

02-26-2004



Tab settings

To the Honorable Commissioner of

102678273

original documents or copy thereof.

1. Name of conveying party(ies):

Abbott Laboratories

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

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

2. Name and address of receiving party(ies)

Name: Inverness Medical Switzerland GmbH

Internal

Address:

Street Address: Bundesplatz 1

City: Zug Switzerland 6300

Individual(s) citizenship

Association

General Partnership

Limited Partnership

Corporation-State

Other Partnership with Limited Liability

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

3. Nature of conveyance:

- Assignment Merger Security Agreement Change of Name Other

Execution Date: September 30, 2003

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

A. Trademark Application No.(s)

B. Trademark Registration No.(s) 2112978, 2598616, 2181271, 1576022, 2598617

Additional number(s) attached Yes No

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

Name: Jean M. Maxwell, Trademark Paralegal

Internal Address:

Inverness Medical Innovations, Inc.

Street Address: 51 Sawyer Road, Suite 200

City: Walrham State: MA Zip: 02453-3448

6. Total number of applications and registrations involved:

5

7. Total fee (37 CFR 3.41): \$ 140.00

Enclosed

Authorized to be charged to deposit account

8. Deposit account number:

502672

(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.

Jean M. Maxwell

Name of Person Signing

Signature

February 17, 2004

Date

Total number of pages including cover sheet, attachments, and document: 15

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

02/25/2004 MGETACHE 00000095 502672 2112978

01 FD-A521 40.00 DA 02 FD-A522 100.00 DA

TRADEMARK ASSIGNMENT

This Trademark Assignment (this "Assignment") is made effective this 30th day of September, 2003, by and between Abbott Laboratories, an Illinois corporation ("Assignor"), and Inverness Medical Switzerland GmbH, a corporation organized under the laws of Switzerland ("Assignee"). Initially capitalized terms used herein and not defined shall have the meaning assigned to them in the Asset Purchase Agreement (as defined below).

WHEREAS, Assignor and Assignee have entered into an Asset Purchase Agreement, dated as of September 30th, 2003 (the "Asset Purchase Agreement"), pursuant to which Assignor has sold certain of its assets and assigned certain of its liabilities related to developing, manufacturing, marketing and selling certain products commonly known as the Fact Plus®, Signify® and Abbott TestPack® product lines (collectively, the "Products"), which includes the trademarks and trade names listed on Schedule A attached hereto (collectively, the "Marks"), to Assignee;

WHEREAS, Assignor has adopted, used and is currently using the Marks in connection with the Products, and has agreed to assign to Assignee all of Assignor's right, title and interest in and to the Marks and the goodwill associated with the use of the Marks in connection with the Products.

NOW, THEREFORE, in consideration of the premises set forth above and in the Asset Purchase Agreement and for other good and valuable consideration, the receipt of which is hereby acknowledged:

Assignor hereby sells, assigns, transfers, sets over and delivers to Assignee, Assignor's entire right, title and interest in and to the Marks (including any common law rights that may exist and are associated therewith), together with the goodwill of the business symbolized by them, the same to be held and enjoyed by said Assignee, its successors, permitted assigns or legal representatives, together with income, royalties, damages or payments due on or after the date hereof, including, without limitation, all claims for damages or payments by reason of infringement or unauthorized use of the Marks, along with the right to sue for past infringements and collect same for Assignee's sole use and enjoyment.

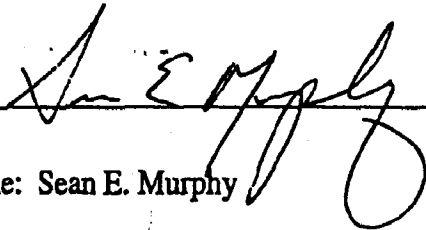
[Signature Page Follows]

[Signature Page to Trademark Agreement]

IN WITNESS WHEREOF, Assignor has caused this Assignment to be executed by its duly authorized officer as of the date first written above.

ASSIGNOR:

ABBOTT LABORATORIES

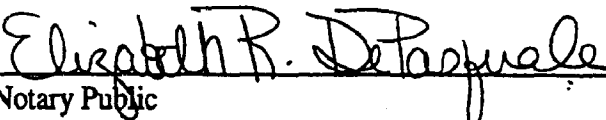
By: 

Name: Sean E. Murphy

Title: Vice President, Global Medical Licensing
and New Business Development

STATE OF ILLINOIS)
) SS:
COUNTY OF Lake)

On this 30th day of September, 2003, before me personally came Sean E. Murphy, to me known who, being duly sworn, did depose and say that he resides in the State of Illinois, and that he signed his name hereto.


Notary Public



Schedule A

COI-1211799v5

TRADEMARK
REEL: 002918 FRAME: 0019

TRADEMARK REPORT
 TRADEMARK DEPARTMENT - ABBOTT LABORATORIES

COUNTRY TRADEMARK GOODS STATUS REG/REG NO REG/REG NO REG/REG NO REG/REG NO REG/REG NO REG/REG NO

COUNTRY	TRADEMARK	GOODS	STATUS	REG/REG NO	REG/REG NO	REG/REG NO	REG/REG NO	REG/REG NO	REG/REG NO
Australia	ADVISOR	CHEMICAL REAGENTS USED FOR MEDICAL DIAGNOSIS AND ANALYSIS	REG	812686	11/4/1999				IN5
Australia	SIGNIFY	CLASS 5: CHEMICAL REAGENTS USED FOR MEDICAL DIAGNOSIS AND ANALYSIS	REG	707292	4/26/1996				IN5
Bolivia	FACT PLUS	DIAGNOSTIC TEST FOR PREGNANCY	FIL	1437	2/12/1997				IN5
Brazil	ADVISOR	CHEMICAL REAGENTS USED FOR MEDICAL DIAGNOSIS AND ANALYSIS	REG	820010928	10/8/2002				NA5.50
Brazil	SIGNIFY	CLASS 5.50: SUBSTANCES AND RELATED PRODUCTS INTENDED TO SAFEGUARD AND PROTECT HEALTH	REG	820408824	6/25/2001				NA5.50
Benelux	ADVISOR	CHEMICAL REAGENTS USED FOR MEDICAL DIAGNOSTIC PURPOSES NAMELY FOR THE ANALYSIS OF BODILY FLUIDS	REG	512240	4/8/1992				IN5
Canada	FACT PLUS	HOME PREGNANCY TEST KIT	REG	TMA389104	9/27/1991				
Canada	SIGNIFY	CHEMICAL REAGENTS USED FOR MEDICAL DIAGNOSIS AND ANALYSIS	REG	485229	11/4/1997				
Chile	FACT PLUS	DIAGNOSTIC TEST FOR PREGNANCY	REG	528197	11/24/1998				IN5
China P.R.	SIGNIFY	CLASS 5: CHEMICAL REAGENTS USED FOR MEDICAL DIAGNOSIS AND ANALYSIS	REG	1087035	8/28/1997				IN5
Colombia	FACT PLUS	DIAGNOSTIC TEST FOR PREGNANCY	REG	207372	4/13/1998				IN1
Germany	ADVISOR	DIAGNOSTIC REAGENTS	REG	2030504	2/28/1992				IN1

COUNTRY
Germany

TRADEMARK
SIGNIFY

GOODS

STATUS
REG

REG/REN/NO
39619312

REGDATE
12/12/1996

CLASS
IN5

Community Trademark

ADVISOR

CLASS 5: ALL GOODS

CHEMICAL REAGENT FOR
MEDICAL DIAGNOSTIC PURPOSES
NAMED FOR THE ANALYSIS OF
BODILY FLUIDS

11/17/2000

IN5

Community Trademark

FACT PLUS

CHEMICAL REAGENTS USED
FOR MEDICAL DIAGNOSIS AND
ANALYSIS

5/25/1999

IN5

Community Trademark

SIGNIFY

CLASS 1: ALL GOODS
CLASS 5: ALL GOODS
CLASS 10: ALL GOODS

4/19/1996

IN1

IN10

Spain

SIGNIFY

CLASS 5: ALL GOODS

4/29/1996

IN5

Great Britain

ADVISOR

CHEMICAL REAGENTS USED FOR
IN VITRO MEDICAL DIAGNOSIS
ALL INCLUDED IN Class 5

3/11/1992

IN5

Greece

ADVISOR

CHEMICAL REAGENTS USED FOR
MEDICAL DIAGNOSIS AND
ANALYSIS

11/10/1999

IN5

Greece

FACT PLUS

PREGNANCY TEST KIT

5/29/1989

IN5

Guatemala

FACT PLUS

PREGNANCY TEST KIT

3/1/1997

IN10

Hong Kong

ADVISOR

CHEMICAL REAGENTS USED FOR
MEDICAL DIAGNOSIS AND
ANALYSIS

9/27/1996

IN5

Hong Kong

SIGNIFY

CLASS 5: CHEMICAL
REAGENTS USED FOR MEDICAL
DIAGNOSIS AND ANALYSIS

4/25/1996

IN5

Honduras

FACT PLUS

PREGNANCY TEST KIT

8/13/1996

IN5

Indonesia

FACT PLUS

CHEMICAL REAGENTS USED
FOR MEDICAL DIAGNOSIS AND
ANALYSIS

10/4/1999

IN5

Indonesia

SIGNIFY

CLASS 5: ALL GOODS

8/15/1997

IN5

Italy

SIGNIFY

CLASS 5: ALL GOODS

5/19/1998

IN5

TRADEMARK

REEL: 002918 FRAME: 0021

COUNTRY

TRADEMARK

GOODS

STATUS

REG/REGNO

REG/DATE

CLASS

COUNTRY	TRADEMARK	GOODS	STATUS	REG/REGNO	REG/DATE	CLASS
Japan	FACT PLUS	CHEMICAL REAGENTS USED FOR MEDICAL DIAGNOSIS ANALYSIS AND THE OTHER PHARM PREP	REG	2393579	3/31/1992	IN5
Japan	FACT PLUS IN KATAKANA	CHEMICAL REAGENTS USED FOR MEDICAL DIAGNOSIS ANALYSIS AND THE OTHER PHARM PREP.	REG	2393580	3/31/1992	NA1
Japan	SIGNIFY	CLASS 5: CHEMICAL REAGENTS USED FOR MEDICAL DIAGNOSIS AND ANALYSIS	REG	4092591	12/12/97	IN5
Japan	TESTPACK IN KATAKANA	CLASS 1: EXTERNAL DIAGNOSTIC REAGENTS	REG	4204874	10/30/1998	IN1 IN5 NA1
Japan	TESTPACK PLUS IN KATAKANA	CLASS 1: DIAGNOSTIC REAGENTS	REG	4204875	10/30/1998	IN1 IN5 NA1
South Korea	SIGNIFY	LOCAL CLASS 10: CHEMICAL REAGENTS USED FOR MEDICAL DIAGNOSIS AND ANALYSIS, ALKALIES, HYDROCARBONS, SPINNING AIDS, BLEACHING AGENTS, ADHESIVES,	REG	376009	9/25/1997	NA10
Malaysia	FACT PLUS	CHEMICAL REAGENTS USED FOR MEDICAL DIAGNOSIS AND ANALYSIS	FIL	99/09972	10/7/1999	IN5
Norway	FACT PLUS	CHEMICAL REAGENTS USED FOR MEDICAL DIAGNOSIS AND ANALYSIS	REG	202668	5/4/2000	IN5
Panama	FACT PLUS	PREGNANCY TEST KIT CONSISTING PRIMARILY OF IN VITRO DIAGNOSTIC REAGENTS FOR IN-HOME USE	FIL	078,800	12/19/1995	IN5
Peru	ADVISOR	CLASS 5: ALL GOODS	REG	58329	10/18/1999	IN5
Peru	FACT PLUS		REG	036,672	6/17/1997	IN5

TRADEMARK

REEL: 002918 FRAME: 0022

COUNTRY	TRADEMARK	GOODS	STATUS	REG/REG/REG/REG	REG/REG/REG/REG	GLASS
Peru	FACT PLUS	DIAGNOSTIC TEST FOR PREGNANCY	REG	035,149	4/21/1997	IN10
Paraguay	FACT PLUS	DIAGNOSTIC TEST FOR PREGNANCY	REG	251411	11/8/2002	IN5
Philippines	ADVISOR	CHEMICAL REAGENTS USED FOR MEDICAL DIAGNOSIS AND ANALYSIS	FIL	41999009591	12/10/1999	IN5
El Salvador	FACT PLUS	PREGNANCY TEST KIT	FIL	E-4998	11/20/1995	IN10
Thailand	FACT PLUS	CHEMICAL REAGENTS USED FOR MEDICAL DIAGNOSIS AND ANALYSIS	REG	TM133085	12/14/1999	IN5
Taiwan	ADVISOR	CHEMICAL REAGENTS USED FOR MEDICAL DIAGNOSIS AND ANALYSIS	REG	908815	10/15/2000	IN5
Taiwan	SIGNIFY	CLASS 5: CHEMICAL REAGENTS USED FOR MEDICAL DIAGNOSIS AND ANALYSIS	REG	748547	2/16/1997	IN5
United States	ADVISOR	CHEMICAL REAGENTS FOR USE IN DETERMINING MEDICAL CONDITIONS NAMELY PREGNANCY TEST KITS FOR HOME USE	REG	2181271	8/11/1998	IN5
United States	FACT PLUS	CLASS 5: PREGNANCY TEST KIT CONSISTING PRIMARILY OF IN VITRO/DIAGNOSTIC REAGENTS FOR IN-HOME USE	REG	1576022	1/9/1990	IN5
United States	FACT PLUS PRO	MEDICAL IN VIVO DIAGNOSTIC REAGENT, NAMELY, PREGNANCY TEST FOR IN HOME USE	REG	2598617	7/23/2002	IN5
United States	FACT PLUS SELECT	MEDICAL IN VIVO DIAGNOSTIC REAGENT, NAMELY PREGNANCY TEST FOR IN HOME USE	REG	2598616	7/23/2002	IN5
United States	SIGNIFY	CLASS 5: CHEMICAL REAGENTS FOR MEDICAL	REG	2112978	11/11/1997	IN5

COUNTRY TRADEMARK GOODS STATUS REG/RENNO REGDATE CLASS

DIAGNOSTIC PURPOSES

COUNTRY	TRADEMARK	GOODS	STATUS	REG/RENNO	REGDATE	CLASS
Uruguay	FACT PLUS	DIAGNOSTIC TEST FOR PREGNANCY	FIL	290997	10/31/1996	IN5
Vietnam	FACT PLUS	CHEMICAL REAGENTS USED FOR MEDICAL DIAGNOSIS AND ANALYSIS	REG	36512	10/28/1999	IN5
South Africa	SIGNIFY	CLASS 5: CHEMICAL REAGENTS USED FOR MEDICAL DIAGNOSIS AND ANALYSIS	REG	96/05419	4/24/1996	IN5

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Registrant: Inverness Medical Switzerland GmbH
(By Assignment from Abbott Laboratories,
dated September 30, 2003)
Trademark: SIGNIFY
Reg. No.: 2112978
Reg. Date: 11/11/1997

**REVOCATION AND NEW POWER OF ATTORNEY AND
DESIGNATION OF DOMESTIC REPRESENTATIVE**

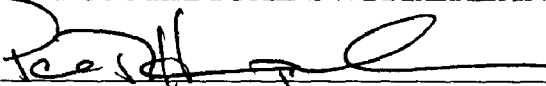
To: Commissioner for Trademarks
2900 Crystal Drive
Arlington, Virginia 22202-3513

Registrant, Inverness Medical Switzerland GmbH, hereby revokes all Powers of Attorney previously granted and all designations of domestic representative previously filed with respect to the above-referenced registration. Registrant appoints the following attorneys and individual to represent it in all matters in connection with the above-identified registration, and to transact all business with the United States Patent and Trademark Office in connection therewith.

**Paul T. Hempel, Esq., Joseph P. McNamara, Esq.,
Anne Warner, Esq., and Jean M. Maxwell, Trademark Paralegal/Administrator
Inverness Medical Innovations, Inc.
51 Sawyer Road, Suite 200, Waltham, MA 02453-3448
(781) 647-3900**

Registrant hereby designates Inverness Medical Innovations, Inc., a Delaware corporation and parent company, with a business address at 51 Sawyer Road, Suite 200, Waltham, Massachusetts 02453-3448, Attention Jean M. Maxwell, Trademark Paralegal/Administrator, as Registrant's domestic representative upon whom all future correspondence, notices or process may be forwarded and served in proceedings affecting the above-referenced mark.

INVERNESS MEDICAL SWITZERLAND GMBH

By: 
Paul T. Hempel, Managing Director

Dated: February 17, 2004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Registrant: Inverness Medical Switzerland GmbH
(By Assignment from Abbott Laboratories,
dated September 30, 2003)
Trademark: FACT PLUS SELECT
Reg. No.: 2598616
Reg. Date: 07/23/2002

**REVOCATION AND NEW POWER OF ATTORNEY AND
DESIGNATION OF DOMESTIC REPRESENTATIVE**

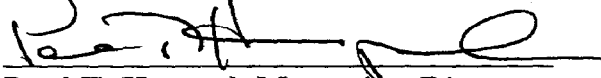
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Anne Warner, Esq., and Jean M. Maxwell, Trademark Paralegal/Administrator
Inverness Medical Innovations, Inc.
51 Sawyer Road, Suite 200, Waltham, MA 02453-3448
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INVERNESS MEDICAL SWITZERLAND GMBH

By: 
Paul T. Hempel, Managing Director

Dated: February 17, 2004