

**DIRECCIÓN DE NUEVAS CREACIONES**  
**MODIFICACIONES Y/O CORRECCIONES**

**1. Identificación del Trámite**

- ☐ Error material ☒ Modificación a una Solicitud en trámite
- ☒ Patente de Invención  
☐ Patente de Modelo de Utilidad  
☐ Registro de Diseño Industrial  
☐ Esquema de Trazado de Circuitos Integrados

**2. Datos del solicitante**

Persona Natural ☐ Persona Jurídica ☒

CHELSEA THERAPEUTICS, INC.

Nombre o denominación / Nombre o razón social completa

Nombre representante legal

Tipo de empresa Micro ☐ Pequeña ☐ Mediana ☐ Otra ☒

Documento de identificación: ☐ C.C. ☐ C.E. ☐ NIT ☐ Otro Número

| Nacionalidad/País de constitución | Dirección y domicilio del titular                                    | Ciudad            |
|-----------------------------------|----------------------------------------------------------------------|-------------------|
| ESTADOS UNIDOS DE AMÉRICA         | 3530 TORINGTON WAY, OFICINA 200, CHARLOTTE, CAROLINA DEL NORTE 28277 | CHARLOTTE         |
| Dirección electrónica             | No. Fax                                                              | Número telefónico |
|                                   |                                                                      |                   |

☐ Autorizo expresamente a la Superintendencia de Industria y Comercio para que todas las comunicaciones sean enviadas a través de la dirección de correo electrónico

**3. Datos del apoderado:**

URIBE RESTREPO JUAN CARLOS 79.159.313 54.493  
Apellidos y Nombre Documento de identificación Tarjeta profesional

|                                                      |          |                   |
|------------------------------------------------------|----------|-------------------|
| Dirección y domicilio                                |          | Ciudad            |
| CALLE 93B No. 12-48, Piso 4o. BOGOTA, D.C., COLOMBIA |          | BOGOTA            |
| Dirección electrónica                                | No. Fax  | Número telefónico |
| tum@tumnet.com                                       | 6-114209 | 6-019660          |

En caso de haber presentado poder general para asuntos que se adelanten ante la Delegatura de Propiedad Industrial, sírvase indicar el número de su radicación o protocolo de poder general

4. Datos del trámite

Corrección:

Expediente No 14-189356

Aparece

Debe ser

Modificación:

- ☐ Modificación al capítulo reivindicatorio.
- ☐ Modificación al capítulo descriptivo.
- ☐ Modificación al resumen.
- ☐ Modificación a los dibujos.
- ☒ Modificación al solicitante.  
De : CHELSEA THERAPEUTICS, INC.  
A : LUNDBECK NA LTD

5. Anexos

- ☒ Comprobante de pago de la tasa para la presentación de la corrección y/o modificación
- ☒ Poder, si fuere el caso.
- ☒ Documento que contiene las modificaciones o correcciones.
- ☐ Copia de la solicitud y sus anexos en formato magnético.

6. Firma

JUAN CARLOS URIBE RESTREPO

Nombre y apellidos

C.C. 79.159.313

Firma

Tarjeta Profesional 54.493



## TRIANA, URIBE & MICHELSEN

### REPRESENTATION AND POWER OF ATTORNEY

I (we), the undersigned

Stephen G. Kalinchack

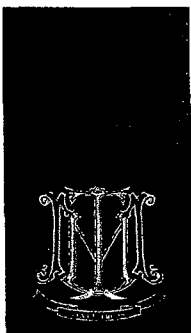
in representation of **LUNDBECK NA LTD.**, domiciled in 4 Parkway North, Deerfield, IL 60015, U.S.A., in due compliance with the terms of paragraph 1st. of article 543 of the Commercial Code, do hereby appoint **FERNANDO TRIANA**, tpa. No. 45.265 c.c. No. 79.154.036; **LAURA MICHELSEN**, tpa. No. 67.897 c.c. No. 39.783.287; **JUAN CARLOS URIBE**, tpa. No. 54.493 c.c. No. 79.159.313 and **JUAN PABLO TRIANA**, tpa. 63.077 c.c. No. 79.487.222; domiciled at Calle 93 B No. 12-48 P. 4, Bogotá, D.C., Colombia, the first as principal and the others as alternates, in the order of their appointment, as our representatives for all industrial property matters with faculty to receive notifications and to appoint attorneys in and out of Court. The first alternate shall replace the principal in case of his absence or of temporal or definitive impediment. The same rule will apply when the second or third alternate representative is to replace the first or second one, or when the second or third is to replace the principal one. In such cases, the principal representative, shall state his intention not to act as representatives through a declaration given before a Notary Public in Colombia, or before a Notary or another Public Official or a Colombian Consul abroad; and in cases of impediment, the appropriate certificate shall suffice.

### REPRESENTACIÓN Y PODER

Yo (nosotros), abajo suscrito(s)

Stephen G Kalinchack

en representación de **LUNDBECK NA LTD.**, domiciliado(s) en 4 Parkway North, Deerfield, IL 60015, Estados Unidos de América, por el presente nombro (nombramos) a **FERNANDO TRIANA**, tpa. No. 45.265 c.c. No. 79.154.036; **LAURA MICHELSEN**, tpa. No. 67.897 c.c. No. 39.783.287; **JUAN CARLOS URIBE**, tpa. No. 54.493 c.c. No. 79.159.313 y **JUAN PABLO TRIANA**, tpa. 63.077 c.c. No. 79.487.222; domiciliados en la Calle 93 B No. 12-48 P. 4, Bogotá, D.C., Colombia, en obediencia a lo dispuesto en el parágrafo 1ro. del Artículo 543 del Código de Comercio, el primero como principal y los demás como suplentes, en su orden, como mis (nuestros) representantes en todos los asuntos de propiedad industrial con facultad para recibir notificaciones y nombrar apoderados judiciales o extrajudiciales. El primer representante suplente reemplazará al principal en caso de ausencia o impedimento temporal o definitivo de aquel. La misma regla se aplicará cuando el segundo y tercer representantes suplentes hayan de reemplazar al primero, al segundo o al principal. En tales casos, el representante principal, o el primero, o segundo suplente, o tercer suplente en su caso, o todos ellos, declararán su intención de no ejercer la representación mediante declaración autenticada por Notario Público en Colombia, o por Notario u otro Funcionario Público, o Cónsul de Colombia,



## TRIANA, URIBE & MICHELSEN

If any of the appointees were to be definitely absent, the following alternate shall take his place. When the absence or impediment of the principal representative, or of the first or second or third alternate in their turn ceases, the representation can be taken again in their sequence, by the principal, the first or second or third alternate depending on case, and the mere fact or its exercise will suffice. The exercise of the representation by the first or second or third alternates in their turn shall end at such time.

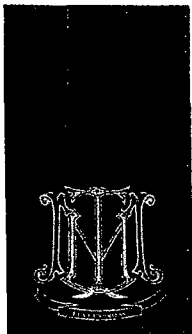
In addition, I (we) grant a Power of Attorney in favor of the above named attorneys-at-law so that they may obtain the protection of my (our) intellectual property and against the unfair competition, for which purpose I (we) authorize the said attorneys to represent me (us) before any authorities or persons, with or without jurisdiction, specially those administrative, administrative contentious and judicial, as well as before national and/or international arbitration tribunals in all matters concerning the following:

- a) Obtainment of patents, layout-designs of integrated circuits, utility models and industrial designs; the registration of marks and trade slogans; the deposit of commercial names and trade emblems; the obtainment of the declaration and authorization of denominations of origin; renewal, payment of the annuity fees, assignment, license, change of name or domicile, voluntary cancellation; and the registration of commercialization agreements and licenses of use of the above rights;
- b) Protection of trade secrets;
- c) Obtainment of plant variety protection;
- d) Obtainment of functioning licenses, health registrations and sale licenses and any other petition before the sanitary or administrative authorities;
- e) Actions against protection to the consumers, restrictive commercial practices and competence promotion;

en el extranjero; y si se tratare de impedimento, con el certificado respectivo. Si alguno de los nombrados faltare definitivamente, el siguiente tomará su lugar. Cuando cesare la ausencia o impedimento del representante principal, o de su primero o segundo o tercer suplente, en su caso, podrán ejercer la representación, en su orden, uno u otros según el caso, asumiéndola por el solo hecho de ejercerla, cesando en ese momento el ejercicio de la representación por el primero o segundo o tercer suplente en su caso.

Además, confiero (conferimos) poder a los abogados arriba nombrados, para obtener la protección de mi (nuestra) propiedad intelectual y contra la competencia desleal, a cuyo efecto autorizo(amos) a los dichos apoderados para que me (nos) representen ante cualesquiera entidades o personas, ejerzan o no jurisdicción, especialmente ante las del orden administrativo, contencioso-administrativo y judicial, así como los tribunales de arbitramento nacionales y/o internacionales en todo lo concerniente a los siguientes asuntos:

- a) Obtención de patentes de invención, de los esquemas de trazado de circuitos integrados, modelos de utilidad y diseños industriales; el registro de marcas y de lemas comerciales; el depósito de nombres comerciales y enseññas; la obtención de la declaración y de la autorización de denominaciones de origen; su renovación, pago de anualidades de mantenimiento, traspaso, licencia, cambio de nombre o domicilio, cancelación voluntaria; y el registro de acuerdos de comercialización y de licencias de uso de esos derechos;
- b) Protección de secretos empresariales
- c) Obtención de la protección para variedades vegetales;
- d) Obtención y tramitación de todo lo relacionado con licencias de funcionamiento, registros sanitarios, licencias de venta y cualquier otra petición ante las autoridades sanitarias o



## TRIANA, URIBE & MICHELSEN

f) Obtainment of copyright registrations for any type of artistic, literary, scientific, musical, video, films, video games, choreography works, software or any other production in the artistic, scientific or literary fields capable of being reproduced or expressed by any means known now or in the future; Registration of agreements related with the execution or transfer of intellectual property rights; Obtention of reduced postal tariff; g) Registration of domain names; their renewal, assignment, change of name, change of domicile, cancellation and any other acts related with their management. h) Actions of repossession, of opposition, cancellation, nullity, infringement of rights, preventive injunction, custom procedures, writ of mandamus, unfair competition, granting of licenses; and in general the civil, constitutional, criminal and administrative suits relating to all those rights; actions and suits instituted by me (us) or against me (us). And that in all the above matters they may substitute this Power of Attorney, compromise, execute license agreements, settlement agreements, assignment agreements, file extraordinary remedies such as nullification and/or revision and/or supplication of court decisions, conciliate, admit the facts of the case, to bid in public auction and allocate on behalf of an existing credit, desist, cancel, assign, receive, resign, notify and ratify acts done by representatives without a Power of Attorney.

administrativas; e) Acciones por protección al consumidor, por prácticas comerciales restrictivas y promoción de la competencia; f) Obtención del registro del derecho de autor para cualquier tipo de obra artística, literaria, científica, musical, videográfica, cinematográfica, coreográficas, soporte lógico o cualquier otra producción, en el campo artístico, científico, o literario capaz de ser reproducido o expresado por cualquier medio conocido ahora o por conocer en el futuro; Registro de contratos relacionados con la ejecución o transferencia de derechos intelectuales; Obtención de tarifa postal reducida; g) Registro de nombres de dominio, su renovación, traspaso, cambio de nombre, cambio de domicilio, cancelación y demás actos relacionados con su administración. h) Las acciones reivindicatorias, de oposición, de cancelación, de nulidad, de infracción de derechos, de medidas cautelares, de medidas en frontera, de tutela, de competencia desleal, de concesión de licencias y en general los procesos civiles, constitucionales, penales, administrativos o contencioso-administrativos relacionados con todos estos derechos; acciones y procesos que promovamos o se nos promuevan; y para que en todos los asuntos arriba determinados, puedan sustituir este mandato, transigir, suscribir contratos de licencia, contratos de transacción, contratos de cesión, presentar recursos extraordinarios de casación y/o revisión y/o suplica, conciliar, admitir los hechos del proceso, rematar o licitar por cuenta del crédito, desistir, cancelar, ceder, recibir, renunciar, notificarse y ratificar los actos de agentes oficiosos.

Given and Signed this/Dado y firmado hoy 22 September, 2014.

in/en USA

Signature/Firma Stephen D. Kauder  
Attorney for  
Lundbeck WA Ltd.

## ADVANCE E-MAIL

## PCT

NOTIFICATION OF THE RECORDING  
OF A CHANGE(PCT Rule 92bis.1 and  
Administrative Instructions, Section 422)

From the INTERNATIONAL BUREAU

To:

CAGLE, Ryan W.  
Womble Carlyle Sandridge & Rice, LLP  
P.O. Box 7037  
Atlanta, Georgia 30357-0037  
ETATS-UNIS D'AMERIQUE

Date of mailing (day/month/year)

11 August 2014 (11.08.2014)

Applicant's or agent's file reference

C637561260WO

## IMPORTANT NOTIFICATION

International application No.

PCT/US2013/023828

International filing date (day/month/year)

30 January 2013 (30.01.2013)

## 1. The following indications appeared on record concerning:

☒ the applicant ☐ the inventor ☐ the agent ☐ the common representative

Name and Address

CHELSEA THERAPEUTICS, INC.  
3530 Toringdon Way, Suite 200  
Charlotte, North Carolina 28277  
United States of America

State of Nationality

US

State of Residence

US

Telephone No.

Facsimile No.

E-mail address

## 2. The International Bureau hereby notifies the applicant that the following change has been recorded concerning:

☐ the person ☒ the name ☐ the address ☐ the nationality ☐ the residence

Name and Address

LUNDBECK NA LTD  
3530 Toringdon Way, Suite 200  
Charlotte, North Carolina 28277  
United States of America

State of Nationality

US

State of Residence

US

Telephone No.

Facsimile No.

E-mail address

☐ Notifications by e-mail authorized

## 3. Further observations, if necessary:

## 4. A copy of this notification has been sent to:

☒ the receiving Office ☐ the International Preliminary Examining Authority  
☐ the International Searching Authority ☐ the designated Offices concerned  
☐ the Authority(ies) specified for supplementary search ☒ the elected Offices concerned  
☐ other:The International Bureau of WIPO  
34, chemin des Colombettes  
1211 Geneva 20, Switzerland

Authorized officer

Takeuchi Junko

Facsimile No. +41 22 338 89 75

e-mail pt05.pct@wipo.int

Telephone No. +41 22 338 74 05

# Delaware

PAGE 1

*The First State*

I, JEFFREY W. BULLOCK, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY THE ATTACHED IS A TRUE AND CORRECT COPY OF THE RESTATED CERTIFICATE OF "CHELSEA THERAPEUTICS, INC.", CHANGING ITS NAME FROM "CHELSEA THERAPEUTICS, INC." TO "LUNDBECK NA LTD.", FILED IN THIS OFFICE ON THE NINTH DAY OF JULY, A.D. 2014, AT 8:06 O'CLOCK A.M.

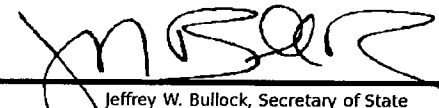
A FILED COPY OF THIS CERTIFICATE HAS BEEN FORWARDED TO THE NEW CASTLE COUNTY RECORDER OF DEEDS.

3510088 8100

140931334



You may verify this certificate online  
at [corp.delaware.gov/authver.shtml](http://corp.delaware.gov/authver.shtml)

  
Jeffrey W. Bullock, Secretary of State  
AUTHENTICATION: 1518218

DATE: 07-09-14

**AMENDED AND RESTATED**  
**CERTIFICATE OF INCORPORATION**  
**OF**  
**CHELSEA THERAPEUTICS, INC.**

Chelsea Therapeutics, Inc., a corporation organized and existing under the laws of the State of Delaware (the "Corporation"), does hereby certify as follows:

A. The original Certificate of Incorporation of the Corporation (the "Original Certificate of Incorporation") was originally filed with the Secretary of State of the State of Delaware on April 3, 2002 under the name Aspen Therapeutics, Inc.

B. This Amended and Restated Certificate of Incorporation (this "Amended and Restated Certificate of Incorporation") was duly adopted in accordance with Sections 228, 242 and 245 of the General Corporation Law of the State of Delaware (the "DGCL") and, pursuant to Sections 242 and 245 of the DGCL, restates and further amends the provisions of the Original Certificate of Incorporation, as amended, in its entirety as follows:

FIRST: The name of the Corporation is Lundbeck NA Ltd.

SECOND: The address, including street, number, city, and county, of the registered office of the Corporation in the State of Delaware is 2711 Centerville Road, Suite 400, in the City of Wilmington, County of New Castle, 19808, and the name of the registered agent of the Corporation in the State of Delaware at such address is Corporation Service Company.

THIRD: The purpose of the Corporation is to engage in any lawful act or activity for which corporations may be organized under the General Corporation Law of the State of Delaware.

FOURTH: The aggregate number of shares which the Corporation shall have authority to issue is 1,000 shares of Common Stock, par value \$0.001 per share.

Effective upon the filing of this Amended and Restated Certificate of Incorporation (the "Effective Time"), each 40,000 shares of the Corporation's Common Stock, par value \$0.001 per share ("Old Common Shares"), either issued and outstanding or held by the Corporation as treasury stock immediately prior to the Effective Time shall, automatically and without any action on the part of the respective holders thereof, be combined and converted into one share of Common Stock, par value \$0.001 per share ("New Common Shares"), of the Corporation (the "Reverse Stock Split"). No fractional shares shall be issued pursuant to the Reverse Stock Split. If the Reverse Stock Split would result in the issuance of any fractional share, the Corporation shall, in lieu of issuing any such fractional share, pay cash in an amount equal to the fair value of such fractional share (as determined in good faith by the Board of Directors of the

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Corporation). All number of shares and all amounts stated on a per share basis contained in this Amended and Restated Certificate of Incorporation are stated after giving effect to the Reverse Stock Split and no further adjustment shall be made as a consequence of the Reverse Stock Split. Each certificate representing Old Common Shares shall, from and after the Effective Time, automatically and without the necessity of presenting the same for exchange, represent that number of whole shares of New Common Shares into which the Old Common Shares represented by such certificate shall have been combined and converted, provided, however, that each holder of record of a certificate that represented Old Common Shares shall receive, upon surrender of such certificate, a new certificate representing the New Common Shares into which the Old Common Shares represented by such certificate have been converted.

**FIFTH:** In furtherance and not in limitation of the powers conferred upon it by law, the Board of Directors of the Corporation is expressly authorized to adopt, amend or repeal the By-laws of the Corporation.

**SIXTH:** The Corporation reserves the right to amend, alter, change or repeal any provisions contained in this Certificate of Incorporation in the manner now or hereafter prescribed by statute, and this Certificate of Incorporation, and all rights conferred upon stockholders and directors herein, are granted subject to this reservation.

**SEVENTH:** To the fullest extent permitted by the General Corporation Law of the State of Delaware as it now exists and as it may hereafter be amended, no director or officer of the Corporation shall be personally liable to the Corporation or any of its stockholders for monetary damages for breach of fiduciary duty as a director or officer; provided, however, that nothing contained in this Article SEVENTH shall eliminate or limit the liability of a director or officer (i) for any breach of the director's or officer's duty of loyalty to the Corporation or its stockholders, (ii) for acts or omissions not in good faith or which involve intentional misconduct or a knowing violation of law, (iii) pursuant to Section 174 of the General Corporation Law of the State of Delaware or (iv) for any transaction from which the director or officer derived an improper personal benefit. No amendment to or repeal of this Article SEVENTH shall apply to or have any effect on the liability or alleged liability of any director or officer of the Corporation for or with respect to any acts or omissions of such director or officer occurring prior to such amendment or repeal.

**EIGHTH:** The Corporation shall, to the fullest extent permitted by Section 145 of the General Corporation Law of the State of Delaware, as the same may be amended and supplemented, indemnify any and all persons whom it shall have power to indemnify under said Section from and against any and all of the expenses, liabilities or other matters referred to in or covered by said Section. Such indemnification shall be mandatory and not discretionary. The indemnification provided for herein shall not be deemed exclusive of any other rights to which those indemnified may be entitled under any By-laws, agreement, vote of stockholders or disinterested directors or otherwise, both as to action in his or her official capacity and as to action in another capacity while holding such office, and shall continue as to a person who has ceased to be a director, officer, employee or agent and shall inure to the benefit of the heirs, executors and

D

administrators of such a person. Any repeal or modification of this Article EIGHTH shall not adversely affect any right to indemnification of any persons existing at the time of such repeal or modification with respect to any matter occurring prior to such repeal or modification.

The Corporation shall to the fullest extent permitted by the General Corporation Law of the State of Delaware advance all costs and expenses (including without limitation, attorneys' fees and expenses) incurred by any director or officer within 15 days of the presentation of same to the Corporation, with respect to any one or more actions, suits or proceedings, whether civil, criminal, administrative or investigative, so long as the Corporation receives from the director or officer an unsecured undertaking to repay such expenses if it shall ultimately be determined that such director or officer is not entitled to be indemnified by the Corporation under the General Corporation Law of the State of Delaware. Such obligation to advance costs and expenses shall be mandatory, and not discretionary, and shall include, without limitation, costs and expenses incurred in asserting affirmative defenses, counterclaims and cross claims. Such undertaking to repay may, if first requested in writing by the applicable director or officer, be on behalf of (rather than by) such director or officer, provided that in such case the Corporation shall have the right to approve the party making such undertaking.

NINTH: Unless and except to the extent that the By-laws of the Corporation shall so require, the election of directors of the Corporation need not be by written ballot.

*[The remainder of this page was intentionally left blank.]*

IN WITNESS WHEREOF, the Corporation has caused this Amended and Restated Certificate of Incorporation to be duly executed in its corporate name by its authorized officer this 9th day of July, 2014.

CHELSEA THERAPEUTICS, INC.

by

/s/ Staffan Schüberg

Name: Staffan Schüberg

Title: President

## SUPERINTENDENCIA DE INDUSTRIA Y COMERCIO

NIT : 800.176.089-2

- / -

Industria y Comercio  
SUPERINTENDENCIA

## RECIBO DE CAJA

No. 14 - 0096080

Bogotá D.C., Septiembre 09 de 2014 - 16:05:44

RECIBIDO DE : TRIANA URIBE &amp; MICHELSEN LTDA

NI 830.001.432

RE

## \*\*\* Soporte del Pago \*\*\*

| TIPO PAGO    | BANCO           | CUENTA    | No. PAGO  | FECHA PAGO | VR. PAGO   |
|--------------|-----------------|-----------|-----------|------------|------------|
| CONSIGNACION | BANCO DE BOGOTA | 062754387 | 557408994 | 09/09/2014 | 84.000.00  |
| CONSIGNACION | BANCO DE BOGOTA | 062754387 | 557409005 | 09/09/2014 | 210.000.00 |

## \*\*\* Conceptos Pagados \*\*\*

| CANT. RENTISTICO                                      | CONCEPTO           | Vr.UNDITARIO | Vr.CONCEPTO |
|-------------------------------------------------------|--------------------|--------------|-------------|
| 1 50005-01-09 OTROS SERVICIOS DE PROPIEDAD INDUSTRIAL | 21 CERTIFICACIONES | 21.000.00    | 21.000.00   |
|                                                       |                    |              | \$21.000.00 |

SON: \*\*VEINTIUN MIL PESOS MONEDA CORRIENTE\*\*\*

Responsable: \_\_\_\_\_

Recibo de Caja Aplicado al Expediente No. \_\_\_\_\_

SUPERINTENDENCIA DE INDUSTRIA Y COMERCIO



No. 14-189356- -00003-0000

Fecha: 2014-10-02 16:07:57 Dep. 2020 DIR.NUEVASCR  
Tra. 11 PATENTEIYII Eve: 379 FASENACIONALII  
Act. 608 MODIFICASOLICIT Folios: 12

Sede Centro: Carrera 13 No. 27 - 00 Pisos 3,4,5 y 10 Bogotá, D.C.- Colombia

Web: www.sic.gov.co e-mai: info@sic.gov.co Conmutador: (571) 5870000 Fax: (571) 5870284 Línea: 018000-910165 Call Center: (571) 6513240

, Septiembre 9 de 2014 - 16:05:47