

07-14-1998

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To the Honorable Commissioner of P

the attached original documents or copy the

1. Name of conveying party(ies):

SENANAYAKE, Chris Hugh

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

Name: Sepracor, Inc.

Internal Address:

U.S. 1595
09/103212
06/23/98

Additional names(s) of conveying party(ies) Yes No

3. Nature of conveyance:

- Assignment Merger
- Security Agreement Change of Name
- Other

Street Address: 111 Locke Drive

City: Marlborough State: MA ZIP: 01752

Execution Date: 6/19/98

Additional name(s) & address(es) attached? Yes No

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

If this document is being filed together with a new application, the execution date of the application is: 6/19/98

A. Patent Application No.(s)

B. Patent No.(s)

Additional numbers attached? Yes No

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

Name: Mary Louise Gioeni, Esq.

Internal Address

Street Address: HESLIN & ROTHENBERG, P.C.

5 Columbia Circle

City: Albany State: NY ZIP: 12203

6. Total number of applications and patents involved: 1

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

- Enclosed - Any excess or insufficiency should be credited or debited to deposit account
- Authorized to be charged to deposit account

8. Deposit account number:

08-1935 (H&R)

0000007 09103212 40.00 EP

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9. Statement and signature.

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

Mary Louise Gioeni - Reg. No. P-41,779

Mary Louise Gioeni

June 23, 1998

Name of Person Signing

Signature

Date

Total number of pages including cover sheet, attachments, and document: 3

PATENT 3

07/14/1998 LMBEE
05 FC:591

ASSIGNMENT

WHEREAS, I **Chris Hugh Senanayake**, residing at 11 Old Farm Circle, Shrewsbury, Massachusetts, 01545, citizen of the United States of America, have invented certain new and useful improvements in **DESFORMOTEROL**, for which I have executed an application for Letters Patent of the United States (Attorney Docket No. 0701.115) on even date herewith; and

WHEREAS, **Sepracor, Inc.** having offices at 111 Locke Drive, Marlborough, Massachusetts, 01752, is desirous of obtaining the entire right, title and interest in, to and under the said improvements and the said application;

NOW, THEREFORE, for good and valuable consideration, the receipt of which is hereby acknowledged, I, the said **Chris Hugh Senanayake**, have sold, assigned, transferred and set over, and by these presents do hereby sell, assign, transfer and set over, unto the said **Sepracor, Inc.**, its successors, legal representatives and assigns, the entire right, title and interest in, to and under the said improvements, and the said provisional application, all non-provisional applications arising therefrom, and all divisions, renewals and continuations thereof, and all Letters Patent which may be granted thereon and all reissues and extensions thereof, and all 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 I 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 **Sepracor, Inc.**, its successors, legal representatives and assigns, in accordance with the terms of this instrument.

AND I HEREBY covenant that I have full right to convey the entire interest herein assigned, and that I have not executed, and will not execute, any agreement in conflict herewith.

AND I HEREBY further covenant and agree that I will communicate to the said **Sepracor, Inc.**, its successors, legal representatives and assigns, any facts known to me 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 **Sepracor, Inc.**, 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 19 day of June, 1998.

Chris H. Senanayake
Chris Hugh Senanayake

STATE OF MASSACHUSETTS)
) SS:
COUNTY OF Middlesex)

On this 19th day of June, 1998, before me personally came **Chris Hugh Senanayake**, to me known and known to me to be the person of that name, who signed and sealed the foregoing instrument, and he acknowledged the same to be his free act and deed.

Julie D. Parker
Notary Public

JULIE D. PARKER
Notary Public
My Commission Expires May 14, 2004