

01-08-1999

FORM PTO-1595 (Modified)  
(Rev. 6-93)  
OMB No. 0651-0011 (exp. 4/94)  
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P08A/REV02

HEET

U.S. DEPARTMENT OF COMMERCE  
Patent and Trademark Office



100937538

Tab settings

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

1 Name of conveying party(ies):

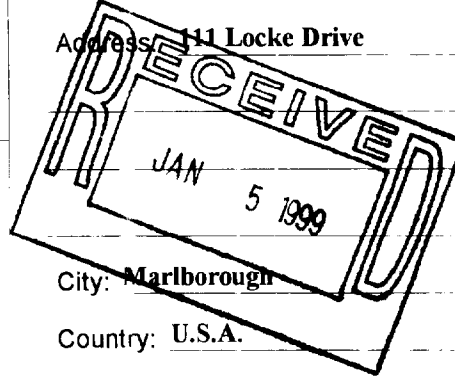
James Wallace Hilborn  
Alex Roger Jurgens  
Chris Hugh Senanayake

*MED*  
*1-5-99*

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

Name Sepracor, Inc.

Address 111 Locke Drive



City: Marlborough

State/Prov.: MA

Country: U.S.A.

ZIP: 01752

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

3. Nature of conveyance:

- Assignment  Merger
- Security Agreement  Change of Name
- Other

Execution Date: 8/5/98; 8/5/98; 7/29/98

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

4. Application number(s) or registration numbers(s):

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

Patent Application No.	Filing date
<u>09/102,418</u>	<u>June 22, 1998</u>

B. Patent No.(s)

Additional numbers attached?  Yes  No

*YOE*

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

Name: Philip E. Hansen, Heslin & Rothenberg, P.C.  
Registration No. 32,700  
Address: 5 Columbia Circle

City: Albany State/Prov.: NY  
Country: U.S.A. ZIP: 12203

6. Total number of applications and patents involved: 1

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

- Enclosed - Any excess or insufficiency should be credited or debited to deposit account
- Authorized to be charged to deposit account

8. Deposit account number:  
08-1935

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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.

Philip E. Hansen

December 24, 1998

Name of Person Signing

Signature

Date

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

## ASSIGNMENT

WHEREAS, WE, JAMES WALLACE HILBORN, residing at 208 King Street, Apt. 1, Windsor, N.S. Canada B0N 2T0 and ALEX ROGER JURGENS, residing at 219 Dyke Road, R.R. #2, Falmouth, N.S. Canada B0P 1L0, citizens of Canada and CHRIS HUGH SENANAYAKE, residing at 11 Old Farm Circle, Shrewsbury, Massachusetts 01545, a citizen of Sri Lanka, have invented certain new and useful improvements in FLUOXETINE PROCESS FROM BENZOYLPROPIONIC ACID, for which We have executed an application for Letters Patent of the United States, Serial Number 09/102,418, filed June 22, 1998; and

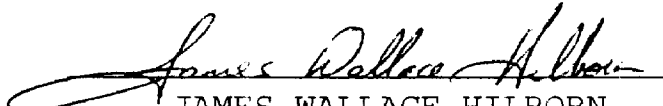
WHEREAS, Sepracor, Inc. having offices at 111 Locke Drive, Marlborough, Massachusetts 01752, is desirous of obtaining the entire right, title and interest in, to and under the said improvements and the said application;

NOW, THEREFORE, for good and valuable consideration, the receipt of which is hereby acknowledged, We, the said JAMES WALLACE HILBORN, ALEX ROGER JURGENS and CHRIS HUGH SENANAYAKE, have sold, assigned, transferred and set over, and by these presents do hereby sell, assign, transfer and set over, unto the said Sepracor, Inc., its successors, legal representatives and assigns, the entire right, title and interest in, to and under the said improvements, and the said application, all non-provisional applications arising therefrom, and all divisions, renewals and continuations thereof, and all Letters Patent which may be granted thereon and all reissues and extensions thereof, and all applications for Letters Patent which may hereafter be filed for said improvements in any country or countries foreign to the United States, and all Letters Patent which may be granted for said improvements in any country or countries foreign to the United States and all extensions, renewals and reissues thereof; and We hereby authorize and request the Commissioner of Patents of the United States, and any Official of any country or countries foreign to the United States, whose duty it is to issue patents on applications as aforesaid, to issue all Letters Patent for said improvements to the said Sepracor, Inc., its successors, legal representatives and assigns, in accordance with the terms of this instrument.

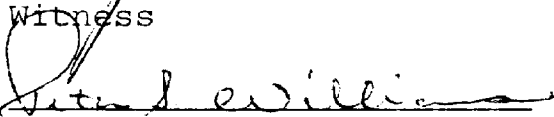
AND WE HEREBY covenant that We have full right to convey the entire interest herein assigned, and that We have not executed, and will not execute, any agreement in conflict herewith.

AND WE HEREBY further covenant and agree that We will communicate to the said Sepracor, Inc., its successors, legal representatives and assigns, any facts known to us respecting said improvements, and testify in any legal proceeding, sign all lawful papers, execute all divisional, continuing and reissue applications, make all rightful oaths and generally do everything possible to aid the said Sepracor, Inc., its successors, legal representatives and assigns, to obtain and enforce proper patent protection for said improvements in all countries.

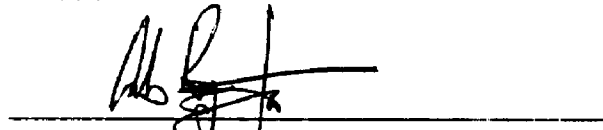
IN TESTIMONY WHEREOF, I hereunto set my hand and seal this 5 day of August, 1998.

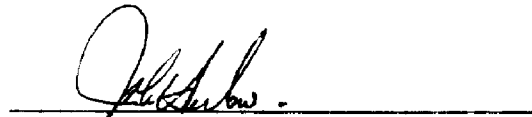
  
JAMES WALLACE HILBORN


  
Witness

  
Witness

IN TESTIMONY WHEREOF, I hereunto set my hand and seal this 5 day of August, 1998.

  
ALEX ROGER JURGENS

  
Witness

  
Witness

