

Form 5500 Department of the Treasury Internal Revenue Service Department of Labor Employee Benefits Security Administration Pension Benefit Guaranty Corporation	Annual Return/Report of Employee Benefit Plan This form is required to be filed for employee benefit plans under sections 104 and 4065 of the Employee Retirement Income Security Act of 1974 (ERISA) and sections 6047(e), 6057(b), and 6058(a) of the Internal Revenue Code (the Code). ► Complete all entries in accordance with the instructions to the Form 5500.	OMB Nos. 1210-0110 1210-0089
		2012
		This Form is Open to Public Inspection

Part I	Annual Report Identification Information
For calendar plan year 2012 or fiscal plan year beginning <u>01/01/2012</u> and ending <u>12/31/2012</u>	
A This return/report is for:	☐ a multiemployer plan; ☐ a multiple-employer plan; or ☒ a single-employer plan; ☐ a DFE (specify) ____
B This return/report is:	☐ the first return/report; ☐ the final return/report; ☐ an amended return/report; ☐ a short plan year return/report (less than 12 months).
C If the plan is a collectively-bargained plan, check here.	☐
D Check box if filing under:	☒ Form 5558; ☐ automatic extension; ☐ the DFVC program; ☐ special extension (enter description)

Part II	Basic Plan Information —enter all requested information
1a Name of plan <u>BIORX 401(K) PLAN</u>	1b Three-digit plan number (PN) ► <u>001</u> 1c Effective date of plan <u>01/01/2008</u>
2a Plan sponsor's name and address; include room or suite number (employer, if for a single-employer plan) <u>BIORX, LLC</u> <u>10828 KENWOOD RD</u> <u>CINCINNATI, OH 45242</u>	2b Employer Identification Number (EIN) <u>01-0808529</u> 2c Sponsor's telephone number <u>513-792-7080</u> 2d Business code (see instructions) <u>446110</u>

Caution: A penalty for the late or incomplete filing of this return/report will be assessed unless reasonable cause is established.

Under penalties of perjury and other penalties set forth in the instructions, I declare that I have examined this return/report, including accompanying schedules, statements and attachments, as well as the electronic version of this return/report, and to the best of my knowledge and belief, it is true, correct, and complete.

SIGN HERE	<u>Filed with authorized/valid electronic signature.</u>	<u>10/11/2013</u>	<u>CHERYL CLARK</u>
	Signature of plan administrator	Date	Enter name of individual signing as plan administrator
SIGN HERE			
	Signature of employer/plan sponsor	Date	Enter name of individual signing as employer or plan sponsor
SIGN HERE			
	Signature of DFE	Date	Enter name of individual signing as DFE
Preparer's name (including firm name, if applicable) and address; include room or suite number. (optional)			Preparer's telephone number (optional)

3a Plan administrator's name and address ☐ Same as Plan Sponsor Name ☐ Same as Plan Sponsor Address BIORX, LLC 10828 KENWOOD RD CINCINNATI, OH 45242		3b Administrator's EIN 01-0808529
		3c Administrator's telephone number 513-792-7080
4 If the name and/or EIN of the plan sponsor has changed since the last return/report filed for this plan, enter the name, EIN and the plan number from the last return/report: a Sponsor's name		4b EIN 4c PN
5 Total number of participants at the beginning of the plan year		5 176
6 Number of participants as of the end of the plan year (welfare plans complete only lines 6a , 6b , 6c , and 6d).		
a Active participants.....	6a	203
b Retired or separated participants receiving benefits.....	6b	0
c Other retired or separated participants entitled to future benefits.....	6c	5
d Subtotal. Add lines 6a , 6b , and 6c	6d	208
e Deceased participants whose beneficiaries are receiving or are entitled to receive benefits.....	6e	3
f Total. Add lines 6d and 6e	6f	211
g Number of participants with account balances as of the end of the plan year (only defined contribution plans complete this item).....	6g	109
h Number of participants that terminated employment during the plan year with accrued benefits that were less than 100% vested.....	6h	0
7 Enter the total number of employers obligated to contribute to the plan (only multiemployer plans complete this item)		7
8a If the plan provides pension benefits, enter the applicable pension feature codes from the List of Plan Characteristics Codes in the instructions: 2F 2G 2J 2K 2T 3D		
b If the plan provides welfare benefits, enter the applicable welfare feature codes from the List of Plan Characteristics Codes in the instructions:		
9a Plan funding arrangement (check all that apply) (1) ☐ Insurance (2) ☐ Code section 412(e)(3) insurance contracts (3) ☒ Trust (4) ☐ General assets of the sponsor		9b Plan benefit arrangement (check all that apply) (1) ☐ Insurance (2) ☐ Code section 412(e)(3) insurance contracts (3) ☒ Trust (4) ☐ General assets of the sponsor
10 Check all applicable boxes in 10a and 10b to indicate which schedules are attached, and, where indicated, enter the number attached. (See instructions)		
a Pension Schedules (1) ☒ R (Retirement Plan Information) (2) ☐ MB (Multiemployer Defined Benefit Plan and Certain Money Purchase Plan Actuarial Information) - signed by the plan actuary (3) ☐ SB (Single-Employer Defined Benefit Plan Actuarial Information) - signed by the plan actuary		b General Schedules (1) ☒ H (Financial Information) (2) ☐ I (Financial Information – Small Plan) (3) ☐ A (Insurance Information) (4) ☒ C (Service Provider Information) (5) ☐ D (DFE/Participating Plan Information) (6) ☐ G (Financial Transaction Schedules)

SCHEDULE C (Form 5500) Department of the Treasury Internal Revenue Service Department of Labor Employee Benefits Security Administration Pension Benefit Guaranty Corporation	Service Provider Information This schedule is required to be filed under section 104 of the Employee Retirement Income Security Act of 1974 (ERISA). ▶ File as an attachment to Form 5500.	OMB No. 1210-0110
		2012
		This Form is Open to Public Inspection.

For calendar plan year 2012 or fiscal plan year beginning 01/01/2012 and ending 12/31/2012

A Name of plan <u>BIORX 401(K) PLAN</u>	B Three-digit plan number (PN) ▶ <u>001</u>
C Plan sponsor's name as shown on line 2a of Form 5500 <u>BIORX, LLC</u>	D Employer Identification Number (EIN) <u>01-0808529</u>

Part I Service Provider Information (see instructions)

You must complete this Part, in accordance with the instructions, to report the information required for **each person** who received, directly or indirectly, \$5,000 or more in total compensation (i.e., money or anything else of monetary value) in connection with services rendered to the plan or the person's position with the plan during the plan year. If a person received **only** eligible indirect compensation for which the plan received the required disclosures, you are required to answer line 1 but are not required to include that person when completing the remainder of this Part.

1 Information on Persons Receiving Only Eligible Indirect Compensation

a Check "Yes" or "No" to indicate whether you are excluding a person from the remainder of this Part because they received only eligible indirect compensation for which the plan received the required disclosures (see instructions for definitions and conditions)..... ☐ Yes ☒ No

b If you answered line 1a "Yes," enter the name and EIN or address of each person providing the required disclosures for the service providers who received only eligible indirect compensation. Complete as many entries as needed (see instructions).

(b) Enter name and EIN or address of person who provided you disclosures on eligible indirect compensation

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2. Information on Other Service Providers Receiving Direct or Indirect Compensation. Except for those persons for whom you answered "Yes" to line 1a above, complete as many entries as needed to list each person receiving, directly or indirectly, \$5,000 or more in total compensation (i.e., money or anything else of value) in connection with services rendered to the plan or their position with the plan during the plan year. (See instructions).

(a) Enter name and EIN or address (see instructions)

FIDELITY INVESTMENTS

04-2647786

(b) Service Code(s)	(c) Relationship to employer, employee organization, or person known to be a party-in-interest	(d) Enter direct compensation paid by the plan. If none, enter -0-.	(e) Did service provider receive indirect compensation? (sources other than plan or plan sponsor)	(f) Did indirect compensation include eligible indirect compensation, for which the plan received the required disclosures?	(g) Enter total indirect compensation received by service provider excluding eligible indirect compensation for which you answered "Yes" to element (f). If none, enter -0-.	(h) Did the service provider give you a formula instead of an amount or estimated amount?
64 37 65	RECORDKEEPER	250	Yes ☒ No ☐	Yes ☒ No ☐	0	Yes ☒ No ☐

(a) Enter name and EIN or address (see instructions)

(b) Service Code(s)	(c) Relationship to employer, employee organization, or person known to be a party-in-interest	(d) Enter direct compensation paid by the plan. If none, enter -0-.	(e) Did service provider receive indirect compensation? (sources other than plan or plan sponsor)	(f) Did indirect compensation include eligible indirect compensation, for which the plan received the required disclosures?	(g) Enter total indirect compensation received by service provider excluding eligible indirect compensation for which you answered "Yes" to element (f). If none, enter -0-.	(h) Did the service provider give you a formula instead of an amount or estimated amount?
			Yes ☐ No ☐	Yes ☐ No ☐		Yes ☐ No ☐

(a) Enter name and EIN or address (see instructions)

(b) Service Code(s)	(c) Relationship to employer, employee organization, or person known to be a party-in-interest	(d) Enter direct compensation paid by the plan. If none, enter -0-.	(e) Did service provider receive indirect compensation? (sources other than plan or plan sponsor)	(f) Did indirect compensation include eligible indirect compensation, for which the plan received the required disclosures?	(g) Enter total indirect compensation received by service provider excluding eligible indirect compensation for which you answered "Yes" to element (f). If none, enter -0-.	(h) Did the service provider give you a formula instead of an amount or estimated amount?
			Yes ☐ No ☐	Yes ☐ No ☐		Yes ☐ No ☐

2. Information on Other Service Providers Receiving Direct or Indirect Compensation. Except for those persons for whom you answered "Yes" to line 1a above, complete as many entries as needed to list each person receiving, directly or indirectly, \$5,000 or more in total compensation (i.e., money or anything else of value) in connection with services rendered to the plan or their position with the plan during the plan year. (See instructions).

(a) Enter name and EIN or address (see instructions)

(b) Service Code(s)	(c) Relationship to employer, employee organization, or person known to be a party-in-interest	(d) Enter direct compensation paid by the plan. If none, enter -0-.	(e) Did service provider receive indirect compensation? (sources other than plan or plan sponsor)	(f) Did indirect compensation include eligible indirect compensation, for which the plan received the required disclosures?	(g) Enter total indirect compensation received by service provider excluding eligible indirect compensation for which you answered "Yes" to element (f). If none, enter -0-.	(h) Did the service provider give you a formula instead of an amount or estimated amount?
			Yes ☐ No ☐	Yes ☐ No ☐		Yes ☐ No ☐

(a) Enter name and EIN or address (see instructions)

(b) Service Code(s)	(c) Relationship to employer, employee organization, or person known to be a party-in-interest	(d) Enter direct compensation paid by the plan. If none, enter -0-.	(e) Did service provider receive indirect compensation? (sources other than plan or plan sponsor)	(f) Did indirect compensation include eligible indirect compensation, for which the plan received the required disclosures?	(g) Enter total indirect compensation received by service provider excluding eligible indirect compensation for which you answered "Yes" to element (f). If none, enter -0-.	(h) Did the service provider give you a formula instead of an amount or estimated amount?
			Yes ☐ No ☐	Yes ☐ No ☐		Yes ☐ No ☐

(a) Enter name and EIN or address (see instructions)

(b) Service Code(s)	(c) Relationship to employer, employee organization, or person known to be a party-in-interest	(d) Enter direct compensation paid by the plan. If none, enter -0-.	(e) Did service provider receive indirect compensation? (sources other than plan or plan sponsor)	(f) Did indirect compensation include eligible indirect compensation, for which the plan received the required disclosures?	(g) Enter total indirect compensation received by service provider excluding eligible indirect compensation for which you answered "Yes" to element (f). If none, enter -0-.	(h) Did the service provider give you a formula instead of an amount or estimated amount?
			Yes ☐ No ☐	Yes ☐ No ☐		Yes ☐ No ☐

Part I Service Provider Information (continued)

3 If you reported on line 2 receipt of indirect compensation, other than eligible indirect compensation, by a service provider, and the service provider is a fiduciary or provides contract administrator, consulting, custodial, investment advisory, investment management, broker, or recordkeeping services, answer the following questions for (a) each source from whom the service provider received \$1,000 or more in indirect compensation and (b) each source for whom the service provider gave you a formula used to determine the indirect compensation instead of an amount or estimated amount of the indirect compensation. Complete as many entries as needed to report the required information for each source.

(a) Enter service provider name as it appears on line 2	(b) Service Codes (see instructions)	(c) Enter amount of indirect compensation
(d) Enter name and EIN (address) of source of indirect compensation	(e) Describe the indirect compensation, including any formula used to determine the service provider's eligibility for or the amount of the indirect compensation.	

(a) Enter service provider name as it appears on line 2	(b) Service Codes (see instructions)	(c) Enter amount of indirect compensation
(d) Enter name and EIN (address) of source of indirect compensation	(e) Describe the indirect compensation, including any formula used to determine the service provider's eligibility for or the amount of the indirect compensation.	

(a) Enter service provider name as it appears on line 2	(b) Service Codes (see instructions)	(c) Enter amount of indirect compensation
(d) Enter name and EIN (address) of source of indirect compensation	(e) Describe the indirect compensation, including any formula used to determine the service provider's eligibility for or the amount of the indirect compensation.	

Part II Service Providers Who Fail or Refuse to Provide Information

4 Provide, to the extent possible, the following information for each service provider who failed or refused to provide the information necessary to complete this Schedule.

(a) Enter name and EIN or address of service provider (see instructions)	(b) Nature of Service Code(s)	(c) Describe the information that the service provider failed or refused to provide

Part III **Termination Information on Accountants and Enrolled Actuaries (see instructions)**
(complete as many entries as needed)

a Name:	b EIN:
c Position:	
d Address:	e Telephone:

Explanation:

a Name:	b EIN:
c Position:	
d Address:	e Telephone:

Explanation:

a Name:	b EIN:
c Position:	
d Address:	e Telephone:

Explanation:

a Name:	b EIN:
c Position:	
d Address:	e Telephone:

Explanation:

a Name:	b EIN:
c Position:	
d Address:	e Telephone:

Explanation:

SCHEDULE H (Form 5500) Department of the Treasury Internal Revenue Service Department of Labor Employee Benefits Security Administration Pension Benefit Guaranty Corporation	Financial Information This schedule is required to be filed under section 104 of the Employee Retirement Income Security Act of 1974 (ERISA), and section 6058(a) of the Internal Revenue Code (the Code). ► File as an attachment to Form 5500.	OMB No. 1210-0110 2012 This Form is Open to Public Inspection
For calendar plan year 2012 or fiscal plan year beginning <u>01/01/2012</u> and ending <u>12/31/2012</u>		
A Name of plan <u>BIORX 401(K) PLAN</u>	B Three-digit plan number (PN) ►	<u>001</u>
C Plan sponsor's name as shown on line 2a of Form 5500 <u>BIORX, LLC</u>	D Employer Identification Number (EIN) <u>01-0808529</u>	

Part I	Asset and Liability Statement		(a) Beginning of Year	(b) End of Year
1 Current value of plan assets and liabilities at the beginning and end of the plan year. Combine the value of plan assets held in more than one trust. Report the value of the plan's interest in a commingled fund containing the assets of more than one plan on a line-by-line basis unless the value is reportable on lines 1c(9) through 1c(14). Do not enter the value of that portion of an insurance contract which guarantees, during this plan year, to pay a specific dollar benefit at a future date. Round off amounts to the nearest dollar. MTIAs, CCTs, PSAs, and 103-12 IEs do not complete lines 1b(1), 1b(2), 1c(8), 1g, 1h, and 1i. CCTs, PSAs, and 103-12 IEs also do not complete lines 1d and 1e. See instructions.				
	Assets			
a	Total noninterest-bearing cash	1a		
b	Receivables (less allowance for doubtful accounts):			
	(1) Employer contributions	1b(1)		
	(2) Participant contributions	1b(2)		
	(3) Other	1b(3)		
c	General investments:			
	(1) Interest-bearing cash (include money market accounts & certificates of deposit)	1c(1)	70089	87707
	(2) U.S. Government securities	1c(2)		
	(3) Corporate debt instruments (other than employer securities):			
	(A) Preferred	1c(3)(A)		
	(B) All other	1c(3)(B)		
	(4) Corporate stocks (other than employer securities):			
	(A) Preferred	1c(4)(A)		
	(B) Common	1c(4)(B)		
	(5) Partnership/joint venture interests	1c(5)		
	(6) Real estate (other than employer real property)	1c(6)		
	(7) Loans (other than to participants)	1c(7)		
	(8) Participant loans	1c(8)	56651	62709
	(9) Value of interest in common/collective trusts	1c(9)		
	(10) Value of interest in pooled separate accounts	1c(10)		
	(11) Value of interest in master trust investment accounts	1c(11)		
	(12) Value of interest in 103-12 investment entities	1c(12)		
	(13) Value of interest in registered investment companies (e.g., mutual funds)	1c(13)	1615702	2965324
	(14) Value of funds held in insurance company general account (unallocated contracts)	1c(14)		
	(15) Other	1c(15)		

1d Employer-related investments:

		(a) Beginning of Year	(b) End of Year
(1) Employer securities	1d(1)		
(2) Employer real property	1d(2)		
e Buildings and other property used in plan operation	1e		
f Total assets (add all amounts in lines 1a through 1e)	1f	1742442	3115740

Liabilities

g Benefit claims payable	1g		
h Operating payables	1h		
i Acquisition indebtedness	1i		
j Other liabilities	1j		
k Total liabilities (add all amounts in lines 1g through 1j)	1k	0	0

Net Assets

l Net assets (subtract line 1k from line 1f)	1l	1742442	3115740
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Part II Income and Expense Statement

2 Plan income, expenses, and changes in net assets for the year. Include all income and expenses of the plan, including any trust(s) or separately maintained fund(s) and any payments/receipts to/from insurance carriers. Round off amounts to the nearest dollar. MTIAs, CCTs, PSAs, and 103-12 IEs do not complete lines 2a, 2b(1)(E), 2e, 2f, and 2g.

Income

		(a) Amount	(b) Total
a Contributions:			
(1) Received or receivable in cash from: (A) Employers	2a(1)(A)	325495	
(B) Participants	2a(1)(B)	746481	
(C) Others (including rollovers)	2a(1)(C)	39309	
(2) Noncash contributions	2a(2)		
(3) Total contributions. Add lines 2a(1)(A) , (B) , (C) , and line 2a(2)	2a(3)		1111285
b Earnings on investments:			
(1) Interest:			
(A) Interest-bearing cash (including money market accounts and certificates of deposit)	2b(1)(A)	45	
(B) U.S. Government securities	2b(1)(B)		
(C) Corporate debt instruments	2b(1)(C)		
(D) Loans (other than to participants)	2b(1)(D)		
(E) Participant loans	2b(1)(E)	2339	
(F) Other	2b(1)(F)		
(G) Total interest. Add lines 2b(1)(A) through (F)	2b(1)(G)		2384
(2) Dividends: (A) Preferred stock	2b(2)(A)		
(B) Common stock	2b(2)(B)		
(C) Registered investment company shares (e.g. mutual funds)	2b(2)(C)	68804	
(D) Total dividends. Add lines 2b(2)(A) , (B) , and (C)	2b(2)(D)		68804
(3) Rents	2b(3)		
(4) Net gain (loss) on sale of assets: (A) Aggregate proceeds	2b(4)(A)		
(B) Aggregate carrying amount (see instructions)	2b(4)(B)		
(C) Subtract line 2b(4)(B) from line 2b(4)(A) and enter result	2b(4)(C)		
(5) Unrealized appreciation (depreciation) of assets: (A) Real estate	2b(5)(A)		
(B) Other	2b(5)(B)		
(C) Total unrealized appreciation of assets. Add lines 2b(5)(A) and (B)	2b(5)(C)		

		(a) Amount	(b) Total
(6) Net investment gain (loss) from common/collective trusts	2b(6)		
(7) Net investment gain (loss) from pooled separate accounts	2b(7)		
(8) Net investment gain (loss) from master trust investment accounts	2b(8)		
(9) Net investment gain (loss) from 103-12 investment entities	2b(9)		
(10) Net investment gain (loss) from registered investment companies (e.g., mutual funds).....	2b(10)		237224
c Other income.....	2c		
d Total income. Add all income amounts in column (b) and enter total.....	2d		1419697

Expenses

e Benefit payment and payments to provide benefits:			
(1) Directly to participants or beneficiaries, including direct rollovers	2e(1)	43744	
(2) To insurance carriers for the provision of benefits	2e(2)		
(3) Other	2e(3)		
(4) Total benefit payments. Add lines 2e(1) through (3).....	2e(4)		43744
f Corrective distributions (see instructions)	2f		
g Certain deemed distributions of participant loans (see instructions).....	2g		2365
h Interest expense.....	2h		
i Administrative expenses: (1) Professional fees	2i(1)		
(2) Contract administrator fees	2i(2)		
(3) Investment advisory and management fees	2i(3)		
(4) Other	2i(4)	290	
(5) Total administrative expenses. Add lines 2i(1) through (4).....	2i(5)		290
j Total expenses. Add all expense amounts in column (b) and enter total.....	2j		46399

Net Income and Reconciliation

k Net income (loss). Subtract line 2j from line 2d.....	2k		1373298
l Transfers of assets:			
(1) To this plan.....	2l(1)		
(2) From this plan	2l(2)		

Part III Accountant's Opinion

3 Complete lines 3a through 3c if the opinion of an independent qualified public accountant is attached to this Form 5500. Complete line 3d if an opinion is not attached.

a The attached opinion of an independent qualified public accountant for this plan is (see instructions):

(1) ☐ Unqualified (2) ☐ Qualified (3) ☒ Disclaimer (4) ☐ Adverse

b Did the accountant perform a limited scope audit pursuant to 29 CFR 2520.103-8 and/or 103-12(d)? ☒ Yes ☐ No

c Enter the name and EIN of the accountant (or accounting firm) below:

(1) Name: MCGLADREY

(2) EIN: 42-0714325

d The opinion of an independent qualified public accountant is **not attached** because:

(1) ☐ This form is filed for a CCT, PSA, or MTIA. (2) ☐ It will be attached to the next Form 5500 pursuant to 29 CFR 2520.104-50.

Part IV Compliance Questions

4 CCTs and PSAs do not complete Part IV. MTIAs, 103-12 IEs, and GIAs do not complete lines 4a, 4e, 4f, 4g, 4h, 4k, 4m, 4n, or 5. 103-12 IEs also do not complete lines 4j and 4l. MTIAs also do not complete line 4l.

During the plan year:

a Was there a failure to transmit to the plan any participant contributions within the time period described in 29 CFR 2510.3-102? Continue to answer "Yes" for any prior year failures until fully corrected. (See instructions and DOL's Voluntary Fiduciary Correction Program.).....

b Were any loans by the plan or fixed income obligations due the plan in default as of the close of the plan year or classified during the year as uncollectible? Disregard participant loans secured by participant's account balance. (Attach Schedule G (Form 5500) Part I if "Yes" is checked.).....

	Yes	No	Amount
4a	X		675215
4b		X	

	Yes	No	Amount
c Were any leases to which the plan was a party in default or classified during the year as uncollectible? (Attach Schedule G (Form 5500) Part II if "Yes" is checked.)		X	
d Were there any nonexempt transactions with any party-in-interest? (Do not include transactions reported on line 4a. Attach Schedule G (Form 5500) Part III if "Yes" is checked.).....		X	
e Was this plan covered by a fidelity bond?.....	X		300000
f Did the plan have a loss, whether or not reimbursed by the plan's fidelity bond, that was caused by fraud or dishonesty?		X	
g Did the plan hold any assets whose current value was neither readily determinable on an established market nor set by an independent third party appraiser?		X	
h Did the plan receive any noncash contributions whose value was neither readily determinable on an established market nor set by an independent third party appraiser?		X	
i Did the plan have assets held for investment? (Attach schedule(s) of assets if "Yes" is checked, and see instructions for format requirements.).....	X		
j Were any plan transactions or series of transactions in excess of 5% of the current value of plan assets? (Attach schedule of transactions if "Yes" is checked, and see instructions for format requirements.).....		X	
k Were all the plan assets either distributed to participants or beneficiaries, transferred to another plan, or brought under the control of the PBGC?.....		X	
l Has the plan failed to provide any benefit when due under the plan?		X	
m If this is an individual account plan, was there a blackout period? (See instructions and 29 CFR 2520.101-3.).....		X	
n If 4m was answered "Yes," check the "Yes" box if you either provided the required notice or one of the exceptions to providing the notice applied under 29 CFR 2520.101-3.		X	

5a Has a resolution to terminate the plan been adopted during the plan year or any prior plan year?
 If "Yes," enter the amount of any plan assets that reverted to the employer this year..... ☐ Yes ☒ No Amount:

5b If, during this plan year, any assets or liabilities were transferred from this plan to another plan(s), identify the plan(s) to which assets or liabilities were transferred. (See instructions.)

5b(1) Name of plan(s)

5b(2) EIN(s)	5b(3) PN(s)

Part V Trust Information (optional)

6a Name of trust

6b Trust's EIN

SCHEDULE R (Form 5500) Department of the Treasury Internal Revenue Service Department of Labor Employee Benefits Security Administration Pension Benefit Guaranty Corporation	Retirement Plan Information This schedule is required to be filed under section 104 and 4065 of the Employee Retirement Income Security Act of 1974 (ERISA) and section 6058(a) of the Internal Revenue Code (the Code). ▶ File as an attachment to Form 5500.	OMB No. 1210-0110 2012 This Form is Open to Public Inspection.
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For calendar plan year 2012 or fiscal plan year beginning 01/01/2012 and ending 12/31/2012

A Name of plan <u>BIORX 401(K) PLAN</u>	B Three-digit plan number (PN) ▶ <u>001</u>
C Plan sponsor's name as shown on line 2a of Form 5500 <u>BIORX, LLC</u>	D Employer Identification Number (EIN) <u>01-0808529</u>

Part I	Distributions
---------------	----------------------

All references to distributions relate only to payments of benefits during the plan year.

1 Total value of distributions paid in property other than in cash or the forms of property specified in the instructions.....	1	<u>0</u>
2 Enter the EIN(s) of payor(s) who paid benefits on behalf of the plan to participants or beneficiaries during the year (if more than two, enter EINs of the two payors who paid the greatest dollar amounts of benefits): EIN(s): <u>04-6568107</u>		
Profit-sharing plans, ESOPs, and stock bonus plans, skip line 3.		
3 Number of participants (living or deceased) whose benefits were distributed in a single sum, during the plan year.....	3	

Part II	Funding Information (If the plan is not subject to the minimum funding requirements of section 412 of the Internal Revenue Code or ERISA section 302, skip this Part)
----------------	--

4 Is the plan administrator making an election under Code section 412(d)(2) or ERISA section 302(d)(2)?.....	☐ Yes	☐ No	☐ N/A
If the plan is a defined benefit plan, go to line 8.			
5 If a waiver of the minimum funding standard for a prior year is being amortized in this plan year, see instructions and enter the date of the ruling letter granting the waiver. Date: Month _____ Day _____ Year _____ If you completed line 5, complete lines 3, 9, and 10 of Schedule MB and do not complete the remainder of this schedule.			
6 a Enter the minimum required contribution for this plan year (include any prior year accumulated funding deficiency not waived)	6a		
b Enter the amount contributed by the employer to the plan for this plan year	6b		
c Subtract the amount in line 6b from the amount in line 6a. Enter the result (enter a minus sign to the left of a negative amount).....	6c		
If you completed line 6c, skip lines 8 and 9.			
7 Will the minimum funding amount reported on line 6c be met by the funding deadline?	☐ Yes	☐ No	☐ N/A
8 If a change in actuarial cost method was made for this plan year pursuant to a revenue procedure or other authority providing automatic approval for the change or a class ruling letter, does the plan sponsor or plan administrator agree with the change?.....	☐ Yes	☐ No	☐ N/A

Part III	Amendments
-----------------	-------------------

9 If this is a defined benefit pension plan, were any amendments adopted during this plan year that increased or decreased the value of benefits? If yes, check the appropriate box. If no, check the "No" box.....	☐ Increase	☐ Decrease	☐ Both	☐ No
--	-----------------------------------	-----------------------------------	-------------------------------	-----------------------------

Part IV	ESOPs (see instructions). If this is not a plan described under Section 409(a) or 4975(e)(7) of the Internal Revenue Code, skip this Part.
----------------	---

10 Were unallocated employer securities or proceeds from the sale of unallocated securities used to repay any exempt loan?.....	☐ Yes	☐ No
11 a Does the ESOP hold any preferred stock?	☐ Yes	☐ No
b If the ESOP has an outstanding exempt loan with the employer as lender, is such loan part of a "back-to-back" loan? (See instructions for definition of "back-to-back" loan.).....	☐ Yes	☐ No
12 Does the ESOP hold any stock that is not readily tradable on an established securities market?	☐ Yes	☐ No

Part V Additional Information for Multiemployer Defined Benefit Pension Plans

13 Enter the following information for each employer that contributed more than 5% of total contributions to the plan during the plan year (measured in dollars). See instructions. *Complete as many entries as needed to report all applicable employers.*

a Name of contributing employer

b EIN

c Dollar amount contributed by employer

d Date collective bargaining agreement expires (If employer contributes under more than one collective bargaining agreement, check box ☐ and see instructions regarding required attachment. Otherwise, enter the applicable date.) Month _____ Day _____ Year _____

e Contribution rate information (If more than one rate applies, check this box ☐ and see instructions regarding required attachment. Otherwise, complete lines 13e(1) and 13e(2).)

(1) Contribution rate (in dollars and cents) _____

(2) Base unit measure: ☐ Hourly ☐ Weekly ☐ Unit of production ☐ Other (specify): _____

a Name of contributing employer

b EIN

c Dollar amount contributed by employer

d Date collective bargaining agreement expires (If employer contributes under more than one collective bargaining agreement, check box ☐ and see instructions regarding required attachment. Otherwise, enter the applicable date.) Month _____ Day _____ Year _____

e Contribution rate information (If more than one rate applies, check this box ☐ and see instructions regarding required attachment. Otherwise, complete lines 13e(1) and 13e(2).)

(1) Contribution rate (in dollars and cents) _____

(2) Base unit measure: ☐ Hourly ☐ Weekly ☐ Unit of production ☐ Other (specify): _____

a Name of contributing employer

b EIN

c Dollar amount contributed by employer

d Date collective bargaining agreement expires (If employer contributes under more than one collective bargaining agreement, check box ☐ and see instructions regarding required attachment. Otherwise, enter the applicable date.) Month _____ Day _____ Year _____

e Contribution rate information (If more than one rate applies, check this box ☐ and see instructions regarding required attachment. Otherwise, complete lines 13e(1) and 13e(2).)

(1) Contribution rate (in dollars and cents) _____

(2) Base unit measure: ☐ Hourly ☐ Weekly ☐ Unit of production ☐ Other (specify): _____

a Name of contributing employer

b EIN

c Dollar amount contributed by employer

d Date collective bargaining agreement expires (If employer contributes under more than one collective bargaining agreement, check box ☐ and see instructions regarding required attachment. Otherwise, enter the applicable date.) Month _____ Day _____ Year _____

e Contribution rate information (If more than one rate applies, check this box ☐ and see instructions regarding required attachment. Otherwise, complete lines 13e(1) and 13e(2).)

(1) Contribution rate (in dollars and cents) _____

(2) Base unit measure: ☐ Hourly ☐ Weekly ☐ Unit of production ☐ Other (specify): _____

a Name of contributing employer

b EIN

c Dollar amount contributed by employer

d Date collective bargaining agreement expires (If employer contributes under more than one collective bargaining agreement, check box ☐ and see instructions regarding required attachment. Otherwise, enter the applicable date.) Month _____ Day _____ Year _____

e Contribution rate information (If more than one rate applies, check this box ☐ and see instructions regarding required attachment. Otherwise, complete lines 13e(1) and 13e(2).)

(1) Contribution rate (in dollars and cents) _____

(2) Base unit measure: ☐ Hourly ☐ Weekly ☐ Unit of production ☐ Other (specify): _____

a Name of contributing employer

b EIN

c Dollar amount contributed by employer

d Date collective bargaining agreement expires (If employer contributes under more than one collective bargaining agreement, check box ☐ and see instructions regarding required attachment. Otherwise, enter the applicable date.) Month _____ Day _____ Year _____

e Contribution rate information (If more than one rate applies, check this box ☐ and see instructions regarding required attachment. Otherwise, complete lines 13e(1) and 13e(2).)

(1) Contribution rate (in dollars and cents) _____

(2) Base unit measure: ☐ Hourly ☐ Weekly ☐ Unit of production ☐ Other (specify): _____

- 14** Enter the number of participants on whose behalf no contributions were made by an employer as an employer of the participant for:

a The current year	14a	
b The plan year immediately preceding the current plan year	14b	
c The second preceding plan year	14c	

- 15** Enter the ratio of the number of participants under the plan on whose behalf no employer had an obligation to make an employer contribution during the current plan year to:

a The corresponding number for the plan year immediately preceding the current plan year	15a	
b The corresponding number for the second preceding plan year	15b	

- 16** Information with respect to any employers who withdrew from the plan during the preceding plan year:

a Enter the number of employers who withdrew during the preceding plan year	16a	
b If line 16a is greater than 0, enter the aggregate amount of withdrawal liability assessed or estimated to be assessed against such withdrawn employers	16b	

- 17** If assets and liabilities from another plan have been transferred to or merged with this plan during the plan year, check box and see instructions regarding supplemental information to be included as an attachment. ☐

Part VI Additional Information for Single-Employer and Multiemployer Defined Benefit Pension Plans

- 18** If any liabilities to participants or their beneficiaries under the plan as of the end of the plan year consist (in whole or in part) of liabilities to such participants and beneficiaries under two or more pension plans as of immediately before such plan year, check box and see instructions regarding supplemental information to be included as an attachment. ☐

- 19** If the total number of participants is 1,000 or more, complete lines (a) through (c)

a Enter the percentage of plan assets held as:
 Stock: _____% Investment-Grade Debt: _____% High-Yield Debt: _____% Real Estate: _____% Other: _____%

b Provide the average duration of the combined investment-grade and high-yield debt:
☐ 0-3 years ☐ 3-6 years ☐ 6-9 years ☐ 9-12 years ☐ 12-15 years ☐ 15-18 years ☐ 18-21 years ☐ 21 years or more

c What duration measure was used to calculate line 19(b)?
☐ Effective duration ☐ Macaulay duration ☐ Modified duration ☐ Other (specify): _____

BioRx 401(k) Plan

Financial Statements
and
Supplemental Schedules

December 31, 2012 and 2011

BioRx 401(k) Plan

FINANCIAL STATEMENTS
AND
SUPPLEMENTAL SCHEDULES
December 31, 2012 and 2011

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INDEPENDENT AUDITOR'S REPORT

To the Plan Administrator
BioRx 401(k) Plan
Cincinnati, Ohio

Report on the Financial Statements

We were engaged to audit the accompanying financial statements of the BioRx 401(k) Plan (the Plan), which comprise the statements of net assets available for benefits as of December 31, 2012 and 2011, the related statement of changes in net assets available for benefits for the year ended December 31, 2012 and the related notes to the financial statements.

Management's Responsibility for the Financial Statements

Management is responsible for the preparation and fair presentation of these financial statements in accordance with accounting principles generally accepted in the United States of America; this includes the design, implementation, and maintenance of internal control relevant to the preparation and fair presentation of financial statements that are free from material misstatement, whether due to fraud or error.

Auditor's Responsibility

Our responsibility is to express an opinion on these financial statements based on conducting the audit in accordance with auditing standards generally accepted in the United States of America. Because of the matter described in the Basis for Disclaimer of Opinion paragraph, however, we were not able to obtain sufficient appropriate audit evidence to provide a basis for an audit opinion.

Basis for Disclaimer of Opinion

As permitted by 29 CFR 2520.103-8 of the Department of Labor's Rules and Regulations for Reporting and Disclosure under the Employee Retirement Income Security Act of 1974, the plan administrator instructed us not to perform, and we did not perform, any auditing procedures with respect to the information summarized in Note 5, which was certified or provided by Fidelity Management Trust Company, the trustee of the Plan, except for comparing this information with the related information included in the financial statements. We have been informed by the plan administrator that the trustee holds the Plan's assets and executes transactions. The plan administrator has obtained certifications from the trustee as of December 31, 2012 and 2011 that the information provided to the plan administrator by the trustee is complete and accurate.

Disclaimer of Opinion

Because of the significance of the matter described in the Basis for Disclaimer of Opinion paragraph, we have not been able to obtain sufficient appropriate audit evidence to provide a basis for an audit opinion. Accordingly, we do not express an opinion on these financial statements.

Other Matter

The supplemental schedules of delinquent participant contributions for the years ended December 31, 2012, 2011, 2010, 2009 and 2008 and the schedule of assets (held at end of year) as of December 31, 2012 are required by the Department of Labor's Rules and Regulations for Reporting and Disclosure under the Employee Retirement Income Security Act of 1974 and are presented for the purposes of additional analysis and are not a required part of the financial statements. These supplemental schedules are the responsibility of the Plan's management. Because of the significance of the matter described in the Basis for Disclaimer of Opinion paragraph, we do not express an opinion on the supplemental schedules.

Report on Form and Content in Compliance with DOL Rules and Regulations

The form and content of the information included in the financial statements and supplemental schedules, other than that derived from the information certified or provided by the trustee, have been audited by us in accordance with auditing standards generally accepted in the United States of America and, in our opinion, are presented in compliance with the Department of Labor's Rules and Regulations for Reporting and Disclosure under the Employee Retirement Income Security Act of 1974.

McGladrey LLP

Boston, Massachusetts
September 30, 2013

BioRx 401(k) Plan

Statements of Net Assets Available for Benefits

December 31, 2012 and 2011

	2012	2011
ASSETS		
Investments, at fair value	\$ 3,053,031	\$ 1,685,792
Receivables:		
Participant contributions	-	62,673
Employer contributions	-	25,478
Notes receivable from participants	62,709	56,651
Total receivables	62,709	144,802
Net assets available for benefits	\$ 3,115,740	\$ 1,830,594

The accompanying notes are an integral part of these financial statements.

BioRx 401(k) Plan

Statement of Changes in Net Assets Available for Benefits

Year Ended December 31, 2012

Additions to net assets attributed to:

Investment income:

Net appreciation in fair value of investments	\$ 238,300
Interest and dividends	67,773
	<u>306,073</u>

Interest income on notes receivable from participants	<u>2,339</u>
---	--------------

Contributions:

Participant	683,808
Employer	300,017
Rollover	39,309
	<u>1,023,134</u>
	<u>1,331,546</u>

Deductions from net assets attributed to:

Benefits paid to participants	46,109
Administrative expenses	291
Total deductions	<u>46,400</u>

Net increase	1,285,146
--------------	-----------

Net assets available for benefits:

Beginning of year	<u>1,830,594</u>
End of year	<u><u>\$ 3,115,740</u></u>

BioRx 401(k) Plan

Notes to Financial Statements
December 31, 2012 and 2011

1. PLAN DESCRIPTION

The following description of BioRx 401(k) Plan (the "Plan") provides only general information. Participants should refer to the plan agreement for a more complete description of the Plan's provisions.

General

The Plan is a defined contribution plan covering all employees of BioRx, LLC (the "Company" or "Sponsor"). The Plan was established on January 1, 2008. The Plan is subject to the provisions of the Internal Revenue Code of 1986, as amended (the "Code"), and the Employee Retirement Income Security Act of 1974 ("ERISA").

Eligibility Requirement

An employee is eligible to participate in the Plan on the first day of the first month coinciding with or following their employment and attainment of age 21.

Contributions

Participants may elect to contribute to the Plan up to 90% of their eligible compensation not to exceed statutory limits.

Employer matching contributions are made in accordance with safe harbor provisions. The safe harbor matching contribution made by the Sponsor is calculated as 100% of the first 3% of the participant's eligible compensation contributed to the Plan and 50% of the next 2% of the participant's eligible compensation contributed to the Plan. All safe harbor matching contributions are 100% vested at the date of the contribution.

Rollovers

With the approval of the Sponsor, the Plan may receive any amounts received by an employee as a distribution from another qualified plan provided that the receipt of such amounts does not adversely affect the qualified tax status of the Plan. Participants are fully vested in these amounts.

Participant Accounts

Each participant's account is credited with the participant's contributions, safe harbor matching contribution and an allocation of plan earnings. Allocations are based on participant earnings or account balances, as defined. The benefit to which a participant is entitled is the benefit that can be provided from the participant's vested account.

Vesting and Forfeitures

Participants are vested immediately in their contributions plus actual earnings thereon. Participants are also immediately fully vested in safe harbor matching contributions made by the Sponsor. As such, for the year ended December 31, 2012, there were no forfeitures of non-vested employer contributions. Total unallocated forfeitures in the Plan as of December 31, 2012 and 2011 were \$1,301 and \$795, respectively, due to excess employer matching contributions made and subsequently allocated to the forfeiture account.

BioRx 401(k) Plan

Notes to Financial Statements
December 31, 2012 and 2011

1. PLAN DESCRIPTION...continued

Investment Options

Upon enrollment in the Plan, a participant may direct all contributions to selected investments as made available and determined by the plan administrator in 1% increments. Participants may select from several mutual funds or one money market fund. Participants may change their investment options daily.

Payment of Benefits

Upon death, disability, retirement, or any other type of termination a participant may elect to receive a lump-sum amount equal to the value of his or her account. A participant can begin receiving retirement benefits when the participant attains the early retirement age of 59 ½ even if the participant remains employed by the Company. Participant account balances less than \$1,000 can be distributed without consent upon termination of service. Participants may withdraw, at any time, upon substantial financial hardship as defined in the plan documents, any portion of the balance in their account, which is attributable to their voluntary tax-deferred contributions and earnings. Participants are prohibited from making contributions to the Plan for six months following receipt of a hardship withdrawal. All distributions are subject to the applicable provisions of the plan agreement.

Notes Receivable from Participants

Participants may borrow from their accounts a minimum of \$1,000 up to a maximum equal to the lesser of 50% of their vested account balance or \$50,000. Loan terms range up to 5 years or over 10 years for the purchase of a primary residence. The loans are collateralized by the vested balance in the participant's account and bear interest at a rate commensurate with local prevailing rates as determined by the Sponsor. The rate of 4.25% is used on all loans outstanding at December 31, 2012 and mature through 2017. Principal and interest are paid ratably through biweekly payroll deductions.

Administrative Expenses

The Sponsor pays all administrative expenses of the Plan, except for the investment fees of mutual funds and administrative costs associated with notes receivable from participants.

2. SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES

Basis of Accounting

The financial statements of the Plan have been prepared on an accrual basis of accounting in conformity with accounting principles generally accepted in the United States of America ("GAAP").

Use of Estimates

The preparation of financial statements in conformity with GAAP requires the Plan's management to make estimates and assumptions that affect the reported amounts of net assets available for benefits and changes therein, and disclosure of contingent assets and liabilities. Actual results could differ from those estimates.

BioRx 401(k) Plan

Notes to Financial Statements
December 31, 2012 and 2011

2. SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES...continued

Investment Valuation and Income Recognition

Investments are reported at fair value. Fair value is the price that would be received to sell an asset or paid to transfer a liability in an orderly transaction between market participants at the measurement date. See Note 3 for discussion of fair value measurements.

Purchases and sales of securities are recorded on a trade-date basis. Interest income is recorded on the accrual basis. Dividends are recorded on the ex-dividend date. Net appreciation (depreciation) includes the Plan's gains and losses on investments bought and sold as well as held during the year.

Notes Receivable from Participants

Notes receivable from participants are measured at their unpaid principal balance plus any accrued but unpaid interest. Delinquent notes receivable from participants are recorded as distributions based on the terms of the plan document.

Payment of Benefits

Benefits are recorded when paid.

Income Taxes

GAAP require plan management to evaluate tax positions taken by the Plan, and recognize a tax liability (or asset) if the Plan has taken any uncertain tax positions that more likely than not would not be sustained upon examination by a tax authority. Management evaluated the Plan's tax positions and concluded that the Plan had maintained its tax-exempt status and had taken no uncertain tax positions that require adjustment to the financial statements. Therefore, no provision or liability for income taxes has been included in the financial statements. With few exceptions, the Plan is no longer subject to income tax examinations by the U.S. federal, state, or local tax authorities for years before 2009.

Accounting Pronouncements Adopted

In May 2011, the FASB issued ASU 2011-04, "Amendments to Achieve Common Fair Value Measurement and Disclosure Requirements in U.S. GAAP and IFRS". ASU 2011-04 amended ASC 820, "Fair Value Measurement", to converge the fair value measurement guidance in GAAP and International Financial Reporting Standards ("IFRS"). Some of the amendments clarify the application of existing fair value measurement requirements, while other amendments change a particular principle in ASC 820. In addition, ASU 2011-04 requires additional fair value disclosures. The amendments are to be applied prospectively and are effective for annual periods beginning after December 15, 2011 and have been adopted by the Plan. The Plan holds no Level 3 investments, therefore, the adoption of ASU 2011-04 has no effect on the Plan's financial statements.

BioRx 401(k) Plan

Notes to Financial Statements
December 31, 2012 and 2011

2. SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES...continued

Accounting Pronouncements Adopted...continued

In October 2012, the FASB issued ASU 2012-04, *Technical Corrections and Improvements*. The amendments in this Update cover a wide range of Topics in the Accounting Standards Codification, including plan accounting. These amendments include technical corrections and improvements to the Accounting Standards Codification and conforming amendments related to fair value measurements. The amendments in this update will generally be effective for fiscal periods beginning after December 15, 2012, except for amendments in this update where there was no transition guidance which were immediately effective upon issuance. The impact of adopting ASU 2012-04 on subsequent periods has not yet been determined. Plan management is currently evaluating the effect that the provisions of ASU 2012-04 will have on the Plan's financial statements.

3. FAIR VALUE MEASUREMENTS

GAAP establishes a framework for measuring fair value. That framework provides a fair value hierarchy that prioritizes the inputs to valuation techniques used to measure fair value. The hierarchy gives the highest priority to unadjusted quoted prices in active markets for identical assets or liabilities (Level 1 measurements) and the lowest priority to unobservable inputs (Level 3 measurements). The three levels of the fair value hierarchy are described below:

Level 1 - Inputs to the valuation methodology are unadjusted quoted prices for identical assets or liabilities in active markets that the Plan has the ability to access.

Level 2 - Inputs to the valuation methodology include:

- Quoted prices for similar assets or liabilities in active markets.
- Quoted prices for identical or similar assets or liabilities in inactive markets.
- Inputs other than quoted prices that are observable for the asset or liability.
- Inputs that are derived principally from or corroborated by observable market data by correlation or other means.

If the asset or liability has a specified (contractual) term, the Level 2 input must be observable for substantially the full term of the asset or liability.

Level 3 - Inputs to the valuation methodology are unobservable and significant to the fair value measurement.

The asset's or liability's fair value measurement level within the fair value hierarchy is based on the lowest level of any input that is significant to the fair value measurement. Valuation techniques used need to maximize the use of observable inputs and minimize the use of unobservable inputs.

Following is a description of the valuation methodologies used for assets measured at fair value. There have been no changes in the methodologies used at December 31, 2012 and 2011. These securities are categorized in Level 1 as they are actively traded and no valuation adjustments have been applied.

Money Market

Money market fund is valued at cost which approximates fair value.

Mutual Funds

Mutual funds are valued at quoted market prices, as they are actively traded.

BioRx 401(k) Plan

Notes to Financial Statements
December 31, 2012 and 2011

3. FAIR VALUE MEASUREMENTS...continued

The methods described above may produce a fair value calculation that may not be indicative of net realizable value or reflective of future fair values. Furthermore, while the Plan believes its valuation methods are appropriate and consistent with other market participants, the use of different methodologies or assumptions to determine the fair value could result in a different fair value measurement at the reporting date.

The following tables set forth by level, within the fair value hierarchy, the Plan's assets at fair value as of December 31, 2012 and 2011:

Assets at Fair Value as of December 31, 2012				
	Level 1	Level 2	Level 3	Total
Mutual funds:				
Growth funds	\$ 1,152,459	\$ -	\$ -	\$ 1,152,459
Blend funds	1,258,315	-	-	1,258,315
Value funds	350,165	-	-	350,165
Fixed income funds	<u>204,385</u>	<u>-</u>	<u>-</u>	<u>204,385</u>
Total mutual funds	2,965,324	-	-	2,965,324
Money market fund	<u>87,707</u>	<u>-</u>	<u>-</u>	<u>87,707</u>
Total investments	<u>\$ 3,053,031</u>	<u>\$ -</u>	<u>\$ -</u>	<u>\$ 3,053,031</u>

Assets at Fair Value as of December 31, 2011				
	Level 1	Level 2	Level 3	Total
Mutual funds:				
Growth funds	\$ 657,993	\$ -	\$ -	\$ 657,993
Blend funds	630,880	-	-	630,880
Value funds	205,589	-	-	205,589
Fixed income funds	<u>121,240</u>	<u>-</u>	<u>-</u>	<u>121,240</u>
Total mutual funds	1,615,702	-	-	1,615,702
Money market fund	<u>70,090</u>	<u>-</u>	<u>-</u>	<u>70,090</u>
Total investments	<u>\$ 1,685,792</u>	<u>\$ -</u>	<u>\$ -</u>	<u>\$ 1,685,792</u>

BioRx 401(k) Plan

Notes to Financial Statements
December 31, 2012 and 2011

4. INVESTMENTS

The following presents investments that represent 5% or more of the Plan's net assets available for benefits as of December 31, 2012 and 2011 are as follows:

	<u>2012</u>	<u>2011</u>
Investments at fair value:		
Mutual funds:		
Fidelity Freedom 2025 Fund	\$ 201,779	\$ 98,705
Fidelity Leveraged Company Stock Fund	198,861	118,530
Fidelity Puritan Fund	197,558	120,427
Fidelity Freedom 2035 Fund	196,592	110,806
Fidelity Export & Multinational Fund	194,781	124,965
Fidelity OTC Portfolio	162,348	98,163
Other	<u>1,813,405</u>	<u>944,106</u>
Total	<u>2,965,324</u>	<u>1,615,702</u>
Money market:		
Other	<u>87,707</u>	<u>70,090</u>
Total investments	<u>\$ 3,053,031</u>	<u>\$ 1,685,792</u>

During 2012, the Plan's investments in mutual funds appreciated in value (including gains and losses on investments bought and sold, as well as held during the year) by \$238,300.

5. INFORMATION CERTIFIED BY FIDELITY MANAGEMENT TRUST COMPANY ("TRUSTEE")

The following is a summary of the Plan's asset information as of December 31, 2012 and 2011, and for the year ended December 31, 2012, included in the Plan's financial statements and supplemental schedules, that was prepared by or derived from information provided by the trustee and furnished to the plan administrator. The plan administrator has obtained certifications from the trustee that information provided to the plan administrator by the trustee related to the following assets is complete and accurate. Accordingly, as permitted by 29 CFR 2520.103-8 of the Department of Labor's (DOL) Rules and Regulations for Reporting and Disclosure under ERISA, the plan administrator instructed the Plan's independent auditors not to perform any auditing procedures with respect to the information which appears throughout the financial statements and supplemental schedules related to the following assets:

	<u>December 31,</u>	
	<u>2012</u>	<u>2011</u>
Investments:		
Mutual funds	\$ 2,965,324	\$ 1,615,702
Money market	<u>87,707</u>	<u>70,090</u>
	<u>\$ 3,053,031</u>	<u>\$ 1,685,792</u>
Notes receivable from participants	<u>\$ 62,709</u>	<u>\$ 56,651</u>

Fidelity Management Trust Company also certified to the completeness and accuracy of \$238,300 of net appreciation in fair value of investments and \$67,773 of interest and dividends related to the aforementioned investments, and \$2,339 of interest income on the notes receivable from participants for the year ended December 31, 2012.

BioRx 401(k) Plan

Notes to Financial Statements
December 31, 2012 and 2011

6. PARTY-IN-INTEREST TRANSACTIONS

Certain plan investments are shares of mutual funds and a money market fund managed by Fidelity Management Trust Company, the trustee of the Plan, and therefore, these transactions qualify as party-in-interest transactions as that term is defined in Section 3(14) of ERISA. The Plan issues loans to participants, which are secured by the balances in the participant's accounts, which also constitute party-in-interest transactions.

7. PLAN TERMINATION

Although it has not expressed any intent to do so, the Sponsor has the right under the Plan to discontinue its contributions at any time and to terminate the Plan subject to the provisions of ERISA. In the event of plan termination, participants would become 100% vested in their accounts.

8. TAX STATUS

Effective May 4, 2009, the Plan adopted a non-standardized form of a prototype plan sponsored by Fidelity Management and Research Company. The prototype plan has received an opinion letter from the Internal Revenue Service as to the prototype plan's qualified status. The prototype plan opinion letter has been relied upon by this Plan. The plan administrator believes the Plan is designed and is being operated in compliance with the applicable provisions of the Internal Revenue Code.

9. RISK AND UNCERTAINTIES

The Plan invests in various investment securities. Investment securities are exposed to various risks, such as interest rate, market, and credit risk. Due to the level of risk associated with certain investment securities, it is at least reasonably possible that changes in the value of investment securities will occur in the near-term and such changes could materially affect participant account balances and the amounts reported in the statements of net assets available for benefits.

10. RECONCILIATION OF FINANCIAL STATEMENTS TO FORM 5500

The following is a reconciliation of net assets available for benefits per the financial statements to the Form 5500:

	December 31,	
	2012	2011
Net assets available for benefits per the financial statements	\$ 3,115,740	\$ 1,830,594
Participant contributions receivable	-	(62,673)
Employer contributions receivable	-	(25,478)
Net assets available for benefits per the Form 5500	<u>\$ 3,115,740</u>	<u>\$ 1,742,443</u>

BioRx 401(k) Plan

Notes to Financial Statements
December 31, 2012 and 2011

10. RECONCILIATION OF FINANCIAL STATEMENTS TO FORM 5500...continued

The following is a reconciliation of net assets available for benefits per the financial statements to the following is a reconciliation of net increase in net assets available for benefits per the financial statements to Form 5500 for the year ended December 31, 2012:

Net increase in net assets available for benefits per the financial statements	\$ 1,285,146
Prior year participant contributions not reported on Form 5500	62,673
Prior year employer contributions not reported on Form 5500	<u>25,478</u>
Increase in net income per the Form 5500	<u>\$ 1,373,297</u>

11. SUBSEQUENT EVENTS

The Plan has evaluated subsequent events through September 30, 2013, the date the financial statements were available to be issued.

SUPPLEMENTAL SCHEDULES

BioRx 401(k) Plan

Employer Identification Number 01-0808529

Plan Number 001

Schedule H, Line 4(a) - Schedule of Delinquent Participant Contributions Year Ended December 31, 2012

			Total that Constitute Nonexempt Prohibited Transactions				Total Fully Corrected Under VFCP and PTE 2002-51	
Participant Contributions Transferred Late to Plan			Check if Late Participant Loan Repayments	Contributions Not Corrected	Contributions Corrected Outside VFCP	Contributions Pending Correction in VFCP		
Amount Withheld	Date Withheld	Date Remitted						
\$ 21,569	1/6/2012	1/31/2012	✓	\$ 21,569	\$ -	\$ -	\$ -	
19,936	1/20/2012	1/31/2012	✓	19,936	-	-	-	
34	1/25/2012	2/21/2012	✓	34	-	-	-	
23,562	2/3/2012	2/21/2012	✓	23,562	-	-	-	
19,525	2/17/2012	2/21/2012	✓	19,525	-	-	-	
19,129	3/2/2012	3/6/2012	✓	19,129	-	-	-	
28,729	3/16/2012	3/22/2012	✓	28,729	-	-	-	
25,364	3/23/2012	3/28/2012	✓	25,364	-	-	-	
19,206	3/30/2012	4/5/2012	✓	19,206	-	-	-	
20,340	4/13/2012	4/20/2012	✓	20,340	-	-	-	
21,511	4/27/2012	5/2/2012	✓	21,511	-	-	-	
31,891	5/11/2012	5/22/2012	✓	31,891	-	-	-	
30,393	5/18/2012	5/29/2012	✓	30,393	-	-	-	
18,999	5/25/2012	5/29/2012	✓	18,999	-	-	-	
20,323	6/8/2012	6/27/2012	✓	20,323	-	-	-	
26,118	6/22/2012	8/15/2012	✓	26,118	-	-	-	
22,417	7/6/2012	8/7/2012	✓	22,417	-	-	-	
26,133	7/20/2012	8/8/2012	✓	26,133	-	-	-	
25,560	8/3/2012	8/31/2012	✓	25,560	-	-	-	
35,546	8/10/2012	8/31/2012	✓	35,546	-	-	-	
24,435	8/17/2012	8/31/2012	✓	24,435	-	-	-	
20,769	8/31/2012	9/28/2012	✓	20,769	-	-	-	
20,023	9/14/2012	10/9/2012	✓	20,023	-	-	-	
20,395	9/28/2012	11/1/2012	✓	20,395	-	-	-	
22,728	10/12/2012	11/1/2012	✓	22,728	-	-	-	
21,130	10/26/2012	11/1/2012	✓	21,130	-	-	-	
24,543	11/9/2012	11/14/2012	✓	24,543	-	-	-	
22,420	11/16/2012	11/20/2012	✓	22,420	-	-	-	
22,361	11/23/2012	11/28/2012	✓	22,361	-	-	-	
19,921	12/7/2012	12/11/2012	✓	19,921	-	-	-	
206	12/21/2012	12/31/2012	✓	206	-	-	-	
<u>\$ 675,216</u>				<u>\$ 675,216</u>	<u>\$ -</u>	<u>\$ -</u>	<u>\$ -</u>	

* Amounts have been remitted and lost earnings were calculated and remitted to Plan participants during the year ended December 31, 2013

BioRx 401(k) Plan

Employer Identification Number 01-0808529

Plan Number 001

Schedule H, Line 4(a) - Schedule of Delinquent Participant Contributions Year Ended December 31, 2011

			Total that Constitute Nonexempt Prohibited Transactions				Total Fully Corrected Under VFCP and PTE 2002-51	
Participant Contributions Transferred Late to Plan			Check if Late Participant Loan Repayments	Contributions Not Corrected	Contributions Corrected Outside VFCP	Contributions Pending Correction in VFCP		
Amount Withheld	Date Withheld	Date Remitted						
\$ 12,963	1/7/2011	2/3/2011	✓	\$ 12,963	\$ -	\$ -	\$ -	-
15,174	1/21/2011	2/16/2011	✓	15,174	-	-	-	-
27,315	2/4/2011	2/24/2011	✓	27,315	-	-	-	-
23,776	2/10/2011	2/24/2011	✓	23,776	-	-	-	-
23,280	2/18/2011	3/8/2011	✓	23,280	-	-	-	-
15,469	3/4/2011	4/4/2011	✓	15,469	-	-	-	-
22,090	3/18/2011	4/4/2011	✓	22,090	-	-	-	-
15,739	4/1/2011	4/11/2011	✓	15,739	-	-	-	-
15,637	4/15/2011	5/23/2011	✓	15,637	-	-	-	-
16,213	4/29/2011	5/24/2011	✓	16,213	-	-	-	-
14,737	5/5/2011	5/24/2011	✓	14,737	-	-	-	-
13,885	5/13/2011	2/22/2012	✓	-	13,885	-	-	-
15,318	5/27/2011	2/22/2012	✓	-	15,318	-	-	-
17,596	6/10/2011	7/5/2011	✓	17,596	-	-	-	-
16,797	6/24/2011	7/5/2011	✓	16,797	-	-	-	-
16,020	7/8/2011	7/21/2011	✓	16,020	-	-	-	-
18,006	7/22/2011	8/10/2011	✓	18,006	-	-	-	-
17,565	8/5/2011	8/22/2011	✓	17,565	-	-	-	-
16,884	8/19/2011	8/26/2011	✓	16,884	-	-	-	-
16,553	9/2/2011	9/27/2011	✓	16,553	-	-	-	-
16,690	9/16/2011	10/14/2011	✓	16,690	-	-	-	-
16,378	9/30/2011	10/14/2011	✓	16,378	-	-	-	-
16,700	10/14/2011	10/28/2011	✓	16,700	-	-	-	-
28,622	8/12/2011	10/28/2011	✓	28,622	-	-	-	-
15,485	10/28/2011	11/23/2011	✓	15,485	-	-	-	-
15,022	11/11/2011	11/23/2011	✓	15,022	-	-	-	-
20,552	11/18/2011	12/20/2011	✓	20,552	-	-	-	-
15,061	11/25/2011	12/9/2011	✓	15,061	-	-	-	-
18,688	12/9/2011	1/5/2012	✓	18,688	-	-	-	-
16,418	12/23/2011	1/5/2012	✓	16,418	-	-	-	-
<u>\$ 530,633</u>				<u>\$ 501,430</u>	<u>\$ 29,203</u>	<u>\$ -</u>	<u>\$ -</u>	<u>-</u>

* Amounts have been remitted and lost earnings were calculated and remitted to Plan participants during the year ended December 31, 2013

BioRx 401(k) Plan

Employer Identification Number 01-0808529

Plan Number 001

Schedule H, Line 4(a) - Schedule of Delinquent Participant Contributions Year Ended December 31, 2010

			Total that Constitute Nonexempt Prohibited Transactions				Total Fully Corrected Under VFCP and PTE 2002-51	
Participant Contributions Transferred Late to Plan			Check if Late Participant Loan Repayments	Contributions Not Corrected	Contributions Corrected Outside VFCP	Contributions Pending Correction in VFCP		
Amount Withheld	Date Withheld	Date Remitted						
\$ 8,900	1/8/2010	1/28/2010	✓	\$ 8,900	\$ -	\$ -	\$ -	-
9,516	1/22/2010	1/28/2010	✓	9,516	-	-	-	-
105	1/22/2010	4/22/2013	✓	105	-	-	-	-
10,713	2/5/2010	2/22/2010	✓	10,713	-	-	-	-
10,043	2/19/2010	3/11/2010	✓	10,043	-	-	-	-
9,997	3/5/2010	3/24/2010	✓	9,997	-	-	-	-
10,578	3/19/2010	4/6/2010	✓	10,578	-	-	-	-
10,608	4/2/2010	4/30/2010	✓	10,608	-	-	-	-
12,049	4/16/2010	4/30/2010	✓	12,049	-	-	-	-
3,748	4/28/2010	4/22/2013	✓	3,748	-	-	-	-
11,323	4/30/2010	5/11/2010	✓	11,323	-	-	-	-
24,588	5/14/2010	6/2/2010	✓	24,588	-	-	-	-
12,914	5/28/2010	6/16/2010	✓	12,914	-	-	-	-
13,063	6/11/2010	6/25/2010	✓	13,063	-	-	-	-
13,118	6/25/2010	7/9/2010	✓	13,118	-	-	-	-
64	7/9/2010	4/22/2013	✓	64	-	-	-	-
12,910	7/9/2010	8/9/2010	✓	12,910	-	-	-	-
12,045	7/23/2010	8/9/2010	✓	12,045	-	-	-	-
32,784	8/6/2010	8/24/2010	✓	32,784	-	-	-	-
11,521	8/20/2010	9/9/2010	✓	11,521	-	-	-	-
12,410	9/3/2010	9/20/2010	✓	12,410	-	-	-	-
17,449	9/17/2010	9/29/2010	✓	17,449	-	-	-	-
11,688	10/1/2010	10/26/2010	✓	11,688	-	-	-	-
11,565	10/15/2010	10/26/2010	✓	11,565	-	-	-	-
11,787	10/29/2010	11/24/2010	✓	11,787	-	-	-	-
15,124	11/2/2010	11/24/2010	✓	15,124	-	-	-	-
9,097	11/12/2010	11/24/2010	✓	9,097	-	-	-	-
11,116	11/26/2010	12/17/2010	✓	11,116	-	-	-	-
14,027	12/10/2010	12/17/2010	✓	14,027	-	-	-	-
13,131	12/24/2010	1/11/2011	✓	13,131	-	-	-	-
<u>\$ 357,981</u>				<u>\$ 357,981</u>	<u>\$ -</u>	<u>\$ -</u>	<u>\$ -</u>	<u>-</u>

* Amounts have been remitted and lost earnings were calculated and remitted to Plan participants during the year ended December 31, 2013.

BioRx 401(k) Plan

Employer Identification Number 01-0808529

Plan Number 001

Schedule H, Line 4(a) - Schedule of Delinquent Participant Contributions Year Ended December 31, 2009

			Total that Constitute Nonexempt Prohibited Transactions				Total Fully Corrected Under VFCP and PTE 2002-51	
Participant Contributions Transferred Late to Plan			Check if Late Participant Loan Repayments	Contributions Not Corrected	Contributions Corrected Outside VFCP	Contributions Pending Correction in VFCP		
Amount Withheld	Date Withheld	Date Remitted						
\$ 8,844	1/9/2009	1/16/2009	✓	\$ 8,844	\$ -	\$ -	\$ -	
9,050	1/23/2009	2/6/2009	✓	9,050	-	-	-	
8,754	2/6/2009	2/24/2009	✓	8,754	-	-	-	
9,094	2/20/2009	3/10/2009	✓	9,094	-	-	-	
9,233	3/6/2009	3/27/2009	✓	9,233	-	-	-	
9,512	3/20/2009	3/27/2009	✓	9,512	-	-	-	
8,997	4/3/2009	4/13/2009	✓	8,997	-	-	-	
8,942	4/17/2009	5/20/2009	✓	8,942	-	-	-	
8,963	5/1/2009	5/20/2009	✓	8,963	-	-	-	
11,046	5/15/2009	5/20/2009	✓	11,046	-	-	-	
9,281	5/29/2009	6/2/2009	✓	9,281	-	-	-	
10,020	6/12/2009	7/6/2009	✓	10,020	-	-	-	
9,588	6/26/2009	7/6/2009	✓	9,588	-	-	-	
339	6/26/2009	7/6/2009	✓	339	-	-	-	
77	7/10/2009	4/22/2013	✓	77	-	-	-	
9,086	7/10/2009	7/28/2009	✓	9,086	-	-	-	
10,172	7/24/2009	8/26/2009	✓	10,172	-	-	-	
10,842	8/7/2009	8/26/2009	✓	10,842	-	-	-	
10,574	8/21/2009	9/8/2009	✓	10,574	-	-	-	
11,787	9/4/2009	9/22/2009	✓	11,787	-	-	-	
10,147	9/18/2009	9/28/2009	✓	10,147	-	-	-	
10,015	10/2/2009	10/16/2009	✓	10,015	-	-	-	
10,931	10/16/2009	11/5/2009	✓	10,931	-	-	-	
14,862	10/30/2009	11/18/2009	✓	14,862	-	-	-	
11,921	11/13/2009	11/27/2009	✓	11,921	-	-	-	
11,841	11/27/2009	12/11/2009	✓	11,841	-	-	-	
9,130	12/11/2009	1/8/2010	✓	9,130	-	-	-	
9,315	12/24/2009	1/8/2010	✓	9,315	-	-	-	
<u>\$ 262,363</u>				<u>\$ 262,363</u>	<u>\$ -</u>	<u>\$ -</u>	<u>\$ -</u>	

BioRx 401(k) Plan

Employer Identification Number 01-0808529

Plan Number 001

Schedule H, Line 4(a) - Schedule of Delinquent Participant Contributions Year Ended December 31, 2008

				Total that Constitute Nonexempt Prohibited Transactions				Total Fully Corrected Under VFCP and PTE 2002-51	
Participant Contributions Transferred Late to Plan				Check if Late Participant Loan Repayments	Contributions Not Corrected	Contributions Corrected Outside VFCP	Contributions Pending Correction in VFCP		
Amount Withheld	Date Withheld	Date Remitted							
\$ 5,259	1/11/2008	1/24/2008	✓	\$ 5,259	\$ -	\$ -	\$ -		
5,154	1/25/2008	2/5/2008	✓	5,154	-	-	-		
7,524	2/8/2008	2/20/2008	✓	7,524	-	-	-		
7,851	2/22/2008	3/13/2008	✓	7,851	-	-	-		
7,875	3/7/2008	3/13/2008	✓	7,875	-	-	-		
7,524	3/21/2008	4/3/2008	✓	7,524	-	-	-		
9,417	4/4/2008	4/15/2008	✓	9,417	-	-	-		
9,739	4/18/2008	4/29/2008	✓	9,739	-	-	-		
9,702	5/2/2008	5/27/2008	✓	9,702	-	-	-		
9,777	5/16/2008	5/27/2008	✓	9,777	-	-	-		
9,037	5/30/2008	6/2/2008	✓	9,037	-	-	-		
8,780	6/13/2008	6/24/2008	✓	8,780	-	-	-		
8,709	6/27/2008	7/8/2008	✓	8,709	-	-	-		
8,424	7/11/2008	7/22/2008	✓	8,424	-	-	-		
12,454	7/25/2008	8/19/2008	✓	12,454	-	-	-		
8,911	8/8/2008	8/19/2008	✓	8,911	-	-	-		
9,051	8/22/2008	9/2/2008	✓	9,051	-	-	-		
9,346	9/5/2008	9/18/2008	✓	9,346	-	-	-		
9,354	9/19/2008	10/7/2008	✓	9,354	-	-	-		
9,067	10/3/2008	10/16/2008	✓	9,067	-	-	-		
8,985	10/17/2008	10/30/2008	✓	8,985	-	-	-		
9,135	10/31/2008	11/17/2008	✓	9,135	-	-	-		
10,180	11/18/2008	4/22/2013	✓	10,180	-	-	-		
9,207	11/14/2008	11/28/2008	✓	9,207	-	-	-		
9,428	11/28/2008	12/15/2008	✓	9,428	-	-	-		
9,772	12/12/2008	12/19/2008	✓	9,772	-	-	-		
9,609	12/26/2008	1/8/2009	✓	9,609	-	-	-		
<u>\$ 239,271</u>				<u>\$ 239,271</u>	<u>\$ -</u>	<u>\$ -</u>	<u>\$ -</u>		

* Amounts have been remitted and lost earnings are in the process of being calculated and remitted to Plan participants

BioRx 401(k) Plan

Employer Identification Number 01-0808529

Plan Number 001

Schedule H, Line 4(i) - Schedule of Assets (Held at End of Year)

December 31, 2012

(a)	(b)	(c)	(d)	(e)
	Identity of Issue, Borrower, Lessor or Similar Party	Description of Investment, Including Maturity Date, Rate of Interest, Collateral, Par, Maturity Value	Cost	Current Value
* Fidelity Freedom 2025 Fund		Mutual Fund	(Omitted for Participant- Directed Funds)	\$ 201,779
* Fidelity Leveraged Company Stock Fund		Mutual Fund		198,861
* Fidelity Puritan Fund		Mutual Fund		197,558
* Fidelity Freedom 2035 Fund		Mutual Fund		196,592
* Fidelity Export & Multinational Fund		Mutual Fund		194,781
* Fidelity OTC Portfolio		Mutual Fund		162,348
* Fidelity Blue Chip Growth Fund		Mutual Fund		153,408
* Fidelity International Discovery Fund		Mutual Fund		145,702
* Fidelity Freedom 2030 Fund		Mutual Fund		145,607
* Fidelity Freedom 2040 Fund		Mutual Fund		133,107
* Fidelity Freedom 2045 Fund		Mutual Fund		128,758
* Fidelity Intermediate Bond		Mutual Fund		125,932
* Fidelity Freedom 2010 Fund		Mutual Fund		112,455
* Fidelity Freedom 2020 Fund		Mutual Fund		98,136
* Fidelity Retirement Money Market Fund		Money Market Fund		87,707
* Fidelity Capital Appreciation Fund		Mutual Fund		78,477
* Fidelity Investment Grade Bond Fund		Mutual Fund		65,997
* Fidelity Overseas Fund		Mutual Fund		55,408
* Fidelity Fifty Fund		Mutual Fund		52,011
* Fidelity Freedom 2050 Fund		Mutual Fund		44,741
* Fidelity Small Cap Discovery Fund		Mutual Fund		44,432
* Fidelity Value Discovery Fund		Mutual Fund		40,965
* Fidelity Real Estate Investment Fund		Mutual Fund		39,553
* Fidelity Freedom 2015 Fund		Mutual Fund		38,626
* Fidelity Dividend Growth Fund		Mutual Fund		38,385
* Fidelity Stock Select Large Cap Value Fund		Mutual Fund		37,794
* Fidelity Value Fund		Mutual Fund		37,266
* Fidelity Large Cap Stock Fund		Mutual Fund		28,156
* Fidelity International Capital Appreciation Fund		Mutual Fund		24,100
* Fidelity Fund		Mutual Fund		21,044
* Fidelity Growth Strategies Fund		Mutual Fund		20,519
* Fidelity Freedom 2000 Fund		Mutual Fund		16,920
* Fidelity Small Cap Value Fund		Mutual Fund		13,789
* Fidelity Value Strategies Fund		Mutual Fund		11,309
* Fidelity Total Bond Fund		Mutual Fund		10,203
* Fidelity Stock Selector Small Cap Fund		Mutual Fund		9,289
* Fidelity Equity Dividend Income Fund		Mutual Fund		8,325
* Fidelity Spartan Extended Market Index Inv Fund		Mutual Fund		7,200
* Fidelity Spartan Total Market Index Inv Fund		Mutual Fund		6,679
* Fidelity Freedom Income Fund		Mutual Fund		5,322
* Fidelity Mid Cap Growth Fund		Mutual Fund		4,530
* Fidelity Freedom 2055 Fund		Mutual Fund		3,556
* Fidelity Short Term Bond Fund		Mutual Fund		2,253
* Fidelity Equity Income Fund		Mutual Fund		1,855
* Fidelity Freedom 2005 Fund		Mutual Fund		1,596
* Participant loans		Participant loans - 4.25%; maturing through 2017		62,709
				<u>\$ 3,115,740</u>

* Represents a party-in-interest to the plan

BioRx 401(k) Plan

Financial Statements
and
Supplemental Schedules

December 31, 2012 and 2011

BioRx 401(k) Plan

FINANCIAL STATEMENTS
AND
SUPPLEMENTAL SCHEDULES
December 31, 2012 and 2011

C O N T E N T S

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INDEPENDENT AUDITOR'S REPORT

To the Plan Administrator
BioRx 401(k) Plan
Cincinnati, Ohio

Report on the Financial Statements

We were engaged to audit the accompanying financial statements of the BioRx 401(k) Plan (the Plan), which comprise the statements of net assets available for benefits as of December 31, 2012 and 2011, the related statement of changes in net assets available for benefits for the year ended December 31, 2012 and the related notes to the financial statements.

Management's Responsibility for the Financial Statements

Management is responsible for the preparation and fair presentation of these financial statements in accordance with accounting principles generally accepted in the United States of America; this includes the design, implementation, and maintenance of internal control relevant to the preparation and fair presentation of financial statements that are free from material misstatement, whether due to fraud or error.

Auditor's Responsibility

Our responsibility is to express an opinion on these financial statements based on conducting the audit in accordance with auditing standards generally accepted in the United States of America. Because of the matter described in the Basis for Disclaimer of Opinion paragraph, however, we were not able to obtain sufficient appropriate audit evidence to provide a basis for an audit opinion.

Basis for Disclaimer of Opinion

As permitted by 29 CFR 2520.103-8 of the Department of Labor's Rules and Regulations for Reporting and Disclosure under the Employee Retirement Income Security Act of 1974, the plan administrator instructed us not to perform, and we did not perform, any auditing procedures with respect to the information summarized in Note 5, which was certified or provided by Fidelity Management Trust Company, the trustee of the Plan, except for comparing this information with the related information included in the financial statements. We have been informed by the plan administrator that the trustee holds the Plan's assets and executes transactions. The plan administrator has obtained certifications from the trustee as of December 31, 2012 and 2011 that the information provided to the plan administrator by the trustee is complete and accurate.

Disclaimer of Opinion

Because of the significance of the matter described in the Basis for Disclaimer of Opinion paragraph, we have not been able to obtain sufficient appropriate audit evidence to provide a basis for an audit opinion. Accordingly, we do not express an opinion on these financial statements.

Other Matter

The supplemental schedules of delinquent participant contributions for the years ended December 31, 2012, 2011, 2010, 2009 and 2008 and the schedule of assets (held at end of year) as of December 31, 2012 are required by the Department of Labor's Rules and Regulations for Reporting and Disclosure under the Employee Retirement Income Security Act of 1974 and are presented for the purposes of additional analysis and are not a required part of the financial statements. These supplemental schedules are the responsibility of the Plan's management. Because of the significance of the matter described in the Basis for Disclaimer of Opinion paragraph, we do not express an opinion on the supplemental schedules.

Report on Form and Content in Compliance with DOL Rules and Regulations

The form and content of the information included in the financial statements and supplemental schedules, other than that derived from the information certified or provided by the trustee, have been audited by us in accordance with auditing standards generally accepted in the United States of America and, in our opinion, are presented in compliance with the Department of Labor's Rules and Regulations for Reporting and Disclosure under the Employee Retirement Income Security Act of 1974.

McGladrey LLP

Boston, Massachusetts
September 30, 2013

BioRx 401(k) Plan

Statements of Net Assets Available for Benefits

December 31, 2012 and 2011

	2012	2011
ASSETS		
Investments, at fair value	\$ 3,053,031	\$ 1,685,792
Receivables:		
Participant contributions	-	62,673
Employer contributions	-	25,478
Notes receivable from participants	62,709	56,651
Total receivables	62,709	144,802
Net assets available for benefits	\$ 3,115,740	\$ 1,830,594

The accompanying notes are an integral part of these financial statements.

BioRx 401(k) Plan

Statement of Changes in Net Assets Available for Benefits

Year Ended December 31, 2012

Additions to net assets attributed to:

Investment income:

Net appreciation in fair value of investments	\$ 238,300
Interest and dividends	67,773
	<u>306,073</u>

Interest income on notes receivable from participants	<u>2,339</u>
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Contributions:

Participant	683,808
Employer	300,017
Rollover	39,309
	<u>1,023,134</u>
	<u>1,331,546</u>

Deductions from net assets attributed to:

Benefits paid to participants	46,109
Administrative expenses	291
Total deductions	<u>46,400</u>

Net increase	1,285,146
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Net assets available for benefits:

Beginning of year	<u>1,830,594</u>
End of year	<u><u>\$ 3,115,740</u></u>

BioRx 401(k) Plan

Notes to Financial Statements
December 31, 2012 and 2011

1. PLAN DESCRIPTION

The following description of BioRx 401(k) Plan (the "Plan") provides only general information. Participants should refer to the plan agreement for a more complete description of the Plan's provisions.

General

The Plan is a defined contribution plan covering all employees of BioRx, LLC (the "Company" or "Sponsor"). The Plan was established on January 1, 2008. The Plan is subject to the provisions of the Internal Revenue Code of 1986, as amended (the "Code"), and the Employee Retirement Income Security Act of 1974 ("ERISA").

Eligibility Requirement

An employee is eligible to participate in the Plan on the first day of the first month coinciding with or following their employment and attainment of age 21.

Contributions

Participants may elect to contribute to the Plan up to 90% of their eligible compensation not to exceed statutory limits.

Employer matching contributions are made in accordance with safe harbor provisions. The safe harbor matching contribution made by the Sponsor is calculated as 100% of the first 3% of the participant's eligible compensation contributed to the Plan and 50% of the next 2% of the participant's eligible compensation contributed to the Plan. All safe harbor matching contributions are 100% vested at the date of the contribution.

Rollovers

With the approval of the Sponsor, the Plan may receive any amounts received by an employee as a distribution from another qualified plan provided that the receipt of such amounts does not adversely affect the qualified tax status of the Plan. Participants are fully vested in these amounts.

Participant Accounts

Each participant's account is credited with the participant's contributions, safe harbor matching contribution and an allocation of plan earnings. Allocations are based on participant earnings or account balances, as defined. The benefit to which a participant is entitled is the benefit that can be provided from the participant's vested account.

Vesting and Forfeitures

Participants are vested immediately in their contributions plus actual earnings thereon. Participants are also immediately fully vested in safe harbor matching contributions made by the Sponsor. As such, for the year ended December 31, 2012, there were no forfeitures of non-vested employer contributions. Total unallocated forfeitures in the Plan as of December 31, 2012 and 2011 were \$1,301 and \$795, respectively, due to excess employer matching contributions made and subsequently allocated to the forfeiture account.

BioRx 401(k) Plan

Notes to Financial Statements
December 31, 2012 and 2011

1. PLAN DESCRIPTION...continued

Investment Options

Upon enrollment in the Plan, a participant may direct all contributions to selected investments as made available and determined by the plan administrator in 1% increments. Participants may select from several mutual funds or one money market fund. Participants may change their investment options daily.

Payment of Benefits

Upon death, disability, retirement, or any other type of termination a participant may elect to receive a lump-sum amount equal to the value of his or her account. A participant can begin receiving retirement benefits when the participant attains the early retirement age of 59 ½ even if the participant remains employed by the Company. Participant account balances less than \$1,000 can be distributed without consent upon termination of service. Participants may withdraw, at any time, upon substantial financial hardship as defined in the plan documents, any portion of the balance in their account, which is attributable to their voluntary tax-deferred contributions and earnings. Participants are prohibited from making contributions to the Plan for six months following receipt of a hardship withdrawal. All distributions are subject to the applicable provisions of the plan agreement.

Notes Receivable from Participants

Participants may borrow from their accounts a minimum of \$1,000 up to a maximum equal to the lesser of 50% of their vested account balance or \$50,000. Loan terms range up to 5 years or over 10 years for the purchase of a primary residence. The loans are collateralized by the vested balance in the participant's account and bear interest at a rate commensurate with local prevailing rates as determined by the Sponsor. The rate of 4.25% is used on all loans outstanding at December 31, 2012 and mature through 2017. Principal and interest are paid ratably through biweekly payroll deductions.

Administrative Expenses

The Sponsor pays all administrative expenses of the Plan, except for the investment fees of mutual funds and administrative costs associated with notes receivable from participants.

2. SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES

Basis of Accounting

The financial statements of the Plan have been prepared on an accrual basis of accounting in conformity with accounting principles generally accepted in the United States of America ("GAAP").

Use of Estimates

The preparation of financial statements in conformity with GAAP requires the Plan's management to make estimates and assumptions that affect the reported amounts of net assets available for benefits and changes therein, and disclosure of contingent assets and liabilities. Actual results could differ from those estimates.

BioRx 401(k) Plan

Notes to Financial Statements
December 31, 2012 and 2011

2. SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES...continued

Investment Valuation and Income Recognition

Investments are reported at fair value. Fair value is the price that would be received to sell an asset or paid to transfer a liability in an orderly transaction between market participants at the measurement date. See Note 3 for discussion of fair value measurements.

Purchases and sales of securities are recorded on a trade-date basis. Interest income is recorded on the accrual basis. Dividends are recorded on the ex-dividend date. Net appreciation (depreciation) includes the Plan's gains and losses on investments bought and sold as well as held during the year.

Notes Receivable from Participants

Notes receivable from participants are measured at their unpaid principal balance plus any accrued but unpaid interest. Delinquent notes receivable from participants are recorded as distributions based on the terms of the plan document.

Payment of Benefits

Benefits are recorded when paid.

Income Taxes

GAAP require plan management to evaluate tax positions taken by the Plan, and recognize a tax liability (or asset) if the Plan has taken any uncertain tax positions that more likely than not would not be sustained upon examination by a tax authority. Management evaluated the Plan's tax positions and concluded that the Plan had maintained its tax-exempt status and had taken no uncertain tax positions that require adjustment to the financial statements. Therefore, no provision or liability for income taxes has been included in the financial statements. With few exceptions, the Plan is no longer subject to income tax examinations by the U.S. federal, state, or local tax authorities for years before 2009.

Accounting Pronouncements Adopted

In May 2011, the FASB issued ASU 2011-04, "Amendments to Achieve Common Fair Value Measurement and Disclosure Requirements in U.S. GAAP and IFRS". ASU 2011-04 amended ASC 820, "Fair Value Measurement", to converge the fair value measurement guidance in GAAP and International Financial Reporting Standards ("IFRS"). Some of the amendments clarify the application of existing fair value measurement requirements, while other amendments change a particular principle in ASC 820. In addition, ASU 2011-04 requires additional fair value disclosures. The amendments are to be applied prospectively and are effective for annual periods beginning after December 15, 2011 and have been adopted by the Plan. The Plan holds no Level 3 investments, therefore, the adoption of ASU 2011-04 has no effect on the Plan's financial statements.

BioRx 401(k) Plan

Notes to Financial Statements
December 31, 2012 and 2011

2. SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES...continued

Accounting Pronouncements Adopted...continued

In October 2012, the FASB issued ASU 2012-04, *Technical Corrections and Improvements*. The amendments in this Update cover a wide range of Topics in the Accounting Standards Codification, including plan accounting. These amendments include technical corrections and improvements to the Accounting Standards Codification and conforming amendments related to fair value measurements. The amendments in this update will generally be effective for fiscal periods beginning after December 15, 2012, except for amendments in this update where there was no transition guidance which were immediately effective upon issuance. The impact of adopting ASU 2012-04 on subsequent periods has not yet been determined. Plan management is currently evaluating the effect that the provisions of ASU 2012-04 will have on the Plan's financial statements.

3. FAIR VALUE MEASUREMENTS

GAAP establishes a framework for measuring fair value. That framework provides a fair value hierarchy that prioritizes the inputs to valuation techniques used to measure fair value. The hierarchy gives the highest priority to unadjusted quoted prices in active markets for identical assets or liabilities (Level 1 measurements) and the lowest priority to unobservable inputs (Level 3 measurements). The three levels of the fair value hierarchy are described below:

Level 1 - Inputs to the valuation methodology are unadjusted quoted prices for identical assets or liabilities in active markets that the Plan has the ability to access.

Level 2 - Inputs to the valuation methodology include:

- Quoted prices for similar assets or liabilities in active markets.
- Quoted prices for identical or similar assets or liabilities in inactive markets.
- Inputs other than quoted prices that are observable for the asset or liability.
- Inputs that are derived principally from or corroborated by observable market data by correlation or other means.

If the asset or liability has a specified (contractual) term, the Level 2 input must be observable for substantially the full term of the asset or liability.

Level 3 - Inputs to the valuation methodology are unobservable and significant to the fair value measurement.

The asset's or liability's fair value measurement level within the fair value hierarchy is based on the lowest level of any input that is significant to the fair value measurement. Valuation techniques used need to maximize the use of observable inputs and minimize the use of unobservable inputs.

Following is a description of the valuation methodologies used for assets measured at fair value. There have been no changes in the methodologies used at December 31, 2012 and 2011. These securities are categorized in Level 1 as they are actively traded and no valuation adjustments have been applied.

Money Market

Money market fund is valued at cost which approximates fair value.

Mutual Funds

Mutual funds are valued at quoted market prices, as they are actively traded.

BioRx 401(k) Plan

Notes to Financial Statements
December 31, 2012 and 2011

3. FAIR VALUE MEASUREMENTS...continued

The methods described above may produce a fair value calculation that may not be indicative of net realizable value or reflective of future fair values. Furthermore, while the Plan believes its valuation methods are appropriate and consistent with other market participants, the use of different methodologies or assumptions to determine the fair value could result in a different fair value measurement at the reporting date.

The following tables set forth by level, within the fair value hierarchy, the Plan's assets at fair value as of December 31, 2012 and 2011:

Assets at Fair Value as of December 31, 2012				
	Level 1	Level 2	Level 3	Total
Mutual funds:				
Growth funds	\$ 1,152,459	\$ -	\$ -	\$ 1,152,459
Blend funds	1,258,315	-	-	1,258,315
Value funds	350,165	-	-	350,165
Fixed income funds	<u>204,385</u>	<u>-</u>	<u>-</u>	<u>204,385</u>
Total mutual funds	2,965,324	-	-	2,965,324
Money market fund	<u>87,707</u>	<u>-</u>	<u>-</u>	<u>87,707</u>
Total investments	<u>\$ 3,053,031</u>	<u>\$ -</u>	<u>\$ -</u>	<u>\$ 3,053,031</u>

Assets at Fair Value as of December 31, 2011				
	Level 1	Level 2	Level 3	Total
Mutual funds:				
Growth funds	\$ 657,993	\$ -	\$ -	\$ 657,993
Blend funds	630,880	-	-	630,880
Value funds	205,589	-	-	205,589
Fixed income funds	<u>121,240</u>	<u>-</u>	<u>-</u>	<u>121,240</u>
Total mutual funds	1,615,702	-	-	1,615,702
Money market fund	<u>70,090</u>	<u>-</u>	<u>-</u>	<u>70,090</u>
Total investments	<u>\$ 1,685,792</u>	<u>\$ -</u>	<u>\$ -</u>	<u>\$ 1,685,792</u>

BioRx 401(k) Plan

Notes to Financial Statements
December 31, 2012 and 2011

4. INVESTMENTS

The following presents investments that represent 5% or more of the Plan's net assets available for benefits as of December 31, 2012 and 2011 are as follows:

	<u>2012</u>	<u>2011</u>
Investments at fair value:		
Mutual funds:		
Fidelity Freedom 2025 Fund	\$ 201,779	\$ 98,705
Fidelity Leveraged Company Stock Fund	198,861	118,530
Fidelity Puritan Fund	197,558	120,427
Fidelity Freedom 2035 Fund	196,592	110,806
Fidelity Export & Multinational Fund	194,781	124,965
Fidelity OTC Portfolio	162,348	98,163
Other	<u>1,813,405</u>	<u>944,106</u>
Total	<u>2,965,324</u>	<u>1,615,702</u>
Money market:		
Other	<u>87,707</u>	<u>70,090</u>
Total investments	<u>\$ 3,053,031</u>	<u>\$ 1,685,792</u>

During 2012, the Plan's investments in mutual funds appreciated in value (including gains and losses on investments bought and sold, as well as held during the year) by \$238,300.

5. INFORMATION CERTIFIED BY FIDELITY MANAGEMENT TRUST COMPANY ("TRUSTEE")

The following is a summary of the Plan's asset information as of December 31, 2012 and 2011, and for the year ended December 31, 2012, included in the Plan's financial statements and supplemental schedules, that was prepared by or derived from information provided by the trustee and furnished to the plan administrator. The plan administrator has obtained certifications from the trustee that information provided to the plan administrator by the trustee related to the following assets is complete and accurate. Accordingly, as permitted by 29 CFR 2520.103-8 of the Department of Labor's (DOL) Rules and Regulations for Reporting and Disclosure under ERISA, the plan administrator instructed the Plan's independent auditors not to perform any auditing procedures with respect to the information which appears throughout the financial statements and supplemental schedules related to the following assets:

	<u>December 31,</u>	
	<u>2012</u>	<u>2011</u>
Investments:		
Mutual funds	\$ 2,965,324	\$ 1,615,702
Money market	<u>87,707</u>	<u>70,090</u>
	<u>\$ 3,053,031</u>	<u>\$ 1,685,792</u>
Notes receivable from participants	<u>\$ 62,709</u>	<u>\$ 56,651</u>

Fidelity Management Trust Company also certified to the completeness and accuracy of \$238,300 of net appreciation in fair value of investments and \$67,773 of interest and dividends related to the aforementioned investments, and \$2,339 of interest income on the notes receivable from participants for the year ended December 31, 2012.

BioRx 401(k) Plan

Notes to Financial Statements
December 31, 2012 and 2011

6. PARTY-IN-INTEREST TRANSACTIONS

Certain plan investments are shares of mutual funds and a money market fund managed by Fidelity Management Trust Company, the trustee of the Plan, and therefore, these transactions qualify as party-in-interest transactions as that term is defined in Section 3(14) of ERISA. The Plan issues loans to participants, which are secured by the balances in the participant's accounts, which also constitute party-in-interest transactions.

7. PLAN TERMINATION

Although it has not expressed any intent to do so, the Sponsor has the right under the Plan to discontinue its contributions at any time and to terminate the Plan subject to the provisions of ERISA. In the event of plan termination, participants would become 100% vested in their accounts.

8. TAX STATUS

Effective May 4, 2009, the Plan adopted a non-standardized form of a prototype plan sponsored by Fidelity Management and Research Company. The prototype plan has received an opinion letter from the Internal Revenue Service as to the prototype plan's qualified status. The prototype plan opinion letter has been relied upon by this Plan. The plan administrator believes the Plan is designed and is being operated in compliance with the applicable provisions of the Internal Revenue Code.

9. RISK AND UNCERTAINTIES

The Plan invests in various investment securities. Investment securities are exposed to various risks, such as interest rate, market, and credit risk. Due to the level of risk associated with certain investment securities, it is at least reasonably possible that changes in the value of investment securities will occur in the near-term and such changes could materially affect participant account balances and the amounts reported in the statements of net assets available for benefits.

10. RECONCILIATION OF FINANCIAL STATEMENTS TO FORM 5500

The following is a reconciliation of net assets available for benefits per the financial statements to the Form 5500:

	December 31,	
	2012	2011
Net assets available for benefits per the financial statements	\$ 3,115,740	\$ 1,830,594
Participant contributions receivable	-	(62,673)
Employer contributions receivable	-	(25,478)
Net assets available for benefits per the Form 5500	<u>\$ 3,115,740</u>	<u>\$ 1,742,443</u>

BioRx 401(k) Plan

Notes to Financial Statements
December 31, 2012 and 2011

10. RECONCILIATION OF FINANCIAL STATEMENTS TO FORM 5500...continued

The following is a reconciliation of net assets available for benefits per the financial statements to the following is a reconciliation of net increase in net assets available for benefits per the financial statements to Form 5500 for the year ended December 31, 2012:

Net increase in net assets available for benefits per the financial statements	\$ 1,285,146
Prior year participant contributions not reported on Form 5500	62,673
Prior year employer contributions not reported on Form 5500	<u>25,478</u>
Increase in net income per the Form 5500	<u>\$ 1,373,297</u>

11. SUBSEQUENT EVENTS

The Plan has evaluated subsequent events through September 30, 2013, the date the financial statements were available to be issued.

SUPPLEMENTAL SCHEDULES

BioRx 401(k) Plan

Employer Identification Number 01-0808529

Plan Number 001

Schedule H, Line 4(a) - Schedule of Delinquent Participant Contributions Year Ended December 31, 2012

			Total that Constitute Nonexempt Prohibited Transactions				Total Fully Corrected Under VFCP and PTE 2002-51	
Participant Contributions Transferred Late to Plan			Check if Late Participant Loan Repayments	Contributions Not Corrected	Contributions Corrected Outside VFCP	Contributions Pending Correction in VFCP		
Amount Withheld	Date Withheld	Date Remitted						
\$ 21,569	1/6/2012	1/31/2012	✓	\$ 21,569	\$ -	\$ -	\$ -	
19,936	1/20/2012	1/31/2012	✓	19,936	-	-	-	
34	1/25/2012	2/21/2012	✓	34	-	-	-	
23,562	2/3/2012	2/21/2012	✓	23,562	-	-	-	
19,525	2/17/2012	2/21/2012	✓	19,525	-	-	-	
19,129	3/2/2012	3/6/2012	✓	19,129	-	-	-	
28,729	3/16/2012	3/22/2012	✓	28,729	-	-	-	
25,364	3/23/2012	3/28/2012	✓	25,364	-	-	-	
19,206	3/30/2012	4/5/2012	✓	19,206	-	-	-	
20,340	4/13/2012	4/20/2012	✓	20,340	-	-	-	
21,511	4/27/2012	5/2/2012	✓	21,511	-	-	-	
31,891	5/11/2012	5/22/2012	✓	31,891	-	-	-	
30,393	5/18/2012	5/29/2012	✓	30,393	-	-	-	
18,999	5/25/2012	5/29/2012	✓	18,999	-	-	-	
20,323	6/8/2012	6/27/2012	✓	20,323	-	-	-	
26,118	6/22/2012	8/15/2012	✓	26,118	-	-	-	
22,417	7/6/2012	8/7/2012	✓	22,417	-	-	-	
26,133	7/20/2012	8/8/2012	✓	26,133	-	-	-	
25,560	8/3/2012	8/31/2012	✓	25,560	-	-	-	
35,546	8/10/2012	8/31/2012	✓	35,546	-	-	-	
24,435	8/17/2012	8/31/2012	✓	24,435	-	-	-	
20,769	8/31/2012	9/28/2012	✓	20,769	-	-	-	
20,023	9/14/2012	10/9/2012	✓	20,023	-	-	-	
20,395	9/28/2012	11/1/2012	✓	20,395	-	-	-	
22,728	10/12/2012	11/1/2012	✓	22,728	-	-	-	
21,130	10/26/2012	11/1/2012	✓	21,130	-	-	-	
24,543	11/9/2012	11/14/2012	✓	24,543	-	-	-	
22,420	11/16/2012	11/20/2012	✓	22,420	-	-	-	
22,361	11/23/2012	11/28/2012	✓	22,361	-	-	-	
19,921	12/7/2012	12/11/2012	✓	19,921	-	-	-	
206	12/21/2012	12/31/2012	✓	206	-	-	-	
<u>\$ 675,216</u>				<u>\$ 675,216</u>	<u>\$ -</u>	<u>\$ -</u>	<u>\$ -</u>	

* Amounts have been remitted and lost earnings were calculated and remitted to Plan participants during the year ended December 31, 2013

BioRx 401(k) Plan

Employer Identification Number 01-0808529

Plan Number 001

Schedule H, Line 4(a) - Schedule of Delinquent Participant Contributions Year Ended December 31, 2011

			Total that Constitute Nonexempt Prohibited Transactions				Total Fully Corrected Under VFCP and PTE 2002-51	
Participant Contributions Transferred Late to Plan			Check if Late Participant Loan Repayments	Contributions Not Corrected	Contributions Corrected Outside VFCP	Contributions Pending Correction in VFCP		
Amount Withheld	Date Withheld	Date Remitted						
\$ 12,963	1/7/2011	2/3/2011	✓	\$ 12,963	\$ -	\$ -	\$ -	
15,174	1/21/2011	2/16/2011	✓	15,174	-	-	-	
27,315	2/4/2011	2/24/2011	✓	27,315	-	-	-	
23,776	2/10/2011	2/24/2011	✓	23,776	-	-	-	
23,280	2/18/2011	3/8/2011	✓	23,280	-	-	-	
15,469	3/4/2011	4/4/2011	✓	15,469	-	-	-	
22,090	3/18/2011	4/4/2011	✓	22,090	-	-	-	
15,739	4/1/2011	4/11/2011	✓	15,739	-	-	-	
15,637	4/15/2011	5/23/2011	✓	15,637	-	-	-	
16,213	4/29/2011	5/24/2011	✓	16,213	-	-	-	
14,737	5/5/2011	5/24/2011	✓	14,737	-	-	-	
13,885	5/13/2011	2/22/2012	✓	-	13,885	-	-	
15,318	5/27/2011	2/22/2012	✓	-	15,318	-	-	
17,596	6/10/2011	7/5/2011	✓	17,596	-	-	-	
16,797	6/24/2011	7/5/2011	✓	16,797	-	-	-	
16,020	7/8/2011	7/21/2011	✓	16,020	-	-	-	
18,006	7/22/2011	8/10/2011	✓	18,006	-	-	-	
17,565	8/5/2011	8/22/2011	✓	17,565	-	-	-	
16,884	8/19/2011	8/26/2011	✓	16,884	-	-	-	
16,553	9/2/2011	9/27/2011	✓	16,553	-	-	-	
16,690	9/16/2011	10/14/2011	✓	16,690	-	-	-	
16,378	9/30/2011	10/14/2011	✓	16,378	-	-	-	
16,700	10/14/2011	10/28/2011	✓	16,700	-	-	-	
28,622	8/12/2011	10/28/2011	✓	28,622	-	-	-	
15,485	10/28/2011	11/23/2011	✓	15,485	-	-	-	
15,022	11/11/2011	11/23/2011	✓	15,022	-	-	-	
20,552	11/18/2011	12/20/2011	✓	20,552	-	-	-	
15,061	11/25/2011	12/9/2011	✓	15,061	-	-	-	
18,688	12/9/2011	1/5/2012	✓	18,688	-	-	-	
16,418	12/23/2011	1/5/2012	✓	16,418	-	-	-	
<u>\$ 530,633</u>				<u>\$ 501,430</u>	<u>\$ 29,203</u>	<u>\$ -</u>	<u>\$ -</u>	

* Amounts have been remitted and lost earnings were calculated and remitted to Plan participants during the year ended December 31, 2013

BioRx 401(k) Plan

Employer Identification Number 01-0808529

Plan Number 001

Schedule H, Line 4(a) - Schedule of Delinquent Participant Contributions Year Ended December 31, 2010

			Total that Constitute Nonexempt Prohibited Transactions				Total Fully Corrected Under VFCP and PTE 2002-51	
Participant Contributions Transferred Late to Plan			Check if Late Participant Loan Repayments	Contributions Not Corrected	Contributions Corrected Outside VFCP	Contributions Pending Correction in VFCP		
Amount Withheld	Date Withheld	Date Remitted						
\$ 8,900	1/8/2010	1/28/2010	✓	\$ 8,900	\$ -	\$ -	\$ -	-
9,516	1/22/2010	1/28/2010	✓	9,516	-	-	-	-
105	1/22/2010	4/22/2013	✓	105	-	-	-	-
10,713	2/5/2010	2/22/2010	✓	10,713	-	-	-	-
10,043	2/19/2010	3/11/2010	✓	10,043	-	-	-	-
9,997	3/5/2010	3/24/2010	✓	9,997	-	-	-	-
10,578	3/19/2010	4/6/2010	✓	10,578	-	-	-	-
10,608	4/2/2010	4/30/2010	✓	10,608	-	-	-	-
12,049	4/16/2010	4/30/2010	✓	12,049	-	-	-	-
3,748	4/28/2010	4/22/2013	✓	3,748	-	-	-	-
11,323	4/30/2010	5/11/2010	✓	11,323	-	-	-	-
24,588	5/14/2010	6/2/2010	✓	24,588	-	-	-	-
12,914	5/28/2010	6/16/2010	✓	12,914	-	-	-	-
13,063	6/11/2010	6/25/2010	✓	13,063	-	-	-	-
13,118	6/25/2010	7/9/2010	✓	13,118	-	-	-	-
64	7/9/2010	4/22/2013	✓	64	-	-	-	-
12,910	7/9/2010	8/9/2010	✓	12,910	-	-	-	-
12,045	7/23/2010	8/9/2010	✓	12,045	-	-	-	-
32,784	8/6/2010	8/24/2010	✓	32,784	-	-	-	-
11,521	8/20/2010	9/9/2010	✓	11,521	-	-	-	-
12,410	9/3/2010	9/20/2010	✓	12,410	-	-	-	-
17,449	9/17/2010	9/29/2010	✓	17,449	-	-	-	-
11,688	10/1/2010	10/26/2010	✓	11,688	-	-	-	-
11,565	10/15/2010	10/26/2010	✓	11,565	-	-	-	-
11,787	10/29/2010	11/24/2010	✓	11,787	-	-	-	-
15,124	11/2/2010	11/24/2010	✓	15,124	-	-	-	-
9,097	11/12/2010	11/24/2010	✓	9,097	-	-	-	-
11,116	11/26/2010	12/17/2010	✓	11,116	-	-	-	-
14,027	12/10/2010	12/17/2010	✓	14,027	-	-	-	-
13,131	12/24/2010	1/11/2011	✓	13,131	-	-	-	-
<u>\$ 357,981</u>				<u>\$ 357,981</u>	<u>\$ -</u>	<u>\$ -</u>	<u>\$ -</u>	<u>-</u>

* Amounts have been remitted and lost earnings were calculated and remitted to Plan participants during the year ended December 31, 2013.

BioRx 401(k) Plan

Employer Identification Number 01-0808529

Plan Number 001

Schedule H, Line 4(a) - Schedule of Delinquent Participant Contributions Year Ended December 31, 2009

			Total that Constitute Nonexempt Prohibited Transactions				Total Fully Corrected Under VFCP and PTE 2002-51	
Participant Contributions Transferred Late to Plan			Check if Late Participant Loan Repayments	Contributions Not Corrected	Contributions Corrected Outside VFCP	Contributions Pending Correction in VFCP		
Amount Withheld	Date Withheld	Date Remitted						
\$ 8,844	1/9/2009	1/16/2009	✓	\$ 8,844	\$ -	\$ -	\$ -	
9,050	1/23/2009	2/6/2009	✓	9,050	-	-	-	
8,754	2/6/2009	2/24/2009	✓	8,754	-	-	-	
9,094	2/20/2009	3/10/2009	✓	9,094	-	-	-	
9,233	3/6/2009	3/27/2009	✓	9,233	-	-	-	
9,512	3/20/2009	3/27/2009	✓	9,512	-	-	-	
8,997	4/3/2009	4/13/2009	✓	8,997	-	-	-	
8,942	4/17/2009	5/20/2009	✓	8,942	-	-	-	
8,963	5/1/2009	5/20/2009	✓	8,963	-	-	-	
11,046	5/15/2009	5/20/2009	✓	11,046	-	-	-	
9,281	5/29/2009	6/2/2009	✓	9,281	-	-	-	
10,020	6/12/2009	7/6/2009	✓	10,020	-	-	-	
9,588	6/26/2009	7/6/2009	✓	9,588	-	-	-	
339	6/26/2009	7/6/2009	✓	339	-	-	-	
77	7/10/2009	4/22/2013	✓	77	-	-	-	
9,086	7/10/2009	7/28/2009	✓	9,086	-	-	-	
10,172	7/24/2009	8/26/2009	✓	10,172	-	-	-	
10,842	8/7/2009	8/26/2009	✓	10,842	-	-	-	
10,574	8/21/2009	9/8/2009	✓	10,574	-	-	-	
11,787	9/4/2009	9/22/2009	✓	11,787	-	-	-	
10,147	9/18/2009	9/28/2009	✓	10,147	-	-	-	
10,015	10/2/2009	10/16/2009	✓	10,015	-	-	-	
10,931	10/16/2009	11/5/2009	✓	10,931	-	-	-	
14,862	10/30/2009	11/18/2009	✓	14,862	-	-	-	
11,921	11/13/2009	11/27/2009	✓	11,921	-	-	-	
11,841	11/27/2009	12/11/2009	✓	11,841	-	-	-	
9,130	12/11/2009	1/8/2010	✓	9,130	-	-	-	
9,315	12/24/2009	1/8/2010	✓	9,315	-	-	-	
<u>\$ 262,363</u>				<u>\$ 262,363</u>	<u>\$ -</u>	<u>\$ -</u>	<u>\$ -</u>	

BioRx 401(k) Plan

Employer Identification Number 01-0808529

Plan Number 001

Schedule H, Line 4(a) - Schedule of Delinquent Participant Contributions Year Ended December 31, 2008

				Total that Constitute Nonexempt Prohibited Transactions				
Participant Contributions Transferred Late to Plan				Check if Late Participant Loan Repayments	Contributions Not Corrected	Contributions Corrected Outside VFCP	Contributions Pending Correction in VFCP	Total Fully Corrected Under VFCP and PTE 2002-51
Amount Withheld	Date Withheld	Date Remitted						
\$ 5,259	1/11/2008	1/24/2008	✓	\$ 5,259	\$ -	\$ -	\$ -	
5,154	1/25/2008	2/5/2008	✓	5,154	-	-	-	
7,524	2/8/2008	2/20/2008	✓	7,524	-	-	-	
7,851	2/22/2008	3/13/2008	✓	7,851	-	-	-	
7,875	3/7/2008	3/13/2008	✓	7,875	-	-	-	
7,524	3/21/2008	4/3/2008	✓	7,524	-	-	-	
9,417	4/4/2008	4/15/2008	✓	9,417	-	-	-	
9,739	4/18/2008	4/29/2008	✓	9,739	-	-	-	
9,702	5/2/2008	5/27/2008	✓	9,702	-	-	-	
9,777	5/16/2008	5/27/2008	✓	9,777	-	-	-	
9,037	5/30/2008	6/2/2008	✓	9,037	-	-	-	
8,780	6/13/2008	6/24/2008	✓	8,780	-	-	-	
8,709	6/27/2008	7/8/2008	✓	8,709	-	-	-	
8,424	7/11/2008	7/22/2008	✓	8,424	-	-	-	
12,454	7/25/2008	8/19/2008	✓	12,454	-	-	-	
8,911	8/8/2008	8/19/2008	✓	8,911	-	-	-	
9,051	8/22/2008	9/2/2008	✓	9,051	-	-	-	
9,346	9/5/2008	9/18/2008	✓	9,346	-	-	-	
9,354	9/19/2008	10/7/2008	✓	9,354	-	-	-	
9,067	10/3/2008	10/16/2008	✓	9,067	-	-	-	
8,985	10/17/2008	10/30/2008	✓	8,985	-	-	-	
9,135	10/31/2008	11/17/2008	✓	9,135	-	-	-	
10,180	11/18/2008	4/22/2013	✓	10,180	-	-	-	
9,207	11/14/2008	11/28/2008	✓	9,207	-	-	-	
9,428	11/28/2008	12/15/2008	✓	9,428	-	-	-	
9,772	12/12/2008	12/19/2008	✓	9,772	-	-	-	
9,609	12/26/2008	1/8/2009	✓	9,609	-	-	-	
\$ 239,271				\$ 239,271	\$ -	\$ -	\$ -	

* Amounts have been remitted and lost earnings are in the process of being calculated and remitted to Plan participants

BioRx 401(k) Plan

Employer Identification Number 01-0808529

Plan Number 001

Schedule H, Line 4(i) - Schedule of Assets (Held at End of Year)

December 31, 2012

(a)	(b)	(c)	(d)	(e)
	Identity of Issue, Borrower, Lessor or Similar Party	Description of Investment, Including Maturity Date, Rate of Interest, Collateral, Par, Maturity Value	Cost	Current Value
* Fidelity Freedom 2025 Fund		Mutual Fund	(Omitted for Participant-Directed Funds)	\$ 201,779
* Fidelity Leveraged Company Stock Fund		Mutual Fund		198,861
* Fidelity Puritan Fund		Mutual Fund		197,558
* Fidelity Freedom 2035 Fund		Mutual Fund		196,592
* Fidelity Export & Multinational Fund		Mutual Fund		194,781
* Fidelity OTC Portfolio		Mutual Fund		162,348
* Fidelity Blue Chip Growth Fund		Mutual Fund		153,408
* Fidelity International Discovery Fund		Mutual Fund		145,702
* Fidelity Freedom 2030 Fund		Mutual Fund		145,607
* Fidelity Freedom 2040 Fund		Mutual Fund		133,107
* Fidelity Freedom 2045 Fund		Mutual Fund		128,758
* Fidelity Intermediate Bond		Mutual Fund		125,932
* Fidelity Freedom 2010 Fund		Mutual Fund		112,455
* Fidelity Freedom 2020 Fund		Mutual Fund		98,136
* Fidelity Retirement Money Market Fund		Money Market Fund		87,707
* Fidelity Capital Appreciation Fund		Mutual Fund		78,477
* Fidelity Investment Grade Bond Fund		Mutual Fund		65,997
* Fidelity Overseas Fund		Mutual Fund		55,408
* Fidelity Fifty Fund		Mutual Fund		52,011
* Fidelity Freedom 2050 Fund		Mutual Fund		44,741
* Fidelity Small Cap Discovery Fund		Mutual Fund		44,432
* Fidelity Value Discovery Fund		Mutual Fund		40,965
* Fidelity Real Estate Investment Fund		Mutual Fund		39,553
* Fidelity Freedom 2015 Fund		Mutual Fund		38,626
* Fidelity Dividend Growth Fund		Mutual Fund		38,385
* Fidelity Stock Select Large Cap Value Fund		Mutual Fund		37,794
* Fidelity Value Fund		Mutual Fund		37,266
* Fidelity Large Cap Stock Fund		Mutual Fund		28,156
* Fidelity International Capital Appreciation Fund		Mutual Fund		24,100
* Fidelity Fund		Mutual Fund		21,044
* Fidelity Growth Strategies Fund		Mutual Fund		20,519
* Fidelity Freedom 2000 Fund		Mutual Fund		16,920
* Fidelity Small Cap Value Fund		Mutual Fund		13,789
* Fidelity Value Strategies Fund		Mutual Fund		11,309
* Fidelity Total Bond Fund		Mutual Fund		10,203
* Fidelity Stock Selector Small Cap Fund		Mutual Fund		9,289
* Fidelity Equity Dividend Income Fund		Mutual Fund		8,325
* Fidelity Spartan Extended Market Index Inv Fund		Mutual Fund		7,200
* Fidelity Spartan Total Market Index Inv Fund		Mutual Fund		6,679
* Fidelity Freedom Income Fund		Mutual Fund		5,322
* Fidelity Mid Cap Growth Fund		Mutual Fund		4,530
* Fidelity Freedom 2055 Fund		Mutual Fund		3,556
* Fidelity Short Term Bond Fund		Mutual Fund		2,253
* Fidelity Equity Income Fund		Mutual Fund		1,855
* Fidelity Freedom 2005 Fund		Mutual Fund		1,596
* Participant loans		Participant loans - 4.25%; maturing through 2017		62,709
				<u>\$ 3,115,740</u>

* Represents a party-in-interest to the plan