FORM PTO-1595 (Rev. 6-93)

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U.S. DEPARTMENT OF COMMERCE

Patent and Trademark Office

## **SHEET**

SHEET		
MRD 7-13-98 100800958	Attorney Docket No.: 044137-5001-01	
To the Assistant Commissioner for Patents: Please record the attached original documents or copy thereof.	ATTN: BOX ASSIGNMENT	
1. Name of conveying party (ies):	2. Name and address of receiving party(ies):	
Kenneth A. KUDSK	Name: University of Tennessee Research Corporation	
Additional name(s) of conveying party(ies) attached?  Yes X No	Internal Address:	
3. Nature of conveyance:	Street Address: 1534 White Avenue, Suite 403	
X Assignment Merger Security Agreement Change of Name Other	City: Knoxville State: Tennessee Zip: 37996-1527  Additional name(s) & address(es) attached?	
Evacution Data: June 21 1008	_ Yes _X No	
Execution Date: June 21, 1998  Application number(s) or potent number(s):		
4. Application number(s) or patent number(s):  If this document is being filed together with a new application the e  A. Patent Application No.(s): 09/067,032	execution date of the application is:  B. Patent No.(s)	
Additional numbers attached:YesX No		
Name and address of party to whom correspondence concerning document should be mailed:	6. Total number of applications and patents involved: 1	
Name: Mr. Jeffrey A. Lindeman  Internal Address: Morgan, Lewis & Bockius LLP	7. Total fee (37 C.F.R §3 41):\$40.00 X Enclosed _ Authorized to be charged to deposit account 50-0310	
Street Address: 1800 M Street, N.W. City: Washington State: D.C. Zip: 20036	Deposit account number: 50-0310  Attach duplicate of page if paying by deposit account	
9. Statement and Signature		
-	nation is true and correct and any attached copy is a true copy of	
7/16/1998 PHENTEN A0000159 09067032  FC:581 Name of Person Signing40.00 0P	Signature July 13, 1998 Date	
Total number	of pages including cover sheet, attachments and documents: 2	

**PATENT** 

ATTORNEY DOCKET NO.: 44137-5001-01 SOLE/JOINT INVENTION (Worldwide Rights)

## **ASSIGNMENT**

WHEREAS I/We, the below named inventor(s), [hereinafter referred to as Assignor(s)], have made an invention entitled:

## REDUCTION OF IMPAIRMENT OF RESPIRATORY TRACT MUCOSAL IMMUNITY

for which I/WE executed an application for United States Letters Patent concurrently herewith; or filed an application for United States Letters Patent on <u>April 28, 1998</u>, (Serial No. \_\_\_\_\_\_); and

WHEREAS, <u>University of Tennessee Research Corporation</u>, a corporation of <u>Tennessee</u>, whose post office address is <u>1534 White Avenue</u>, <u>Suite 403. Knoxville. TN 37996-1527</u> (hereinafter referred to as Assignee), is desirous of securing the entire right, title, and interest in and to this invention, the application for United States Letters Patent on this invention and the Letters Patent to be issued upon this application;

NOW THEREFORE, be it known that, for good and valuable consideration the receipt of which from assignee is hereby acknowledged, I/WE, as assignor(s), have sold, assigned, transferred, and set over, and do hereby sell, assign, transfer, and set over unto the assignee, its lawful successors and assigns, MY/OUR entire right, title, and interest in and to this invention and this application, and all divisions, and continuations thereof, and all Letters Patent of the United States which may be granted thereon, and all reissues thereof; and I/WE hereby authorize and request the Commissioner of Patents and Trademarks of the United States to issue all Letters Patent for this invention to assignee, its successors and assigns, in accordance with the terms of this Assignment;

AND, I/WE HEREBY further covenant and agree that I/WE will, without further consideration, communicate with assignee, its successors and assigns, any facts known to ME/US respecting this invention and testify in any legal proceeding, sign all lawful papers when called upon to do so, execute and deliver all papers that may be necessary or desirable to perfect the title to this invention in said assignee, its successors and assigns, execute all divisional, continuation, and reissue applications, make all rightful oaths and generally do everything possible to aid assignee, its successors and assigns, to obtain and enforce proper patent protection for this invention in the United States, it being understood that any expense incident to the execution of such papers shall be borne by the assignee, its successors and assigns.

IN TESTIMONY WHEREOF, I/WE have hereunto set our hand(s).

Full Name of Sole or First Assignor Kenneth A. Kudsk	Assignor's Signature	Date 6 / 1/98
Address 956 Court Avenue, Suite E228 Memphis, Tennessee 38163		Citizenship U.S.A.

Morgan, Lewis & Bockius LLP

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PATENT REEL: 9353 FRAME: 0037