

10-16-1998

Patent Case No. 19462CA



U.S. DEPARTMENT OF COMMERCE  
PATENT AND TRADEMARK OFFICE

100851797

/ER SHEET

TO THE HONORABLE COMMISSIONER OF PATENTS AND TRADEMARKS:  
PLEASE RECORD THE ATTACHED ORIGINAL DOCUMENTS OR COPY THEREOF.

1. Name(s) of Conveying party(ies):  
ROGER BERLIN AND THOMAS SIMON

OPERATIVE

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

2. Nature of conveyance: I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231, on the date appearing below.  
 Assignment  
 Merger  
 Security Agreement  
 Change of Name  
 Other:  
*By John A. Zakayev Date 10-5-98*

3. Name and address of receiving party(ies):  
Name: MERCK & CO., INC.  
Internal Address: RY60-30  
Street Address: P.O. Box 2000  
City & State: RAHWAY, NEW JERSEY  
Zip: 07065-0907

Execution Date: Jul 25, 1995 Aug 1, 1995

*MRO 10-8-98*

Additional name(s) & addresses attached?  Yes  No

4. Application number(s) or patent number(s) are as follows:

(a) Patent Application No(s). 08/459,182, filed on Jun 2, 1995, and titled:  
A METHOD FOR PREVENTING HEARTBURN

(b) If this document is being filed together with a new application, the execution date of the application:  
Additional numbers attached?  Yes  No

5. Name & address of party to whom correspondence concerning documents should be mailed:

Name: RICHARD S. PARR  
Internal Address: PATENT DEPARTMENT  
MERCK & CO., INC.  
P.O. BOX 2000 -- RY60-30  
City & State: RAHWAY, N.J. Zip: 07065-0907

6. Total no. of applications & patents involved:  
7. Total fee (37 CFR 3.41).....\$ 40.00

Enclosed  
 The Commissioner is hereby authorized to charge deposit account number 13-2755 for any fees which may be required or to credit any overpayment.

10/14/1998 JSH/BAZZ 00000199 132755 08459182 DO NOT USE THIS SPACE

01 FC:581 40.00 CH

8. 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.

RICHARD S. PARR Reg. No. 32,586 *Rick Parr* 10/5/98  
Name of Person Signing Signature Date

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

Do Not Detach This Portion

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

Public burden reporting for this sample cover sheet is estimated to average about 30 minutes per document to be recorded, including time for reviewing the document and gathering the data needed, and completing and reviewing the sample cover sheet. Send comments regarding this burden estimate to the U.S. Patent and Trademark Office, Office of Information Systems, PK2-1000C, Washington, D.C. 20231, and to the Office of Management and Budget, Paperwork Reduction Project (0651-0011), Washington, D.C. 20503.

Rev. 8/5/93

PATENT  
REEL: 9504 FRAME: 0711

**ASSIGNMENT AND AGREEMENT**

For value received, we, **ROGER BERLIN AND THOMAS SIMON**

of 519 MULBERRY LANE, HAVERFORD, PENNSYLVANIA 19041; AND 502 DAVENTRY ROAD, BERWYN, PENNSYLVANIA 19312,

hereby sell, assign and transfer to MERCK & CO., Inc., a corporation of the State of New Jersey, having an office at Lincoln Avenue, City of Rahway, State of New Jersey, and its successors, assigns and legal representatives, the entire right, title and interest, for all countries, in and to certain inventions relating to

**A METHOD FOR PREVENTING HEARTBURN**

described in an application for Letters Patent of the United States, executed by each of us on even date herewith, or executed on the date shown in the Declaration and Power of Attorney relating to said application, and all the rights and privileges, including any and all benefits under the International Convention for the Protection of Industrial Property and related treaties, under any and all Letters Patents which may be granted in any foreign country, and under any and all extensions, divisionals, reissues and continuations of said Letters Patents.

We request that any and all Patents for said inventions be issued to said assignee, its successor, assigns and legal representatives, or to such nominees as it may designate.

We agree that, when requested, we will, without charge to said assignee but at its expense, sign all papers, take all rightful oaths, and do all acts which may be necessary, desirable or convenient for securing and maintaining Patents for said inventions in any and all countries and for vesting title thereto in said assignee, its successors, assigns and legal representatives or nominees.

We covenant with said assignee, its successors, assigns and legal representatives, that the rights and property herein conveyed are free and clear of any encumbrance, and that we have full right to convey the same as herein expressed.

We hereby authorize our attorney, RICHARD S. PARR or an attorney with Power of Attorney in this application, of the said MERCK & CO., Inc., to insert **Serial No.**, and **Filing Date** of said application(s) when known.

Signed at Blue Bell this 25 day of JULY, 1995

Thomas Simon  
THOMAS SIMON

ASSIGNMENT AND AGREEMENT

Signed at Madison, NJ this 1st day of August, 1995

[Signature]  
\_\_\_\_\_  
ROGER BERLIN  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

COMMONWEALTH OF PENNSYLVANIA }  
County of MONTGOMERY } SS.

Personally appeared before me the above-named THOMAS SIMON

to me known and known to me to be the person(s) who executed the foregoing instrument and acknowledged said instrument to be their free act and deed this 23<sup>rd</sup> day of JULY, 1995

[Signature]  
Notary Public

Notarial Seal  
Virginia L. Civello, Notary Public  
Whitpain Twp., Montgomery County  
My Commission Expires Nov. 23, 1998  
Member, Pennsylvania Association of Notaries

STATE OF NEW JERSEY }  
County of Somerset } SS.

Personally appeared before me the above-named ROGER BERLIN

to me known and known to me to be the person(s) who executed the foregoing instrument and acknowledged said instrument to be their free act and deed this 1<sup>st</sup> day of August, 1995

[Signature]  
Notary Public

LOUI A. SALAFY  
NOTARY PUBLIC OF NEW JERSEY  
MY COMMISSION EXPIRES JANUARY 11, 1998