

05-19-1999

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Key Docket No. 023070-090700US

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| FORM PTO-1586 (Rev. 8-93) | | 101040631 (Patents Only) | | U.S. Department of Commerce Patent and Trademark Office | |
| To the Honorable Asst. Commissioner for Patents. Please record the attached original documents or copy thereof | | | | | |
| 1. Name of conveying party(ies): Robert L. FISCHER and Yukiko MIZUKAMI Additional name(s) of conveying parties attached? <input type="checkbox"/> Yes x No. | | | 2. Name and address of receiving party(ies) Name: The Regents of the University of California Internal Address: Street Address: 1111 Franklin St., 12 th Floor City: Oakland State: California ZIP: 94607-5200 Additional names and addresses attached? <input type="checkbox"/> Yes X No | | |
| 3. Nature of conveyance: X Assignment <input type="checkbox"/> Merger <input type="checkbox"/> Security Agreement <input type="checkbox"/> Change of Name <input type="checkbox"/> Other: Execution Date: March 18, 1999 (Fischer); March 18, 1999 Mizukami | | | | | |
| 4. Application Number(s) or Patent Numbers. If this document is being filed together with a new application, the execution date of the application is: | | | | | |
| A. Patent Application No(s): 09/227,421 | | B. Patent No(s): | | | |
| Additional numbers attached? <input type="checkbox"/> Yes X No | | | | | |
| 5. Name and address of party to whom correspondence concerning document should be mailed: Name: Kevin L. Bastian TOWNSEND AND TOWNSEND AND CREW LLP Two Embarcadero Center, 8 th Floor San Francisco, California 94111-3834 (415) 578-0200 | | | 6. Total number of applications and patents involved 1 | | |
| | | | 7. Total fee (37 CFR 3.41): \$40.00 <input type="checkbox"/> Enclosed <input checked="" type="checkbox"/> Charge Fees to Deposit Account <input checked="" type="checkbox"/> Charge any additional fees associated with this paper or during the pendency of this application, or credit any overpayment, to deposit account. | | |
| | | | 8. Deposit account number: 26-1496 | | |
| DO NOT USE THIS SPACE | | | | | |
| 9. Statement and signature. <i>To the best of my knowledge and belief, the foregoing is true and correct and any attached copy is a true of copy of the original document.</i> | | | | | |
| Kevin L. Bastian Name of Person Signing Atty Reg. No. 34,774 | | Signature | | 5/4/99 Date | |
| Total number of pages including cover sheet, attachments and document 2 | | | | | |
| 10. Change Correspondence Address to that of Part 5? X Yes <input type="checkbox"/> No | | | | | |
| OMB No. 0651-0011 (exp. 4/94) | | | | | |
| Mail documents to be recorded with required cover to: | | | Do not detach this portion | | |
| 05/18/1999 INVENTEN 00000178 201430 03227421 | | | Asst. Commissioner for Patents Box: Assignments Washington, D.C. 20231 | | |
| 01 FC:581 40.00 CH | | | | | |

PATENT
REEL: 009949 FRAME: 0784

ASSIGNMENT

U.C. Case No. 99-048-1

For good and valuable consideration, the receipt of which is hereby acknowledged, ASSIGNOR(S),

- 1. Robert L. Fischer
- 2. Yukiko Mizukami
- 3. _____
- 4. _____

hereby sells, assigns and transfers to ASSIGNEE, The Regents of the University of California, a California Corporation, having its statewide administrative offices located 1111 Franklin St., 12th Floor, Oakland, CA 94607-5200, and the successors, assigns and legal representatives of the ASSIGNEE all of its right, title and interest for the United States and its territorial possessions and in all foreign countries in and to, any and all improvements which are disclosed in the invention entitled:

METHODS FOR ALTERING MASS AND FERTILITY IN PLANTS

and which is found in

- (a) _____ U.S. provisional application filed herewith and listing the above-named persons as inventors
- (b) _____ U.S. provisional application filed herewith and listing the above-named persons as inventors
- (c) _____ U.S. application serial no. 09/227,421
filed on January 8, 1999
- (d) _____ U.S. Patent No.: _____, issued _____

and any legal equivalent thereof in a foreign country, including the right to claim priority and, in and to, all Letters Patent to be obtained for said invention by the above application or any continuation, division, continuation-in-part, extension, conversion to 35 USC 111(a) or substitute thereof, and any reissue, reexamination or extension of said Letters Patent and all rights under all International Conventions for the Protection of Industrial Property;

ASSIGNOR(S) hereby covenants that no assignment, sale, agreement or encumbrance has been or will be made or entered into which would conflict with this assignment;

ASSIGNOR(S) further covenants that ASSIGNEE will, upon its request, be provided promptly with all pertinent facts and documents relating to said invention and said Letters Patent and legal equivalents as may be known and accessible to ASSIGNOR and will testify as to the same in any interference, litigation, or proceeding relating thereto and will promptly execute and deliver to ASSIGNEE or its legal representative any and all papers, instruments or affidavits required to apply for, obtain, maintain, issue or enforce said application, said invention and said Letters Patent and said equivalents thereof which may be necessary or desirable to carry out the purposes thereof. An attorney of record is authorized and requested by the execution of this assignment to insert into this assignment the filing date and serial number of said application when officially known.

AND the **ASSIGNOR(S)** requests the Commissioner of Patents and Trademarks to issue said Letters Patent of the United States and any reissue or extension thereof to the ASSIGNEE, The Regents of the University of California.

executed this

19 day of March 1999
18 day of March 1999
 _____ day of _____ 19____
 _____ day of _____ 19____

Signature of Inventor(s)

1. [Signature]
 2. [Signature]

SF 150574 v1
SF 203858 v1

RECORDED: 05/07/1999

PATENT
REEL: 009949 FRAME: 0785