

10-28-1998

I hereby certify the
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with the U.S. Postal Service with
1 to: Assistant Commissioner for

Date:

7-1-97

By:

Leahun G. Gentry

DOCKET No.: 2475-0001

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF:

Rogers and Marrs

EXAMINER: Unknown

SERIAL No.: 08/800,108

ART UNIT: Unknown

FILED: February 13, 1997

ATTENTION: ASSIGNMENT BRANCHFOR: BENZOFURAZAN COMPOUNDS FOR
ENHANCING GLUTAMATERGIC SYNAPTIC
RESPONSESTransmittal for Recordation of AssignmentAssistant Commissioner for Patents
Washington, D.C. 20231

Sir: Attached please find an Assignment document for recordal.

1. The parties conveying this interest are:

Name 1: Gary A. Rogers
Name 2: Christopher M. Marrs

2. The rights are being conveyed to:

Name: Cortex Pharmaceuticals, Inc., [A DELAWARE CORPORATION]
Address: 15241 Barranca Parkway
Irvine, CA 92718

3. The accompanying document intends to accomplish: Assignment

4. Please address correspondence to:

Name: Dehlinger & Associates
Address: P.O. Box 60850
Palo Alto, CA 94306
Phone: (415) 324-0880

5. The attached Assignment was executed on: May 30, 1997

6. The attached document:

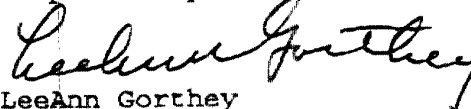
- ☒
- is in the English language.
-
- ☐
- is not in the English language and a verified
-
- English translation signed by the individual making
-
- the translation is attached.

7. This transmittal sheet identifies only one application.

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8. ☒ Attached is a check which includes the \$40.00 fee for recordal of the enclosed Assignment.
- ☐ Please charge the fee to Deposit Account No. 04-0531. A duplicate copy of the transmittal is provided.
- ☐ Enclosed is the transmittal letter which bears the original indication of payment and the control number assigned by the Assignment Branch.
9. Submitted herewith is:
- ☒ the original document
- ☐ a true copy of the original document.
10. Please return the recorded document to the address shown below.
11. 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.
12. Total number of pages, including cover sheet, attachments and document 5.
13. The Commissioner is authorized to charge any insufficiency in fee (or to credit any overpayment therein) relating to the instant communication to Deposit Account No. 04-0531.

Respectfully submitted,

LeeAnn Gorthey
Registration No. 37,337Date: 7-1-97

Correspondence Address:
Dehlinger & Associates
P.O. Box 60850
Palo Alto, CA 94306
Phone: (415) 324-0880

Attorney Docket 2475-0001

Assignment

THIS ASSIGNMENT, by Gary A. Rogers and Christopher M. Marrs, (hereinafter referred to as the Assignors), residing at Santa Barbara, California, and Foothill Ranch, California, respectively, witnesseth:

WHEREAS, the said Assignors have invented certain new and useful improvements in Benzofurazan Compounds for Enhancing Glutamatergic Synaptic Responses, set forth in an application for Letters Patent of the United States, bearing Serial No. 08/800,108 and filed on February 13, 1997;

WHEREAS, Cortex Pharmaceuticals, Inc., a corporation duly organized under and pursuant to the laws of Delaware, and having its principal place of business at 15241 Barranca Parkway, Irvine, California, 92718 (hereinafter referred to as the Assignee), is desirous of acquiring the entire right, title and interest in and to said inventions and said application for Letters Patent of the United States, and in and to any Letters Patent or Patents, United States or foreign, to be obtained therefor and thereon;

NOW, THEREFORE, for valuable consideration, the receipt of which is hereby acknowledged, the said Assignors have sold, assigned, transfer and set over, and by these presents does sell, assign, transfer and set over, unto the said Assignee, its successors, legal representatives and assigns, the entire right, title and interest in and to the above-mentioned inventions, application for Letters Patent, and any and all Letters Patent or Patents in the United States of America and all foreign countries which may be granted therefor and thereon, and in and to any and all divisions, continuations, and continuations-in-part of said application, or reissues or extensions of said Letters Patent or Patents, and all rights under the International Convention for the Protection of Industrial Property, the same to be held and enjoyed by the said Assignee, for its own use and behoof and the use and behoof of its successors, legal representatives and assigns, to the full end of the term or terms for which Letters Patent or Patents may be granted, as fully and entirely as the same would have been held and enjoyed by the Assignor, had this sale and assignment not been made.

AND, for the same consideration, the said Assignors hereby covenant and agree to and with the said Assignee, its successors, legal representatives and assigns, that, at the time of execution and delivery of these presents, the said Assignors are the joint and lawful owners of the entire right, title and interest in and to the said inventions and the application for Letters Patent above-mentioned, and that the same are unencumbered and that the said Assignors have good and full right and lawful authority to sell and convey the same in the manner herein set forth.

AND, for the same consideration, the said Assignors hereby covenant and agree to and with the said Assignee, its successors, legal representatives and

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assigns, that the said Assignors will, whenever counsel of the said Assignee, or the counsel of its successors, legal representatives and assigns, shall advise that any proceeding in connection with said inventions, or said application for Letters Patent, or any proceeding in connection with Letters Patent for said inventions in any country, including interference proceedings, is lawful and desirable, or that any division, continuation, or continuation-in-part of any application for Letters patent, or any reissue or extension of any Letters Patent, to be obtained thereon, is lawful and desirable, sign all papers and documents, take all lawful oaths, and do all acts necessary or required to be done for the procurement, maintenance, enforcement and defense of Letters Patent for said inventions, without charge to said Assignees, their successors, legal representatives and assigns, but at the cost and expense of the said Assignee, its successors, legal representatives and assigns.

AND, the said Assignors hereby request the Commissioner of Patents to issue said Letters Patent of the United States to the said Assignee as the assignee of said inventions and the Letters Patent to be issued thereon for the sole use and behoof of the said assignee, its successors, legal representatives and assigns.

Date: 5/30/97

Gary A. RogersDate: 5/30/97

Christopher M. Marrs

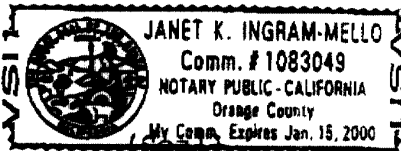
Attorney Docket 2475-0001

STATE OF CALIFORNIA

COUNTY OF Orange

on May 30, 1997 before me, Janet K. Ingram-Mello, Notary Public, personally appeared Gary A. Rogers, personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal.



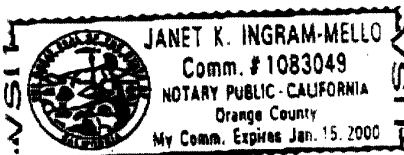
Janet K. Ingram-Mello
Signature

STATE OF CALIFORNIA

COUNTY OF Orange

on May 30, 1997 before me, Janet K. Ingram-Mello, Notary Public, personally appeared Christopher M. Marra, personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal.



(Seal)

Janet K. Ingram-Mello
Signature

Note: May be witnessed in lieu of notarization.

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