Client Code: MAXIM.49CPCP

05-18-1998

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or copy thereof.

TO THE ASSISTANT COMMISSIONER FOR PALENTS. 700712383

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• •		-	40	P	, -

- A. Kristoffer Hellstrand
- **B.** Svante Hermodsson
- C. Kurt R. Gehlsen

Additional name(s) of conveying party(ies) attached?

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

ET

Name: Maxim Pharmaceuticals, Inc.

Street Address: 8899 University Center Lane

Internal Address: Suite 200

City: San Diego State: California ZIP: 92122 *NOTE: The cover sheet reflects the current address of the ASSIGNEE, which has changed since the signing of the Assignment documents.

Additional name(s) of receiving party(ies) attached?

() Yes (X) No

3. Nature of conveyance:

- (X) Assignment
- () Merger
- () Security Agreement
- () Change of Name
- () Other:

Execution Date:

- A. 04/23/98
- B. 04/23/98
- C. 03/27/98

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

() Application(s) filed herewith Execution Date(s):

(X) Patent Application No.: 08/969,384 Filing Date: 11/13/97

() Patent No. Issue Date:

Additional numbers attached? () Yes (X)

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

Name: AnneMarie Kaiser

KNOBBE, MARTENS, OLSON & BEAR, LLP

Customer No. 20,995 Internal Address: Sixteenth Floor

Street Address: 620 Newport Center Drive

City: Newport Beach State: CA ZIP: 92660

Total number of applications and patents involved: 1

Attorney's Docket No.: MAXIM.49CPCP

Total fee (37 CFR 3.41): \$40.00

> Enclosed **(X)**

Authorized to be charged to deposit account

Deposit account number: 11-1410

Please charge this account for any additional fees which may be

required, or credit any overpayment to this account.

9. Statement and signature.

To the best of my knowledge and belief, the foregoing information is true and correct, and any attached copy is a true copy of

AnneMarie Kaiser

Name of Person Signing

37,649

Registration No.

the original document.

Signature

Total number of pages including cover sheet, attachments and document: 4

Mail documents to be recorded with required cover sheet information to:

05/15/1998 SSMITH 00000290 08969384

Assistant Commissioner for Patents

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Box Assignments Washington, D.C. 20231

JJM-1014

REEL: 9166 FRAME: 0579

PATENT

Client Code: MAXIM.49CPCP

Page 1

ASSIGNMENT

WHEREAS, We, Kristoffer Hellstrand, a Sweden citizen, residing at Brödragatan 19, S-412 74, Göteborg, Sweden, Svante Hermodsson, a Sweden citizen, residing at Bergsbogatan 2, S-4 Mölndal, Sweden, and Kurt R. Gehlsen, a United States citizen, residing at 6923 Blue Orchid Lane, Carlsbad, California, 92009, have invented certain new and useful improvements in a ELEVATION OF CIRCULATING BLOOD HISTAMINE LEVELS for which we have filed an application for Letters Patent in the United States, filed November 13, 1997.

AND WHEREAS, MAXIM PHARMACEUTICALS, INC. (hereinafter "ASSIGNEE"), a Delaware Corporation, with its principal place of business at 3099 Science Park Road, San Diego, California 92121, desires to acquire the entire right, title, and interest in and to the said improvements and the said Application:

NOW, THEREFORE, in consideration of the sum of One Dollar (\$1.00) each to us in hand paid, and other good and valuable consideration, the receipt of which is hereby acknowledged, we, the said inventors, do hereby acknowledge that we have sold, assigned, transferred and set over, and by these presents do hereby sell, assign, transfer and set over, unto the said ASSIGNEE, its successors, legal representatives and assigns, the entire right, title, and interest throughout the world in, to and under the said improvements, and the said application and all divisions, renewals and continuations thereof, and all Letters Patent of the United States which may be granted thereon and all reissues and extensions thereof, and all rights of priority under International Conventions and applications for Letters Patent which may hereafter be filed for said improvements in any country or countries foreign to the United States, and all Letters Patent which may be granted for said improvements in any country or countries foreign to the United States and all extensions, renewals and reissues thereof; and we hereby authorize and request the Commissioner of Patents of the United States, and any Official of any country or countries foreign to the United States, whose duty it is to issue patents on applications as aforesaid, to issue all Letters Patent for said improvements to the said ASSIGNEE, its successors, legal representatives and assigns, in accordance with the terms of this instrument.

AND WE HEREBY covenant and agree that we will communicate to the said ASSIGNEE, its successors, legal representatives and assigns, any facts known to us respecting said improvements, and testify in any legal proceeding, sign all lawful papers, execute all divisional, continuing and reissue applications, make all rightful oaths and generally do everything possible to aid the said ASSIGNEE, its successors, legal representatives and assigns, to obtain and enforce proper patent protection for said improvements in all countries.

IN TESTIMONY WHEREOF, I hereunto set my hand and seal this 23 day of Am 1, 1978

Kristoffer Hellstrand

STATE OF SECOUNTY OF

Application No.: 08/969,384

Filing Date: 11/13/97

On <u>April 23.1578</u>, before me, <u>Control of the second of the second of the within instrument, and acknowledged to me that he executed the same in his authorized capacity(ies), and that by his signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.</u>

WITNESS my hand and official seal

[SEAL]

PATENT

REEL: 9166 FRAME: 0580

PATENT

Application No.: 08/969,384 Client Code: MAXIM.49CPCP Filing Date: 11/13/97 Page 2

IN TESTIMONY WHEREOF, I hereunto set my hand and seal this 23 day of rept., 1976

STATE OF

COUNTY OF

On April 23,1635, before me, Luci f. Gallow personally appeared Svante Hermodsson personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he executed the same in his authorized capacity(ies), and that by his signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal.

[SEAL]

IN TESTIMONY WHEREOF, I hereunto set my hand and seal this 21 day of March, 1998

Signature

STATE OF CALIFORNIA COUNTY OF SAN DIEGO

On 3/27/98, before me, She'la Deschares personally appeared Kurt R. Gehlsen personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he executed the same in his authorized capacity(ies), and that by his signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal

My Comm. Expire:

RECORDED: 05/04/1998

[SEAL]

Sheva Deschenes