

REC

01-08-1999



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To the Honorable Commissioner of Patents

Original documents or copy thereof.

1. Name of conveying party(ies):

Andrea LEONE-BAY, Koc-Kan HO, Donald J. SARUBBI,
and Sam J. MILSTEIN

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

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

Name: **EMISPHERE TECHNOLOGIES, INC.**

Internal Address:

Street Address: **765 Old Saw Mill River Road**

City: **Tarrytown State: New York Zip: 10591**

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

3. Nature of conveyance: **MRD 12-18-98**

- Assignment Merger
- Security Agreement Change of Name

Other **PLEASE CORRECT THE ADDRESS "15 SKYLINE DRIVE HAWTHORNE, NEW YORK" to --765 OLD SAW MILL RIVER ROAD TARRYTOWN, NEW YORK-- PREVIOUSLY RECORDED 7/7/97, AT REEL/FRAE: 8624/0230.**

Execution Date 6/30/97, 6-23-97, 6-30-97

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)

08/798,033

B. Patent No.(s)

Additional numbers attached? Yes No

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

Name: Darby & Darby P.C.

Internal Address:

Street Address: 805 Third Avenue, 27th Floor

City: New York State: New York Zip: 10022-7513

12/23/1998 SBURNS 00000024 08798033

6. Total number of applications and patents involved:

1

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

Enclosed

Authorized to be charged to deposit account

8. Deposit account number:

04-0100

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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.

Joseph R. Robinson
Name of Person Signing

Signature
Reg. No. 33,448

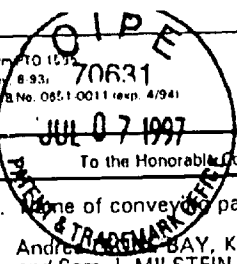
October 29, 1998
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7

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Form TO 1035
(Rev. 8-93)
UNB No. 0851-0011 (exp. 4/94)



08-08-1997



100505663

3 SHEET

U.S. DEPARTMENT OF COMMERCE
Patent and Trademark Office

.Y

Attached original documents or copy thereof.

1. Name of conveying party(ies):
Andre ~~ROSEN~~ BAY, Koc-Kan HO, Donald J. SARUBBI,
and Sam J. MILSTEIN

MRW 7-7-97

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

3. Nature of conveyance:
 Assignment Merger
 Security Agreement Change of Name
 Other

Execution Dates:
June 20, 1997; June 23, 1997; and June 30, 1997

2. Name and address of receiving party(ies):
Name: EMISPHERE TECHNOLOGIES, INC.
Internal Address:

Street Address: 15 Skyline Drive

City: Hawthorne State: New York Zip: 10032

Additional name(s) & address(es) attached? Yes 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)
08/798,023

B. Patent No.(s)

Additional numbers attached? Yes No

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

Internal Address:

Street Address: 805 Third Avenue, 27th Floor

City: New York State: New York Zip: 10022-7513

6. Total number of applications and patents involved: 1

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04-0100

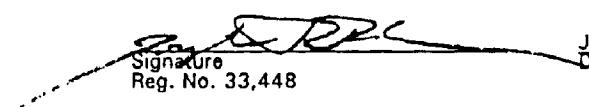
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08/01/1997 JTIPPETT 00000013 08798023
04 FC:581 40.00 DP

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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.

Joseph R. Robinson
Name of Person Signing


Signature
Reg. No. 33,448

July 3, 1997
Date

Total number of pages including cover sheet, attachments, and document: 7

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Washington, D.C. 20231

MA119461180351C81769

PATENT
REEL: 9446 FRAME: 0961

ASSIGNMENT

Andrea LEONE-BAY, a citizen of the United States of America, residing at 20 Woodland Way, Ridgefield, Connecticut 06877;

Koc-Kan HO, a citizen of Macao, residing at 104 Pheasant Run, Monmouth Junction, New Jersey 08852;

Donald J. SARUBBI, a citizen of the United States of America, residing at 48 Lawton Lane, Bronxville, New York 10708; and

Sam J. MILSTEIN, a citizen of the United States of America, residing at 15 Beechtree Drive, Larchmont, New York 10538,

hereinbelow called "Assignors", have made a certain invention in

COMPOUNDS AND COMPOSITIONS FOR DELIVERING ACTIVE AGENTS

described in the specification executed by us on even date herewith which application was filed in the U.S. Patent and Trademark Office on February 6, 1997; under Serial No. 08/798,023 ; and

WHEREAS, EMISPHERE TECHNOLOGIES, INC., a corporation organized and existing under and by virtue of the laws of the State of New York, and having offices and doing business at 15 Skyline Drive, Hawthorne, New York 10532 and elsewhere, hereinbelow called "Assignee", is desirous of securing the entire right, title and interest in and to the said invention, application and Letters Patent, when granted, and in and to any divisions, divisions, continuations, improvements, reissues or extensions that may be made or granted thereon;

NOW, THEREFORE, BE IT KNOWN that for and in consideration of the sum of One Dollar (\$1.00) to us in hand paid by the said Assignee, and other good and valuable consideration, the receipt of all of which is hereby acknowledged, we, the said Assignors have sold, assigned, transferred and set over, and by these presents do hereby sell, assign, transfer and set over unto the said Assignee, its successors and assigns, the entire right, title and interest throughout the world in and to the said invention, application and Letters Patent, when granted, and in and to any divisions, continuations, improvements, reissues or extensions that may be made or granted on any of them.

TO HAVE AND TO HOLD the same to the full end of the term or terms for which said Letters Patent may be granted, as fully and completely as the same might be held by us had this sale and assignment not been made.

Dated: 6/21/99

Donald J. Sarubbi
Donald J. SARUBBI, Inventor

Dated: 6/23/99

Sam J. Milstein
Sam J. MILSTEIN, Inventor

ASSIGN. 14

M:\CB\MISCELL\ACB1419

- 3 -

ASSIGNMENT

Andrea LEONE-BAY, a citizen of the United States of America, residing at 20 Woodland Way, Ridgefield, Connecticut 06877;

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NOW, THEREFORE, BE IT KNOWN that for and in consideration of the sum of One Dollar (\$1.00) to us in hand paid by the said Assignee, and other good and valuable consideration, the receipt of all of which is hereby acknowledged, we, the said Assignors have sold, assigned, transferred and set over, and by these presents do hereby sell, assign, transfer and set over unto the said Assignee, its successors and assigns, the entire right, title and interest throughout the world in and to the said invention, application and Letters Patent, when granted, and in and to any divisions, continuations, improvements, reissues or extensions that may be made or granted on any of them;

TO HAVE AND TO HOLD the same to the full end of the term or terms for which said Letters Patent may be granted, as fully and completely as the same might be held by us had this sale and assignment not been made.

For the consideration aforesaid, we hereby covenant and agree to and with the said Assignee, its successors and assigns, that whenever its counsel or representative, or the counsel or representative of its successors or assigns, shall advise that an amendment to, or a division of, or any other proceeding or action in connection with said application or invention, including interference proceedings, is lawful and desirable, or that a reissue or continuation or extension of said Letters Patent is lawful and desirable, we will sign all papers and drawings, take all rightful oaths and affidavits, and do all acts necessary or required to be done for the procurement of valid Letters Patent for said invention, or for the reissue or continuation or extension of the same, and will do all acts necessary or required to secure to the said Assignee, its successors, and assigns, the title to and full benefit of all rights hereby assigned, without charge to said Assignee or its successors or assigns, but at its or their expense;

AND the Commissioner of patents and Trademarks is requested to issue the said Letters Patent, when granted, in accordance with this sale and assignment.

For the consideration aforesaid, we have sold, assigned, transferred and set over and by these presents do sell, assign, transfer and set over unto the said Assignee, its successors and assigns, or the nominees of any of them, the entire right, title and interest in and to any and all Letters Patent for said invention, which may be granted in countries foreign to the United States, and in and to any applications for Letters Patent, which may be filed for said invention in countries foreign to the United States, and in and to the invention described in said applications; and we hereby authorize and empower said Assignee and its successors, assigns or nominees, to apply for Letters Patent or other form of protection on said invention in its own name or in the name of its successors, assigns or nominees, in any or all countries where it may desire to file such application, and where said application may be filed by another than the inventor; and we hereby covenant and agree to sign all papers and drawings, take all rightful oaths, execute all rightful affidavits, and do all acts necessary or required to be done for the procurement and maintenance of Letters Patent or other form of protection for said invention in countries foreign to the United States, and for further investing or confirming the right and title thereto in the Assignee, its successors, assigns or nominees, without charge to said Assignee, its successors, assigns or nominees, but at its or their expense.

I declare under penalty of perjury under the laws of the United States of America that I have signed this document as my own free act and that all of the foregoing is true and correct.

Dated: _____

Andrea LEONE-BAY, Inventor

Dated: 06/30/97

Koc-Kan HO
Koc-Kan HO, Inventor

Dated: _____

Donald J. SARUBBI, Inventor

Dated: _____

Sam J. MILSTEIN, Inventor

ASSIGN.14

MACBMISCELLA/CBI419

- 3 -

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UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
ASSISTANT SECRETARY AND COMMISSIONER
OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

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AUGUST 26, 1997

PTAS



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DARBY & DARBY P.C.
JOSEPH R. ROBINSON
805 THIRD AVENUE, 27TH FLOOR
NEW YORK, NY 10022-7513

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RECORDATION DATE: 07/07/1997

REEL/FRAME: 8624/0230
NUMBER OF PAGES: 7

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:

LEONE-BAY, ANDREA

DOC DATE: 06/20/1997

ASSIGNOR:

HO, KOC-KAN

DOC DATE: 06/30/1997

ASSIGNOR:

SARUBBI, DONALD J.

DOC DATE: 06/21/1997

ASSIGNOR:

MILSTEIN, SAM J.

DOC DATE: 06/23/1997

ASSIGNEE:

EMISPHERE TECHNOLOGIES, INC.

~~15 SKYLINE DRIVE~~

~~HAWTHORNE, NEW YORK 10532~~

SERIAL NUMBER: 08798023

PATENT NUMBER:

FILING DATE: 02/06/1997

ISSUE DATE:

765 Old Saw Mill River Road
TARRYTOWN, NEW YORK 10591

MAYA BENNETT, EXAMINER
ASSIGNMENT DIVISION
OFFICE OF PUBLIC RECORDS