

03-15-1999



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U.S. PTO
09/260855
03/01/99

March 1, 1999

BOX PATENT APPLICATION
Assistant Commissioner for Patents
Washington, D.C. 20231

Sirs:

We enclose for recordation an Assignment and provide the following information relating thereto:

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3-1-99

1. **Conveying Parties:** Euan ARMSTRONG, Sophie CARLI, Richard GIBSON, Loreta JERCHER and Brian SAMUEL.
2. **Receiving Party:** Nestec S.A., Avenue Nestlé 55, CH-1800 VEVEY, Switzerland.
3. **Nature of Conveyance and Date of Execution:** Assignment executed, respectively, February 22, 1999, February 25, 1999, February 22, 1999, February 22, 1999 and February 22, 1999.
4. **Application Number:** Application Serial No. 09/_____ entitled CHOCOLATE CRUMB and filed concurrently herewith.
5. **Party to Receive Correspondence:** Please mail all correspondence concerning the identified assignment to:

03/12/1999 DNGUYEN 00000058 09260855
01 FC:581 40.00 DP

William H. Vogt, III
Vogt & O'Donnell, LLP
707 Westchester Avenue
White Plains, New York 10604

6. **Number of Applications/Patents Involved:** The enclosed Assignment involves one application.

7. **Total Fee Enclosed:** A check in the amount of forty dollars (\$40) is submitted for payment of the fee for recordation.

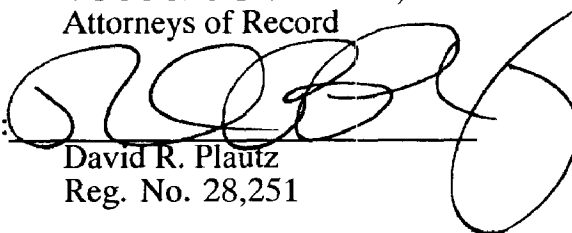
8. The total number of pages submitted herewith, including this cover sheet,
is 6.

To the best of the undersigned counsel's knowledge and belief, the foregoing
information is true and correct.

Upon recordation, it is requested that the enclosed Assignment be returned to
undersigned counsel.

Respectfully Submitted,

VOGT & O'DONNELL, LLP
Attorneys of Record

By: 

David R. Plautz
Reg. No. 28,251

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White Plains NY 10604
Phone: (914) 328-0055
Facsimile: (914) 328-0060

ASSIGNMENT

IN CONSIDERATION of the sum of One Dollar (\$1.00) to each of us in hand paid, and for other good and valuable consideration, receipt and sufficiency of which we hereby acknowledge, we,

(1) Euan ARMSTRONG

residing at ST. ANDREWGATE, England,

(2) Sophie CARLI

residing at HEWORTH, England,

(3) Richard GIBSON

residing at TADCASTER, NORTH YORK, England,

(4) Loreta JERCHER

residing at HEWORTH, England, and

(5) Brian SAMUEL

residing at WIGGINTON, England,

believing ourselves to be joint inventors of the inventions, discoveries and improvements set forth and described in our application for United States Letters Patent entitled

CHOCOLATE CRUMB


and executed concurrently herewith and warranting that we have not granted or agreed to grant to others any assignment, license, mortgage, or other rights or encumbrances in conflict herewith, and in fulfilment of our obligation to make this assignment, do hereby assign, transfer and set over unto

NESTEC S.A., a corporation organised and existing under the laws of the Swiss Confederation, residing at Avenue Nestlé 55, VEVEY, Switzerland,

its successors, assigns, legal representatives and nominees, the entire right, title and interest in and to said application, and all inventions, discoveries and improvements set forth and described therein, throughout the world, together with any and all other applications and patents therefore in the United States of America and all other countries now or in the future, and all divisions, continuations, continuations-in-part, substitutions, reissues, and extensions thereof and all rights to obtain patents thereon, as well as the right to apply for and obtain letters patent throughout the world, including the right to claim priority of said applications under and have full benefit of all applicable laws, treaties and international conventions, including specifically the Paris Convention for the Protection of Industrial Property.


And we hereby severally covenant and agree that we will communicate to said assignee, its successors, assigns, legal representatives and nominees, all facts known to us respecting said inventions, discoveries and improvements, and will, upon its or their request at any time, but without expense to us, sign all lawful papers, execute all original, divisional, continuation, continuation-in-part, substitute, and reissue applications and extensions for the United States of America and all other countries and assignments thereof, make all rightful oaths, testify as to facts relating to said inventions, discoveries and improvements in any legal or administrative proceedings, and generally do everything reasonable and proper to aid said assignee, its successors, assigns, legal representatives and nominees to receive proper protection for said inventions, discoveries and improvements in all countries.

This assignment is governed by the laws of the Swiss Confederation.

1. Signature: 
Euan ARMSTRONG


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Address: 4 Granary Court
St. Andrewgate
YO1 2JR YORK
ENGLAND

Date: 22 Feb 1999

2. Signature: 
Sophie CARLI

Post Office
Address: 77 Burnholm Avenue
Heworth
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ENGLAND

Date: 25 Feb 1999

3. Signature: 
Richard GIBSON

Post Office
Address: 39 Stutton Road
Tadcaster
North York
LS 24 9 HE
ENGLAND

Date: 22/02/99

4.

Signature:

Loreta Jercher

Loreta JERCHER

Post Office

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77 Burnholm Avenue

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Date:

22/2/1999

5.

Signature:

B Samuel

Brian SAMUEL

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Date:

22/2/99