

08-31-1998



Patent Docket No. X-9170H
to record the attached original

To the Honorable Commissioner of Patents and Trademarks
documents or copy thereof:

100810662

1. Name of conveying party(ies):
 (a) Robin D.G. Cooper
 (a) Bret E. Huff
 (a) Thalia I. Nicas
 (a) John T. Quatroche
 (b) Michael J. Rodriguez
 (a) Nancy J. Snyder
 (a) Michael A. Staszak
 (a) Richard C. Thompson
 (a) Stephen C. Wilkie
 (a) Mark J. Zweifel

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

Name: Eli Lilly and Company
 Internal Address: Patent Division
 Street Address: Lilly Corporate Center
 City: Indianapolis State: IN Zip: 46285
 AUG 24

3. Nature of conveyance: **MRD 8-24-98**
 (x) Assignment () Merger
 () Security Agreement () Change of Name
 () Other _____
 Execution Date: (a) January 4, 1995
 (b) January 5, 1995

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

4. Application number(s) or patent Number(s):

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

A. Patent Application No.(s): 08/816,224
 B. Patent No.(s): _____

Additional Numbers attached () Yes (x) No

5. Name and address of party to whom correspondence concerning documents should be mailed:
 Cheryl Eyed
 Eli Lilly and Company
 Lilly Corporate Center
 Indianapolis, IN 46285

6. Total number of applications and patents involved: (1)

7. Total fee (37 CFR \$3.41) \$80.00
 (\$40.00 per assignment)
 () Enclosed
 (X) Authorized to be charged to deposit account

8. Deposit account number: 05-0840

DO NOT USE THIS SPACE

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.

 Kathleen R.S. Page
 Name of Attorney Signing
 Reg. No. 20,981

Kathleen R.S. Page
 Signature

Aug. 18, 1998
 Date

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

Certificate of Mailing

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

ELI LILLY AND COMPANY

BY *Quinda M. Dunbar* DATE *August 19, 1998*

Mail documents to be recorded with required cover sheet information to
 Commissioner of Patents & Trademarks, Box Assignments
 Washington, D.C. 20231

Washington, D.C. 20231

PATENT
 REEL: 9401 FRAME: 09

08/18/98
 08/18/98
 09-06667 050640
 40-40 CH
 08/28/1998 TTU11
 01 FT:561

ASSIGNMENT

WHEREAS I, Michael J. Rodriguez of the City of Indianapolis, County of Marion and the State of Indiana have made an invention which is the subject of an application for Letters Patent of the United States ("Application") entitled GLYCOPEPTIDE ANTIBIOTIC DERIVATIVES which has been executed by me on the 5th day of January, 1995; and

WHEREAS ELI LILLY AND COMPANY, an Indiana corporation having its principal place of business at Lilly Corporate Center, Indianapolis, Indiana 46285, wishes to acquire the entire interest in all inventions disclosed in such Application;


NOW, THEREFORE, in consideration of the sum of one dollar (\$1.00) and other good and valuable consideration, the receipt of which is hereby acknowledged, I hereby sell, assign, transfer and set over unto Eli Lilly and Company, its successors and assigns (collectively "Lilly") my entire right, title and interest in, to and under the Application, including all priority rights for other countries arising therefrom, all inventions therein disclosed, and any and all Letters Patent of the United States and of all other countries which may be granted for such inventions, or any of them, all such inventions and all rights in such Application and Letters Patent to be held and enjoyed by Lilly for its own use and enjoyment to the full end of the term or terms for which such Letters Patent may be granted, as fully and entirely as the same would have been held and enjoyed by me had this assignment and sale not been made.

I authorize and request the Commissioner of Patents and Trademarks of the United States to issue any such Letters Patent which may be granted on this Application to Lilly as assignee of the entire right, title and interest therein and thereto.

For myself and for my legal representatives, I covenant and agree with Lilly that I have not granted to any others any license to make, use or sell any of such inventions, that my right, title and interest in such inventions has not been encumbered, that I have good right and title to sell and assign the same, and that I will not execute any instrument in conflict herewith.

For myself and for my heirs, successors and legal representatives, I further covenant and agree with Lilly that upon request I and they will: (i) execute continuing, divisional, or reissue applications, amended specifications, or rightful declarations or oaths; (ii) communicate to Lilly any facts known to me or them relating to such inventions or the history thereof; (iii) execute preliminary statements and testify in any interference proceedings or litigation; (iv) execute and deliver any application papers, assignments, or other instruments; and (v) do all other acts which, in the opinion of counsel for Lilly, may be necessary or desirable to secure the grant of Letters Patent to Lilly or its nominees, in the United States and in all other countries where Lilly may desire to have such inventions, or any of them, patented, with specifications and claims in such form as shall be approved by counsel for Lilly and to vest and confirm in Lilly or its nominees the full and complete legal and equitable title to all such Letters Patent, without further consideration than that now paid but at the expense of Lilly.

IN WITNESS WHEREOF I have executed this assignment on the 5th day of January, 1995.

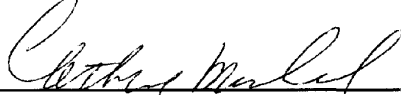


Michael J. Rodriguez

UNITED STATES OF AMERICA

STATE OF INDIANA)
) ss: January 5, 1995
COUNTY OF MARION)

Before me, a Notary Public for Johnson County, State of Indiana, personally appeared Michael J. Rodriguez and acknowledged the execution of the foregoing instrument this 5th day of January, 1995.



Notary Public

My commission expires:
Oct. 21, 1996

CATHERINE MICHEL
MY COMMISSION EXPIRES
OCTOBER 21, 1996
RESIDENT OF JOHNSON COUNTY
PATENT

ASSIGNMENT

WHEREAS we, Robin D.G. Cooper, Thalia I. Nicas, John T. Quatroche, Michael J. Rodriguez, Michael A. Staszak, Stephen C. Wilkie, and Mark J. Zweifel, all of the City of Indianapolis, County of Marion and State of Indiana, and Bret E. Huff of the City of Mooresville, County of Morgan, Nancy J. Snyder of the City of Charlottesville, Indiana, County of Hancock, and Richard C. Thompson of the City of Frankfort, County of Clinton, and the State of Indiana

have made an invention which is the subject of an application for Letters Patent of the United States ("Application") entitled GLYCOPEPTIDE ANTIBIOTIC DERIVATIVES

which has been executed by us on the 4th day of January, 1995; and

WHEREAS ELI LILLY AND COMPANY, an Indiana corporation having its principal place of business at Lilly Corporate Center, Indianapolis, Indiana 46285, wishes to acquire the entire interest in all inventions disclosed in such Application;

NOW, THEREFORE, in consideration of the sum of one dollar (\$1.00) and other good and valuable consideration, the receipt of which is hereby acknowledged, we hereby sell, assign, transfer and set over unto Eli Lilly and Company, its successors and assigns (collectively "Lilly") our entire right, title and interest in, to and under the Application, including all priority rights for other countries arising therefrom, all inventions therein disclosed, and any and all Letters Patent of the United States and of all other countries which may be granted for such inventions, or any of them, all such inventions and all rights in such Application and Letters Patent to be held and enjoyed by Lilly for its own use and enjoyment to the full end of the term or terms for which such Letters Patent may be granted, as fully and entirely as the same would have been held and enjoyed by us had this assignment and sale not been made.

We authorize and request the Commissioner of Patents and Trademarks of the United States to issue any such Letters Patent which may be granted on this Application to Lilly as assignee of the entire right, title and interest therein and thereto.

For ourselves and for our legal representatives, we covenant and agree with Lilly that we have not granted to any others any license to make, use or sell any of such inventions, that our right, title and interest in such inventions has not been encumbered, that we have good right and title to sell and assign the same, and that we will not execute any instrument in conflict herewith.

For ourselves and for our heirs, successors and legal representatives, we further covenant and agree with Lilly that upon request we and they will: (i) execute continuing, divisional, or reissue applications, amended specifications, or rightful declarations or oaths; (ii) communicate to Lilly any facts known to us or them relating to such inventions or the history thereof; (iii) execute preliminary statements and testify in any interference proceedings or litigation; (iv) execute and deliver any application papers, assignments, or other instruments; and (v) do all other acts which, in the opinion of counsel for Lilly, may be necessary

or desirable to secure the grant of Letters Patent to Lilly or its nominees, in the United States and in all other countries where Lilly may desire to have such inventions, or any of them, patented, with specifications and claims in such form as shall be approved by counsel for Lilly and to vest and confirm in Lilly or its nominees the full and complete legal and equitable title to all such Letters Patent, without further consideration than that now paid but at the expense of Lilly.

IN WITNESS WHEREOF we have executed this assignment on the 4th day of January, 1995.

Robin D.G. Cooper

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Bret E. Huff

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Stephen C. Wilkie

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Mark J. Zweifel

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UNITED STATES OF AMERICA

STATE OF INDIANA)
) ss: January 4, 1995
COUNTY OF MARION)

Before me, a Notary Public for Johnson County, State of Indiana, personally appeared Robin D.G. Cooper, Bret E. Huff, Thalia I. Nicas, John T. Quatroche, Nancy J. Snyder, Michael A. Staszak, Richard C. Thompson, Stephen C. Wilkie, and Mark J. Zweifel and acknowledged the execution of the foregoing instrument this 4th day of January, 1995.

Catherine Michel

Notary Public
CATHERINE MICHEL
MY COMMISSION EXPIRES
OCTOBER 21, 1996
RESIDENT OF JOHNSON COUNTY

My commission expires:
Oct. 21, 1996