

06-04-1998

Patent Case No. 19654

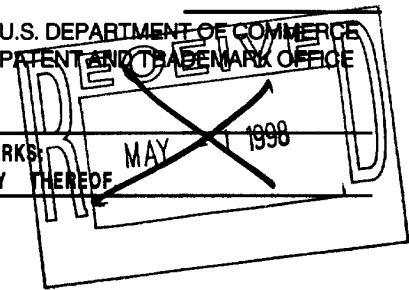
U.S. DEPARTMENT OF COMMERCE
PATENT AND TRADEMARK OFFICE

4/28/98



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HEET



TO THE HONORABLE COMMISSIONER OF PATENTS AND TRADEMARKS
PLEASE RECORD THE ATTACHED ORIGINAL DOCUMENTS OR COPY THEREOF

1. Name(s) of Conveying party(ies):

PAUL L. DARKE AND LAWRENCE C. KUO

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

2. Nature of conveyance:

- Assignment
- Merger
- Security Agreement
- Change of Name
- Other:

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231, on the date appearing below.

MERCK & CO., INC.
By Lavonda L. DeWitt Date 4/28/98

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

Name: MERCK & CO., INC.
Internal Address: RY60-30
Street Address: P.O. Box 2000
City & State: RAHWAY, NEW JERSEY
Zip: 07065-0907

Execution Date: Nov 13, 1996

Additional name(s) & addresses attached? Yes No

4. Application number(s) or patent number(s) are as follows:

(a) Patent Application No(s). 08/823,932, filed on Mar 25, 1997, and titled:
LOW TEMPERATURE ASSAY FOR ACTIVE HCMV PROTEASE IN DIMERIC FORM

(b) If this document is being filed together with a new application, the execution date of the application:

Additional numbers attached? Yes No

5. Name & address of party to whom correspondence concerning documents should be mailed:

Name: LAVONDA R. DE WITT
Internal Address: PATENT DEPARTMENT
MERCK & CO., INC.
P.O. BOX 2000 -- RY60-30
City & State: RAHWAY, N.J. Zip: 07065-0907

6. Total no. of applications & patents involved: 1

7. Total fee (37 CFR 3.41).....\$ 40.00

Enclosed

The Commissioner is hereby authorized to charge deposit account number 13-2755 for any fees which may be required or to credit any overpayment.

DO NOT USE THIS SPACE

8. Statement and signature:

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

LAVONDA R. DE WITT Reg. No. 40,396 Lavonda L. DeWitt 4/28/98
Name of Person Signing Signature Date

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

06/04/1998 TFOH11 00000075 132755 08823932

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01 Main documents to be recorded with the required cover sheet information to: **Commissioner of Patents and Trademarks**
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Public burden reporting for this sample cover sheet is estimated to average about 30 minutes per document to be recorded, including time for reviewing the document and gathering the data needed, and completing and reviewing the sample cover sheet. Send comments regarding this burden estimate to the U.S. Patent and Trademark Office, Office of Information Systems, PK2-1000C, Washington, D.C. 20231, and to the Office of Management and Budget, Paperwork Reduction Project (0651-0011), Washington, D.C. 20503.

Rev. 8/5/93

ASSIGNMENT AND AGREEMENT

For value received, we, Paul L. Darke and Lawrence C. Kuo

of 1204 Meadow Drive, Blue Bell 19422; and 701 Penrith Place, Gywnedd Valley, respectively, both in Pennsylvania

hereby sell, assign and transfer to MERCK & CO., Inc., a corporation of the State of New Jersey, having an office at Lincoln Avenue, City of Rahway, State of New Jersey, and its successors, assigns and legal representatives, the entire right, title and interest, for all countries, in and to certain inventions relating to

LOW TEMPERATURE ASSAY FOR ACTIVE HCMV PROTEASE IN DIMERIC FORM

described in an application for Letters Patent of the United States, executed by each of us on even date herewith, or executed on the date shown in the Declaration and Power of Attorney relating to said application, and all the rights and privileges, including any and all benefits under the International Convention for the Protection of Industrial Property and related treaties, under any and all Letters Patents which may be granted in any foreign country, and under any and all extensions, divisionals, reissues and continuations of said Letters Patents.

We request that any and all Patents for said inventions be issued to said assignee, its successor, assigns and legal representatives, or to such nominees as it may designate.

We agree that, when requested, we will, without charge to said assignee but at its expense, sign all papers, take all rightful oaths, and do all acts which may be necessary, desirable or convenient for securing and maintaining Patents for said inventions in any and all countries and for vesting title thereto in said assignee, its successors, assigns and legal representatives or nominees.

We covenant with said assignee, its successors, assigns and legal representatives, that the rights and property herein conveyed are free and clear of any encumbrance, and that we have full right to convey the same as herein expressed.

We hereby authorize our attorney, SYLVIA A. AYLER or an attorney with Power of Attorney in this application, of the said MERCK & CO., Inc., to insert **Serial No.**, and **Filing Date** of said application(s) when known.

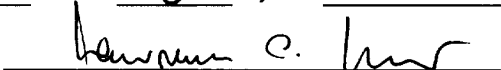
Signed at MERCK & CO., INC

this 13 day of NOVEMBER
OCTOBER 1996

UMR 11-13-96



PAUL L. DARKE



LAWRENCE C. KUO

ASSIGNMENT AND AGREEMENT

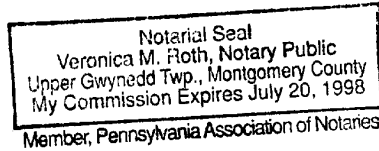
Signed at _____ this _____ day of _____

COMMONWEALTH OF PENNSYLVANIA }
County of MONTGOMERY } SS.

Personally appeared before me the above-named PAUL L. DARKE LAWRENCE C. KUO

to me known and known to me to be the person(s) who executed the foregoing instrument and acknowledged said instrument to be their free act and deed this 13 day of November 1996.

Veronica M. Roth
Notary Public



County of _____ } SS.

Personally appeared before me the above-named

to me known and known to me to be the person(s) who executed the foregoing instrument and acknowledged said instrument to be their free act and deed this _____ day of _____

Notary Public