

12-13-1998



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TO: Commissioner of Patents and Trademarks: Please record the attached original document(s) or copy(ies).

## Submission Type

- ☐ New
- ☐ Resubmission (Non-Recordation)

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☐ Correction of PTO Error

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## Conveyance Type

☒ Assignment ☐ Security Agreement

☐ License ☐ Change of Name

☐ Merger ☐ Other

## U.S. Government

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☐ Departmental File ☐ Secret File

## Conveying Party(ies)

☐ Mark if additional names of conveying parties attached

Name  Aberlyn Capital Management Limited Partnership

Execution Date  
Month Day Year

07/23/1998

Name

/  /

Name

/  /

Name

/  /

Name

/  /

## Receiving Party

☐ Mark if additional names of receiving parties attached

Name (line 1)  BioQuest Venture Leasing Partnership L.P.

☐ If document to be recorded is an assignment and the receiving party is not domiciled in the United States, an appointment of a domestic representative is attached. (Designation must be a separate document from Assignment)

Name (line 2)

Address (line 1)  32 Loockerman Square

Address (line 2)  Suite L-100

Address (line 3)  Dover  Delaware/U.S.A.  19901

City

State/Country

Zip Code

## Domestic Representative Name and Address

Enter for the first Receiving Party only.

Name

Address (line 1)

Address (line 2)

Address (line 3)

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Mail documents to be recorded with required cover sheet(s) information to:  
Box Assignment, Commissioner of Patents and Trademarks, Washington, D.C. 20231

PATENT  
REEL: 9638 FRAME: 0068

## Correspondent Name and Address

Area Code and Telephone Number (603) 643-9233

Name Roy H.L. Pang, Ph.D.

Address (line 1) Bio-Invest Holding Company, Inc.

Address (line 2) 15 Partridge Road

Address (line 3) Etna, NH 03750

Address (line 4)

Pages Enter the total number of pages of the attached conveyance document including any attachments.

3

## Application Number(s) or Patent Number(s)

☐ Mark if additional numbers attached

Enter either the Patent Application Number or the Patent Number (DO NOT ENTER BOTH numbers for the same property).

## Patent Application Number(s)

08/218,154

## Patent Number(s)

4,892,734

4,748,024

## Patent Cooperation Treaty (PCT)

Enter PCT application number  
only if a U.S. Application Number  
has not been assigned.

PCT

PCT

PCT

PCT

PCT

PCT

## Number of Properties

Enter the total number of properties involved.

# 3

## Fee Amount

Fee Amount for Properties Listed (37 CFR 3.41):

\$ 120.00

Method of Payment: Enclosed x

Deposit Account ☐

Deposit Account

(Enter for payment by deposit account or if additional fees can be charged to the account)

Deposit Account Number

Authorization to charge additional fees:

Yes ☐ No ☐

## 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. Charges to deposit account are authorized, as indicated herein.*

Roy H.L. Pang, Ph.D.

Name of Person Signing

Signature

December 10, 1998

Date

**ASSIGNMENT OF**  
**PATENT AND INTELLECTUAL PROPERTY RIGHTS**

WHEREAS, ABERLYN CAPITAL MANAGEMENT LIMITED PARTNERSHIP, a Delaware limited partnership located and doing business at Bay Colony Corporate Center, 1000 Winter Street, Waltham, MA 02451, is the owner of certain Patent and Intellectual Property Rights, namely, all rights, title and interest in and to the Patent and Intellectual Property Rights, together with the inventions and the United States Letters Patent with respect thereto, namely, Patent No. 4,892,734, Patent No. 4,748,024 and U.S. Patent Application Serial No. 08/218,154.

WHEREAS, BIOQUEST VENTURE LEASING PARTNERSHIP L.P., its successors, legal representatives and assigns, a Delaware Limited Partnership having an address of its registered office of the limited partnership in Delaware at 32 Loockerman Square, Suite L-100, Dover, Delaware 19901, is desirous of acquiring said Patent and Intellectual Property Rights:

NOW, THEREFORE, in consideration of and in exchange for the sum of One Dollar (\$1.00) for each of the three above identified Letters Patent and Patent Application; and other valuable consideration, the receipt of which is hereby acknowledged, said ABERLYN CAPITAL MANAGEMENT LIMITED PARTNERSHIP does hereby sell, assign, transfer and set over and by these presents does hereby sell, assign, transfer and set over unto the said BIOQUEST VENTURE LEASING PARTNERSHIP L.P., its successors, legal representatives and assigns, the entire right, title and interest in, to and under the said Patent and Intellectual Property Rights and the inventions and the United States Letters Patents with respect thereto, specifically United States Patent Nos. 4,892,734 and 4,748,024, and U.S. Patent Application Serial No. 08/218,154, all divisions and continuations thereof, including all reissues and extensions, and all rights attendant thereto, together with all know-how owned by ABERLYN CAPITAL MANAGEMENT LIMITED PARTNERSHIP which is

used in connection with the manufacture of products made according to technology set forth in such patents and the said invention recited therein; including any United States applications and all 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, 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;

IN WITNESS WHEREOF, ABERLYN CAPITAL MANAGEMENT LIMITED PARTNERSHIP has caused this Assignment to be executed as of this 23<sup>rd</sup> day of July, 1998.

ABERLYN CAPITAL MANAGEMENT  
LIMITED PARTNERSHIP  
By its: General Partner  
Aberlyn Capital Management Co., Inc.

By: Diana M. Spano  
Name: Diana M. Spano  
Its: V.P. & COO

STATE OF MASSACHUSETTS )  
 ) SS:  
COUNTY OF MIDDLESEX )

On the 23<sup>rd</sup> of JULY, 1998, before me personally appeared DIANA M. SPANO, personally known to me as the VICE PRESIDENT & COO of ABERLYN CAPITAL MANAGEMENT CO., INC., who, being duly sworn, depose and say that he/she is the party executing the foregoing instrument and acknowledged that instrument to be his/her free act and deed.

Michelle Petter Jordan  
Notary Public

My Commission expires: MARCH 11, 2005