



100852412

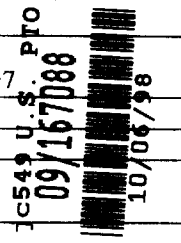
To the Honorable Commissioner of Patents and Trademarks. Please record the attached original documents or copy thereof.

1. Name of conveying party(ies):  
 Fred D. Finkelman  
 Suzanne C. Morris

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

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

Internal Address: Box 67089, Wherry G7



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

Execution Date: \_\_\_\_\_

Street Address 3223 Eden Avenue

City: Cincinnati State: OH ZIP: 45267

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

4. Application number(s) or patent number(s): 09,167,088  
 If this document is being filed together with a new application, the execution date of the application is: \_\_\_\_\_

A Patent Application No.(s)  
(60/061,167)  
60,061,167

B. Patent No.(s)

Additional numbers attached? Yes  No

5. Name and address of party to whom correspondence Concerning document should be mailed:  
 Name: Steven J. Goldstein, Esq.

Internal Address: FROST & JACOBS LLP

Street Address: 2500 PNC CENTER  
201 East Fifth Street

City: Cincinnati State: OH ZIP: 45202

6. Total number of applicants and patents involved: 3

7. Total fee (37 CFR 3.41)... \$ \_\_\_\_\_  
 Enclosed  
 Authorized to be charged to deposit account

8. Deposit Account Number 06-2226

(Attach duplicate copy of this page if paying by deposit count)

DO NOT USE THIS SPACE

10/14/1998 HPEDPLES 00000035 09167088  
 03 FC:561  
 40.00 BP

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.*

STEVEN J. GOLDSTEIN 28,079 Signature 6 Oct. 1998  
 Name of Person Signing, Registration Number Date

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

## ASSIGNMENT OF INVENTION AND PATENTS

WHEREAS, we, **Fred D. Finkelman**, in the County of Hamilton, and State of Ohio, and **Suzanne C. Morris** in the County of Warren, and State of Ohio, (hereinafter referred to as "ASSIGNORS"), have invented "**METHODS FOR MEASURING IN VIVO CYTOKINE PRODUCTION**," for which an application for Letters Patent of the United States, and which an application was filed on October 6, 1997, and assigned Serial No. 60/061,167; and

WHEREAS, **THE UNIVERSITY OF CINCINNATI**, a non-profit corporation duly organized and existing under the laws of the State of Ohio (hereinafter referred to as "ASSIGNEE"), is desirous of acquiring the entire interest in and to the subject matter disclosed in said application and to all patents issued or to be issued thereon:

NOW, THEREFORE, in consideration of good and valuable consideration, the receipt of which is hereby acknowledged, we, the said ASSIGNORS, hereby sell, assign, and transfer and set over, unto the said ASSIGNEE, its successors, legal representatives and assigns, the entire right, title and interest in, to and under the said invention, and the said United States application and all regular applications, divisions, renewals, and continuations thereof, and all Patents of the United States which may be granted thereon and all reissues, reexaminations and extensions thereof; and all applications for industrial property protection, including, without limitation, all applications for patents, utility models, and designs which may hereafter be filed for said invention in any country or countries foreign to the United States, together with the right to file such applications and the right to claim for the same the priority rights derived from said United States application under the Patent Laws of the United States, the International Convention for the Protection of Industrial Property, the International Patent Cooperative Union, the European Patent Convention, the Common Market Convention, or any other international agreement or the domestic laws of the country in which any such application is filed, as may be applicable; and all forms of industrial property protection, including, without limitation, patents, utility models and designs, which may be granted for said invention in any country or countries foreign to the United States and all extensions, renewals, reexaminations and reissues thereof;

ASSIGNORS HEREBY authorize and request the Commissioner of Patents and Trademarks of the United States, and any Official of any country or countries foreign to the United States, whose duty it is to issue patents or other evidence or forms of industrial property protection on applications as aforesaid, to issue the same to the said ASSIGNEE, its successors, legal representatives and assigns, in accordance with the terms of this instrument.

We, the said ASSIGNORS, HEREBY covenant and agree that we have full right to convey the entire interest herein assigned, and that we have not executed, and will not execute, any agreement in conflict herewith.

ASSIGNORS HEREBY grant **Steven J. Goldstein**, Registration No. 28,079; **Edwin R. Acheson**, Registration No. 31,808; **Gibson R. Yungblut**, Registration No. 20,581; **David E. Schmit**, Registration No. 28,472; **Ann G. Robinson**, Registration No. 39,820; **Rita Mirman**, Registration No. 40,093; **Rustan J. Hill**, Registration No. 37,351; **Kevin S. Sprecher**, Registration No. P-42,165; and **Sean P. Hodge**, Registration No. P-41,842; c/o **Frost & Jacobs LLP**, 2500 PNC Center, 201 East Fifth Street, Cincinnati, Ohio 45202, the power to insert in this Assignment any further identification or information which may be necessary or desirable in order to comply with the rules of the United States Patent and Trademark Office for recordation of this document.

ASSIGNORS HEREBY further covenant and agree to communicate to the said ASSIGNEE, its successors, legal representatives and assigns, any facts known respecting said invention, and testify in any legal proceeding, sign all lawful papers, execute all divisional, continuing, reissue, reexamination and foreign applications, make all rightful oaths, and generally do everything possible to aid the said ASSIGNEE, its successors, legal representatives and assigns, to obtain and enforce proper protection for said invention in all countries.

Witness my hand this 5 day of October, 1998.

Fred D. Finkelman  
Fred D. Finkelman  
Inventor

STATE OF Ohio )  
COUNTY OF HAMILTON ) SS:

On this 5<sup>th</sup> day of October 1998, before me personally appeared Ahmed Adel Sakr, to me known and known by me to be the above named individual, who duly acknowledged the signing of the foregoing instrument to be a voluntary act and deed and who executed the same for the uses and purposes therein specified.



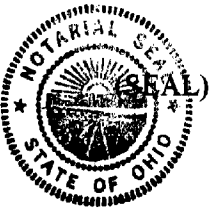
Stephen R. Albainy-Jenei  
Stephen R. Albainy-Jenei, Attorney-at-Law  
Notary Public, State of Ohio. RC§147.03. Notary Public  
My Commission Has No Expiration.

Witness my hand this 5 day of October, 1998.

Suzanne C. Morris  
Suzanne C. Morris  
Inventor

STATE OF OHIO )  
COUNTY OF HAMILTON ) SS:

On this 5<sup>th</sup> day of October, 1998, before me personally appeared Walid Abdel-Azim Habib, to me known and known by me to be the above named individual, who duly acknowledged the signing of the foregoing instrument to be a voluntary act and deed and who executed the same for the uses and purposes therein specified.



Stephen R. Albainy-Jenei  
Stephen R. Albainy-Jenei, Attorney-at-Law  
Notary Public, State of Ohio. RC§147.03. Notary Public  
My Commission Has No Expiration.