|  | 02-03-1999  |
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| FORM PTO-1595<br>(Rev. 6-93)   | 100956705   |
| OMB No. 0651-0011 (exp. 4/94)  | TENISUNEI (rademark Off   |
| To the Honorable Commissioner of Patents and Tra   | demarks: Please record the attached original document or copy thereof .   |
| 1. Name of conveying party(ies):   | 2. Name and address of receiving party(ies):  |
| Richard J. Cristiano and Dao Nguyen<br>Additional name(s) of conveying party(ies) attached? Yes No   | Name: Board of Regents, The University<br>Texas System  |
| 3. Nature of conveyance:<br>Assignment   | Internal Address:   |
| Security Agreement Change of Name  | Street Address: 201 W. 7th St.  |
| Execution Date: December 9, 1998 and December 18,  |   |
| <ol> <li>Application number(s) or registration number(s):</li> </ol>   | Additional name(s) & address(es) attached? Yes X No   |
| If this document is being filed together with a new application, the exect<br>A. Patent Application No.(s):<br>09/175,056<br>Additional nur      | sution date of the application is:<br>B. Patent No.(s):<br>mbers attached? Yes No   |
| <ol> <li>Name and address of party to whom correspondence concerning<br/>document should be mailed:</li> </ol>                                   | 6. Total number of applications and patents involved: <u>1</u>  |
| Name: Steven L. Highlander   | 7. Total fee (37 C.F.R. 3.41)   |
| Arnold White & Durkee  | $\sum_{i=1}^{n} \text{Enclosed}$  |
| P.O. Box 4433<br>City: Houston State: Texas Zip: 77210   | Authorized to be charged to deposit account if check insufficient or inadvertently omitted  |
|  | 8. Deposit account number: <u>01-2508/INRP:021/HYL</u><br>(Attach duplicate copy of this page if paying by deposit acco   |
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| 9. Statement and signature.<br>To the best of my knowledge and belief, the foregoing information is true<br>Steven L. Highlander                 | te and correct and any although copy is a true copy of the original document. $1-2c$ -  |
| Name of Person Signing, Reg. No. 37,642  | Signature Da  |
| 999 DWEUYEN 00000226 09175056  | Total number of pages including cover sheet, attachments and documer  |
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| I hereby certify that this correspondence is being deposited with the addressed to: Commissioner of Patents and Trademarks, Office of Put below: | 7-6-F R 1.8<br>U.S. Rostal Service with sufficient postage as First Class Mail in an envelo<br>blic Records Crystal Gateway 4, Room 335, Washington, DC 20231, on the d |
| <u>1-26-99</u>   | Steven L. Highlander  |
|  | Steven L. Highlander  |

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## PATENT REEL: 9728 FRAME: 0639

## <u>ASSIGNMENT</u>

FOR GOOD AND VALUABLE CONSIDERATION, the receipt, sufficiency and adequacy of which are hereby acknowledged, the undersigned, do hereby:

SELL, ASSIGN AND TRANSFER to BOARD OF REGENTS, THE UNIVERSITY OF TEXAS SYSTEM (the "Assignee"), having a place of business at 201 West 7th Street, Austin, Texas 78701, the entire right, title and interest for the United States and all foreign countries in and to any and all improvements which are disclosed in the application for United States Letters Patent, Serial No. 09/175,056 which has been filed on October 19, 1998 and is entitled "ENHANCED EXPRESSION OF TRANSGENES", such application and all divisional, continuing, substitute, renewal, reissue and all other applications for patent which have been or shall be filed in the United States and all foreign countries on any of such improvements; all original and reissued patents which have been or shall be issued in the United States and all foreign countries on such improvements; and specifically including the right to file foreign applications under the provisions of any convention or treaty and claim priority based on such application in the United States;

AUTHORIZE AND REQUEST the issuing authority to issue any and all United States and foreign patents granted on such improvements to the Assignee;

WARRANT AND COVENANT that no assignment, grant, mortgage, license or other agreement affecting the rights and property herein conveyed has been or will be made to others by the undersigned, and that the full right to convey the same as herein expressed is possessed by the undersigned;

COVENANT, when requested and at the expense of the Assignee, to carry out in good faith the intent and purpose of this assignment, the undersigned will execute all divisional, continuing, substitute, renewal, reissue, and all other patent applications on any and all such improvements; execute all rightful oaths, declarations, assignments, powers of attorney and other papers; communicate to the Assignee all facts known to the undersigned relating to such improvements and the history thereof; and generally do everything possible which the Assignee shall consider desirable for vesting title to such improvements in the Assignee, and for securing, maintaining and enforcing proper patent protection for such improvements;

TO BE BINDING on the heirs, assigns, representatives and successors of the undersigned and extend to the successors, assigns and nominees of the Assignee.

| Signature: <u>Mame: Richard J. Cristian</u> |       | Date: December 9,1 | 998 |
|---|-------|--------------------|-----|
| STATE OF TEXAS                              | )     |                    |     |
| COUNTY OF Brazoria                          | ) ss. |                    |     |

BEFORE ME, the undersigned authority, on this <u>9th</u> day of <u>December</u>, 1998, personally appeared Cristiano, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he executed the same of his own free will for the purposes and consideration therein expressed.

| RAINEY S. RELKEN<br>MY COMMISSION EXPIRES<br>March 4, 2000 | Notary or Consular Officer |       |               |      |
|--|----------------------------|-------|---------------|------|
| Signature:<br>Name: Dao Nguyen                             | 1                          | Date: | December 18th | 1998 |
| STATE OF TEXAS   | )                          |       |               |      |
| COUNTY OF montgomen  | ) ss.<br>))                |       |               |      |

BEFORE ME, the undersigned authority, on this  $\[b]$  day of  $\[b]$  dependence. 1998, personally appeared Dao Nguyen, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he executed the same of his own free will for the purposes and consideration therein expressed.

Notary or Consular Officer

SHELLY M. PEEBLES NOTARY PUBLIC STATE OF MARY AND My Commission Expires 11 02

[SEAL]

**ARNOLD WHITE & DURKEE** 

P. O. Box 4433 Houston, Texas 77210 2001 Jefferson Davis Hwy., Ste. 401 Arlington, Virginia 22202

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PATENT REEL: 9728 FRAME: 0641

**RECORDED: 01/29/1999**