

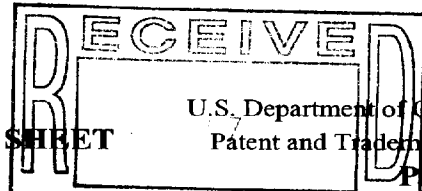
MRO 5-27-99

FORM PTO-1619A-B
Expires 06/03/99
OMB 0651-0027

06-02-1999



COVER SHEET
Y



U.S. Department of Commerce
Patent and Trademark Office
PATENT

101054268

TO: The Commissioner of Patents and Trademarks, Box Assignments, Washington, D.C. 20231. Please record the attached original document(s) or copy(ies).

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- New
- Resubmission (Non-Recordation)
Document ID# _____
- 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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 Department File Secret File

CONVEYING PARTY(IES): (Last name first)

Waycott, William	Execution Date	<u>01/13/98</u>
Gregg, Dean Charles		<u>01/19/98</u>
Trammell, Keith		<u>01/13/98</u>

Mark if additional names of conveying parties attached

RECEIVING PARTY:

Name: Seminis Vegetable Seeds, Inc.
Address: 1905 Lirio Avenue
City: Saticoy
State: California
Zip Code: 93004

Mark if additional names of receiving parties attached

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).

If this document is being filed together with a new Patent Application, enter the date the patent application was signed by the first named inventor: 00/00/00

Patent Application Number(s):

08/986,624

Patent Number(s):

TOTAL NUMBER OF PROPERTIES: Enter the total number of properties involved: _____

PATENT COOPERATION TREATY (PCT):

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

NUMBER OF PAGES:

Enter the total number of pages contained in the conveyance document including any attachment(s). DO NOT include the Recordation Form Cover Sheet pages in this total.

4

CORRESPONDENT NAME AND ADDRESS:

Rockey, Milnamow & Katz, Ltd.
Two Prudential Plaza
180 North Stetson Avenue, Suite 4700
Chicago, Illinois 60601
(312) 616-5400

FEE AMOUNT:

Total Fee (37 CFR 3.41) \$40.00

- Enclosed
- Charge to Deposit Account 04-1644
- The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment, to Deposit Account 04-1644.

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 herein indicated.

06/01/1999 MTHA11 00000113 08986624

01 FC:581

40.00 OP

Lisa V. Mueller
Name of Person Signing

Signature, Reg. No. 38,978

May 24, 1999
Date

Assignment

Serial No. 08/986,624

Filed December 8, 1997

In Consideration of One Dollar and other good and valuable considerations, the receipt of which is hereby acknowledged, the entire right, title and interest in the invention or improvements of the undersigned in Lactuca Sativa Cultivar Exhibiting Resistance to Downy Mildew and Corky Root Rot and in the application for Letters Patent of the United States therefor, executed by the undersigned concurrently herewith, and in any reissue or extension of any Letters Patent that may be granted upon said application are hereby assigned by the undersigned to Seminis Vegetable Seeds, Inc. and the heirs, successors, legal representatives and assigns of Seminis Vegetable Seeds, Inc. (hereinafter collectively called said Assignee), and the Commissioner of Patents and Trademarks is hereby authorized and requested by the undersigned to issue said Letters Patent to said Assignee.

For said considerations it is hereby agreed by the undersigned, upon the request of said Assignee, to execute any necessary and proper oaths or affidavits relating to said application or required for the filing or prosecution of any divisional or continuing application thereof or for the filing or prosecution of any application for the reissue or extension of any Letters Patent that may be granted on said invention or improvements that said Assignee may deem necessary or expedient, and for the said considerations it is further agreed by the undersigned, upon the request of said Assignee, in the event of said application or any division thereof, or Letters Patent issued thereon, or any reissue or application for the reissue thereof, becoming involved in Interference, to cooperate to the best of the ability of the undersigned with said Assignee in the matters of preparing and executing the preliminary statement and giving and producing evidence in support thereof, and further to perform, upon such request, any and all affirmative acts to obtain said Letters Patent and vest all rights therein hereby conveyed in the said Assignee as fully and entirely as the same would have been held and enjoyed by the undersigned if this assignment and sale had not been made. And for the said considerations the entire right, title and interest in said invention or improvements, including all priority rights, and the right to claim priority rights and the privileges and benefits thereof, including those under the International Convention, and all other Conventions, and the right to file applications for patent in said Assignee's own name for said invention or improvements in each and every country of the world are hereby assigned and granted by the undersigned to said Assignee. It is further agreed by the undersigned, upon the request of said Assignee, to execute any and all documents that shall be required of the undersigned to be executed in connection with any and all applications for foreign Letters Patent therefor, including the prosecution thereof, and to execute any and all documents necessary to invest title in said foreign applications and patents in said Assignee. The undersigned also further agrees, for the said considerations, upon the request of said Assignee, to promptly perform all lawful acts deemed by said Assignee to be necessary or advisable in connection with maintaining, enforcing, or transferring the resulting grants of said Letters Patent in the United States or foreign countries. It is agreed that such lawful acts include, but are not limited to,

taking oaths, executing declarations, powers, assignments and other papers and giving testimony. The attorneys of record in such application for patent are hereby authorized and requested by the undersigned to insert in this Assignment the date and serial number thereof in the places provided therefor.

13 January 98 William Waycott (Seal)
DATE WILLIAM WAYCOTT

19 January 1998 Dean Charles Gregg (Seal)
DATE DEAN CHARLES GREGG

13 January 1998 Keith Trammell (Seal)
DATE KEITH TRAMMELL

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

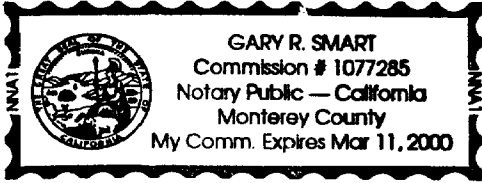
State of California

County of Monterey

On January 19, 1998 before me, Gary R. Smart, Notary Public
Date Name and Title of Officer (e.g., "Jane Doe, Notary Public")

personally appeared Dean Charles Gregg
Name(s) of Signer(s)

personally known to me – OR – proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.



WITNESS my hand and official seal.

Gary R. Smart
Signature of Notary Public

OPTIONAL

Though the information below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of this form to another document.

Description of Attached Document

Title or Type of Document: New U.S. Patent Application / Power of Attorney & ASSIGNMENT

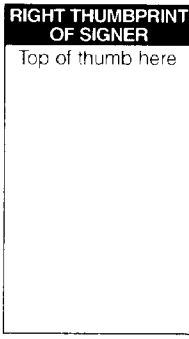
Document Date: December 8, 1997 Number of Pages: _____

Signer(s) Other Than Named Above: WILLIAM WAYCOTT & KATH TRAMMELL

Capacity(ies) Claimed by Signer(s)

Signer's Name: _____

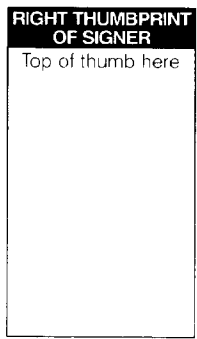
- Individual
- Corporate Officer
Title(s): _____
- Partner — Limited General
- Attorney-in-Fact
- Trustee
- Guardian or Conservator
- Other: _____



Signer Is Representing: Himself

Signer's Name: _____

- Individual
- Corporate Officer
Title(s): _____
- Partner — Limited General
- Attorney-in-Fact
- Trustee
- Guardian or Conservator
- Other: _____



Signer Is Representing: _____

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

State of CALIFORNIA

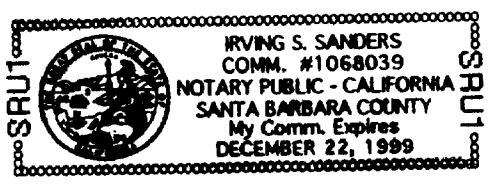
County of SANTA BARBARA

On JANUARY 13, 1998 before me, IRVING S SANDERS - Notary Public,
Date Name and Title of Officer (e.g., "Jane Doe, Notary Public")

personally appeared WILLIAM WAYCOTT + KEITH TRAMMELL,
Name(s) of Signer(s)

- personally known to me
- proved to me on the basis of satisfactory evidence

to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.



WITNESS my hand and official seal.

Irving S. Sanders
Signature of Notary Public

OPTIONAL

Though the information below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of this form to another document.

Description of Attached Document

Title or Type of Document: PATENT Application DESTRUCTION + Power of Attorney

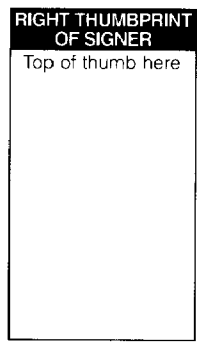
Document Date: 1/13/98 Number of Pages: _____

Signer(s) Other Than Named Above: None

Capacity(ies) Claimed by Signer(s)

Signer's Name: William Waycott

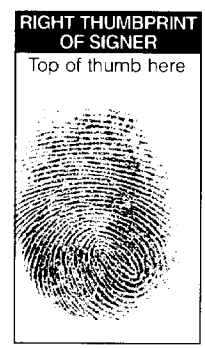
- Individual
- Corporate Officer
- Title(s): _____
- Partner — Limited General
- Attorney-in-Fact
- Trustee
- Guardian or Conservator
- Other: _____



Signer Is Representing: _____

Signer's Name: Keith Trammell

- Individual
- Corporate Officer
- Title(s): _____
- Partner — Limited General
- Attorney-in-Fact
- Trustee
- Guardian or Conservator
- Other: _____



Signer Is Representing: _____