and reassigns to BioStar any interest in the Trademarks acquired by Silicon under the Security Agreement.

IN WITNESS WHEREOF the parties hereto by the signature below of their duly authorized representatives agree to be bound by the provisions of this Release as of the date of execution, this 28th day of August, 1998.

SILICON VALLEY BANK

By: [Signature]
Title: AVP

State of Colorado)
County of Boulder)

Then personally appeared the above named Frank Amoroso and acknowledged the foregoing act to be his free act and deed, before me, this 28th day of August, 1998.

Jennifer Kennedy
Notary Public
My commission expires:

My Commission Expires
6/23/2001

EXHIBIT C

Trademarks

Description

Registration/
Application
Number

Registration/
Application
Date

SEE ATTACHMENTS

STATUS REPORT FOR BIOSTAR TRADEMARK

CONFIDENTIAL

1ST QTR, 1997

REV:013

COUNTRY	REGISTR. #	SERIAL #	CLASS 1 STATUS	CLASS 6 STATUS	CLASS 9 STATUS	CLASS 10 STATUS	COMMENTS
US	143944 1,921,449		GRANT 4/21/87	1,818,949 REGIS 9/3/95; USE 9/2/2000 RENEW 9/5/2005	FILED 8/94 PUBLISHED 1/14	FILED 6/94	OPPOSITION TO TRIPOS FILED 2/12
FRANCE	92/198181		GRANT 10/27/92	GRANT 10/27/92	GRANT 10/27/92	GRANT 10/27/92	
SWITZERLAND	403 341		GRANT 9/7/93	GRANT 9/7/93	GRANT 9/7/93	GRANT 9/7/93	
AUSTRALIA		507013	GRANTED	PUBLISHED FOR OPPOSITION	N/A	N/A	NEED TO SUPPLY PROOF OF USE (SALES) CALTEX PETROLEUM SEEKING CO - EXIST AGREEMENT DELAYING AS LONG AS POSSIBLE
BENELUX	437663	786310	REGISTRATION DATE 4-8-92	REGISTRATION DATE 4-8-92	DROPPED	REGISTRATION DATE 4-8-92	
GERMANY		B945685WZ	FILING IN PROCESS	2,101,411 REGIS. 9/11/2 ISSUED 9/11/94	FILING IN PROCESS		USE DATE: 9/18/2001; RENEWAL: 9/20/2002 REQ. BIOSTAR TO LIMIT THEIR SPECIFICATION OPPOSITION DUE 3/79
ITALY		RM9207 3-134	644112 FILING DATE 9/7/92 ISSUE 12/2/98	DESCRIPTION MODIFIED FROM CLASS 1	NEW FILING MADE 10/4/93 5-100705	NEW FILING MADE 10/4/93 5-100705	USE DATE: 9/29/2000; RENEWAL: 9/7/2002 5 YR LAPSE PERIOD
JAPAN		01-299064	DROPPED	NOT AVAILABLE	1722466 PENDING	1722466 PENDING	
SPAIN			1722467 AWAITING OFFICE ACTION	BIOGRAPHIC CONSENT OBTAINED	PENDING	AWAITING OFFICE ACTION	
SWEDEN		92-08785	306,639 ISSUE 12/2/98; RENEW 12/2/2005; USE BY 12/2/2000			DROPPED	
UK			1512808 PENDING PUBLISHED 1/28/94	1512808 PENDING	1512810 GRANTED 11/94 RENEW 11/11/09	N/A	REGISTRATION DUE 2/19/97; COLLECTING USAGE INFORMATION

STATUS REPORT FOR BIOSTAR LOGO TRADEMARK

CONFIDENTIAL

1ST QTR, 1997

REV:011

COUNTRY	REGISTR. #	SERIAL #	CLASS 1 STATUS	CLASS 5 STATUS	CLASS 9 STATUS	CLASS 10 STATUS	COMMENTS
US			1,899,895 REGIS: 8/20/96 RENEW: 8/20/2008 USE: 8/20/2001	1,921,448 REGIS: 8/28/96 RENEW: 8/28/2005 USE: 8/28/2000	1,821,450 REGIS: 8/28/96; RENEW: 8/28/2005	RE - FILED 8/28/96	REGISTRATION DATE: 8/28/96; RENEWAL DATE: 8/28/2008; USE DATE: 8/28/2000
FRANCE			GRANTED 11/04	GRANTED 11/04	GRANTED 11/04	GRANTED 11/04	
SMITZER- LAW	421,460						REGIS. DATE: 8/28/94; USE DATE: 8/28/94; RENEWAL DATE: 8/28/2004; 10 YR RENEWAL PERIOD; 8 YR LAPSE PERIOD
AUSTRALIA			A032084 ISSUED 8/9/96 RENEW: 8/19/2001 FILED 8/94	FILED 8/94 A028729 REGIS. DATE 4/4/94 FILED 8/94			NEED STATEMENT OF USE (SALES) IMMEDIATELY USE DATE CLASS 6: 8/2/96; RENEW DATE 8/2/2004 Issued: use date 8/11/97; renewal date 8/11/2004
BENELUX						FILED 8/94	
CANADA							
GERMANY				2,009,108 REGIS: 8/28/94; ISSUE 7/17/98	2,009,108	2,009,108	RENEW DATE 8/28/2004 USE DATE: 7/17/2000
ITALY				891,843 ISSUED 11/14/94 USE 11/14/2001	891,843 ISSUED 11/14/94 USE 11/14/2001	891,843 ISSUED 11/14/94 USE 11/14/2001	RENEW DATE 8/28/2004
JAPAN							
SPAIN							
SWEDEN			FILED 8/4/94	317,048 ISSUE 8/20/94 USE 8/20/2001		FILED 8/4/94	RENEWAL DATE 8/20/2008 8 YR LAPSE PERIOD
UK				1812809 ISSUED 10/31/94 EFFECTIVE 10/31/94			USE DATE: 10/31/94; RENEWAL DATE 10/31/2004

STATUS REPORT FOR BETTER RESULTS... TRADEMARK
Mean Better Medicine

CONFIDENTIAL

1ST QTR, 1997
REV:011

COUNTRY	REGISTR. #	SERIAL #	CLASS 1 STATUS	CLASS 5 STATUS	CLASS 9 STATUS	CLASS 10 STATUS	COMMENTS
US	1,971,424 1,970,501		USE DATE: 4/20/2001 RENEWAL: 10/20/2008 REGIS. 4/20/99	FILED 8/94 3/21/95 publication ACCEPTED 11/13/95	PUBLISHED 11/21/95 74534813 2/13/96	FILED 8/94	
AUSTRALIA							
CANADA			FILED 8/94 756808	FILED 8/94 756808	FILED 8/94 756808		
UK			TO BE FILED				DECLARATION OF USE DUE 8/13/97 COLLECTED AVAILABLE SALES INFO. FOR SUPPORT

STATUS REPORT FOR SAQAX TRADEMARK

1ST QTR, 1997
REV:006

COUNTRY	REGISTR. #	SERIAL #	CLASS 1 STATUS	CLASS 5 STATUS	CLASS 9 STATUS	CLASS 10 STATUS	COMMENTS
CANADA			4/1/98 publication ACCEPTED 11/27/1995	3/21/95 publication ACCEPTED 11/13/95			

STATUS REPORT FOR OIA TRADEMARK

CONFIDENTIAL

1ST QTR, 1997
REV:013

COUNTRY	REGISTR. #	SERIAL #	CLASS 1 STATUS	CLASS 6 STATUS	CLASS 9 STATUS	CLASS 10 STATUS	COMMENTS
US	1,881,052	74312081	REGISTERED 2/26/95	REGISTERED 2/26/95	REGISTERED 2/26/95	DROPPED	RENEWAL 2/28/2000 DECLARATION OF USE DUE 2/28/2000
FRANCE	92/439160		GRANT 10/27/92	GRANT 10/27/92	GRANT 10/27/92	GRANT 10/27/92	
CANADA		712240	GRANTED 7/23/93	GRANTED 7/23/92	GRANTED 7/23/93	GRANTED 7/23/93	DECLARATION OF USE DUE IN SEPT. 1996 STILL NEEDED REG. AND EXTENSION MAY NOT BE APPROVED NEED PROOF OF USE
AUSTRALIA		87700	REGISTERED 8/22/92	REGISTERED 8/22/92	N/A	N/A	
BENELUX	827877	785341	REGISTRATION DATE SEPT. 4, 1992	REGISTRATION DATE SEPT. 4, 1992		REGISTRATION DATE SEPT. 4, 1992	NEED PROOF OF USE
GERMANY		894326WZ	FILING IN PROCESS	SPECIFICATION MODIFIED TO ADDRESS EXAMINER'S OBJ.	FILING IN PROCESS	CHECKING	IS USED IN CLASSES 6, 9, 10 ON 3/1/96 RENEWAL DATE: 9/3/2002 USE DATE 9/1/2000
ITALY		R4992C/ 3437 FILED 8/7/92	PENDING 844112	PENDING	PENDING	PENDING	REGIS DATE: 8/28/96; USE DATE: 2/28/2000; RENEWAL DATE: 8/7/2002; 5 YR LAPSE PERIOD
JAPAN		04-890087	DROPPED	OFFICE ACTION ADDRESSED RESPONSE FILED 2/14	FILING DATE 10/4/93 6-100707	FILING DATE 10/4/93 6-100708 PUBLISHED	CLASS 9 PUBLISHED 3/25/96; OP POSITION PERIOD ENDS 2/20
SPAIN			1722484 REGIS: 8/28/92 TAX DATE: 8/28/97	N/A	1722488 REGIS: 8/28/92	1722488 REGIS: 8/28/92	USE DATE: 8/28/97 RENEWAL DATE: 8/28/2002
SWEDEN		92-047H	PENDING	PENDING	PENDING	PENDING	
SWITZERLAND		87/4/1992.1	GRANTED 8/28/93	GRANTED 8/28/93	GRANTED 8/28/93	GRANTED 8/28/93	
UK			1813836	1813806	1813840 REGISTERED		IS USED 8/11/96; REGIS: 10/31/94 USE DATE: 10/31/96; RENEW DATE: 10/31/2004

TRADEMARK