

A/DS81-40

MMW 2-23-99

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22 FEB 1999

VOGT & O'DONNELL, LLP
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(914) 328-0060

February 22, 1999

06-11-1999

BOX ASSIGNMENT
Assistant Commissioner for Patents
Washington, D.C. 20231



101061150

Sirs:

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

1. **Conveying Parties:** Niklaus MEISTER, Andreas SUTTER and Martin VIKAS.
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 7, 1999, January 28, 1999 and February 8, 1999.
4. **Application Number:** Application Serial No. 09/ _____ entitled DEHYDRATED FOOD CONTAINING LACTIC ACID BACTERIA and filed concurrently herewith.
5. **Party to Receive Correspondence:** Please mail all correspondence concerning the identified assignment to:

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.

February 22, 1999

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 5.

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

707 Westchester Avenue
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) Niklaus MEISTER, Andreas SUTTER and Martin VIKAS,
residing at Möschbergweg 20, CH-3506 GROSSHOECHSTETTEN, Switzerland, Ch.
Praz-Longet 4, 1052 LE MONT-S/LAUSANNE, Switzerland and Flurweg 4, 3510
KONOLFINGEN, Switzerland,

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

"Dehydrated food containing lactic acid bacteria"

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 fulfillment of our obligation to make this assignment, do hereby assign, transfer and set over unto

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

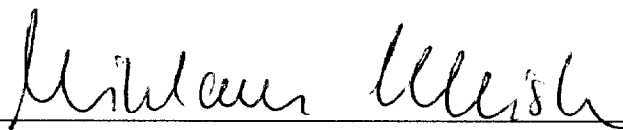
its successors, assigns, legal representatives and nominees, the entire right, title and interest in and to said application, and all inventions, discoveries and improvements set forth and described therein, throughout the world, together with any and all other applications and patents therefor in the United States of America and all other countries now or in the future, and all divisions, reissues, continuations, continuations-in-part, substitutions 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, substitute, continuing, reissue and extension applications 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.

IN WITNESS WHEREOF, we have executed these presents.

(1)



(L.S.)

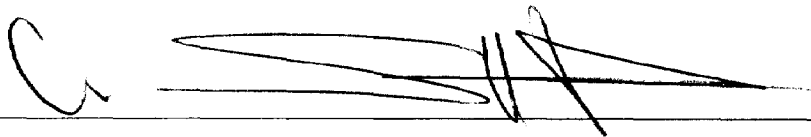
Niklaus MEISTER

Postal Address : Möschbergweg 20,
CH-3506 GROSSHOECHSTETTEN,
Switzerland

Date :

7. 2. 1998

(2)



(L.S.)

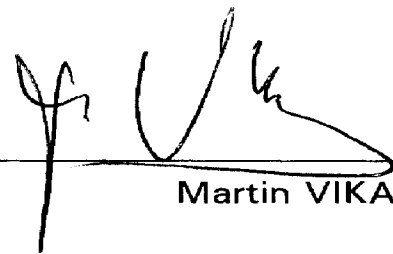
Andreas SUTTER

Postal Address : Ch. Praz-Longet 4,
1052 LE MONT-S/LAUSANNE
Switzerland

Date :

Jan. 22. 99

(3)



(L.S.)

Martin VIKAS

Postal Address : Flurweg 4,
3510 KONOLFINGEN
Switzerland

Date :

Feb 8, 1999