

07-27-1999



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RECONSTRUCTION FORM COVER SHEET

PATENTS ONLY

To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof:

<p>1. Name of conveying party(ies):</p> <p><b>Richard A. Montagna</b></p>	<p>2. Name and address of receiving party(ies):</p> <p><b>Innovative Biotechnologies International, Inc. 335 Lang Boulevard Grand Island, New York 14072</b></p>
<p>3. Nature of conveyance:</p> <p><input checked="" type="checkbox"/> Assignment <input type="checkbox"/> Merger <input type="checkbox"/> Security Agreement <input type="checkbox"/> Change of Name <input type="checkbox"/> Other: _____</p> <p>Execution Date(s):</p> <p>1st (sole) Inventor: <b>June 30, 1999</b> 2nd Inventor: 3rd Inventor: 4th Inventor:</p>	
<p>4. Application number(s) or patent number(s): If this document is being filed together with a new application, the execution date(s) of the application is(are):</p> <p>1st (sole) Inventor: 2nd Inventor: 3rd Inventor: 4th Inventor:</p> <p>A. Patent Application No.(s): <b>09/315,576</b></p> <p>B. Patent No.(s):</p>	

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5. Name and address of party to whom correspondence concerning document should be mailed:

**Michael L. Goldman, Esq.  
NIXON PEABODY LLP  
Clinton Square  
P.O. Box 1051  
Rochester, New York 14603**

6. Total number of applications and patents involved: **1**

7. Total fee (37 CFR 3.41): **\$40.00**

☐ Previously paid (see original transmittal)

☒ A check in the amount of **\$40.00** is enclosed.

8. Deposit Account Number: 14-1138

☐ Charge total fee to account.

☒ Charge any additional fees to account.

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9. 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.

Date: 7/20/99

*Dennis M. Connolly*  
**Dennis M. Connolly**

[Total number of pages including cover sheet, attachments and document: **3**]

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**Certificate of Mailing - 37 CFR 1.8(a)**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner of Patents and Trademarks, Washington, D.C. 20231, on the date below.

July 21, 1999 *Ruth Smith*

Date

**Ruth Smith**

# ASSIGNMENT

WHEREAS, I, **Richard A. Montagna**, a United States citizen, residing at 45 Autumnwood Drive, Grand Island, New York 14072, have invented certain new and useful improvements in **LIPOSOME-ENHANCED TEST DEVICE AND METHOD** for which I have executed an application for Letters Patent in the United States, filed as U. S. Serial No. **09/315,576** on **May 20, 1999**;

AND WHEREAS, **Innovative Biotechnologies International, Inc.**, a New York corporation, with its principal place of business at 335 Lang Boulevard, Grand Island, New York 14072, desires to acquire the entire right, title and interest in and to the said improvements and the said Application:

NOW, THEREFORE, for good and valuable consideration, including salary or payment for the making of inventions, or employee benefits, the receipt of which is hereby acknowledged, we, the said inventors, do hereby acknowledge that I have sold, assigned, transferred and set over, and by these presents do hereby sell, assign, transfer and set over, unto the said **Innovative Biotechnologies International, Inc.**, its successors, legal representatives and assigns, the entire right, title and interest throughout the world in, to and under the said improvements, and the said application and all divisions, renewals and continuations thereof, and all Letters Patent of the United States which may be granted thereon and all reissues and extensions thereof, and all rights of priority under International Conventions and applications for Letters Patent which may hereafter be filed for said improvements in any country or countries foreign to the United States, and all Letters Patent which may be granted for said improvements in any country or countries foreign to the United States and all extensions, renewals and reissues thereof; and I hereby authorize and request the Commissioner of Patents of the United States, and any Official of any country or countries foreign to the United States, whose duty it is to issue patents on applications as aforesaid, to issue all Letters Patent for said improvements to the said **Innovative Biotechnologies International, Inc.**, its successors, legal representatives and assigns, in accordance with the terms of this instrument.

AND I HEREBY covenant and agree that I will communicate to the said **Innovative Biotechnologies International, Inc.**, its successors, legal representatives and assigns, any facts known to us respecting said improvements and testify in any legal proceeding, sign all lawful papers, execute all divisional, continuing and reissue applications, make all rightful oaths and generally do everything possible to aid the said **Innovative Biotechnologies International, Inc.**, its successors, legal representatives and assigns, to obtain and enforce proper patent protection for said improvements in all countries.

IN TESTIMONY WHEREOF, I hereunto set my hand and seal this 30 day of JUNE, 1999

  
Richard A. Montagna

STATE OF NEW YORK  
COUNTY OF ERIE SS:

This 30 day of JUNE, 1999 before me personally came the above-named Richard A. Montagna, to me personally known as the individual who executed the same of his/her own free will for the purposes therein set forth.

  
Notary Public

MARY ANN MONTE  
Notary Public, State of New York  
Qualified in Niagara County  
My Commission Expires 05/31/2000  
PATENT  
REEL: 010116 FRAME: 0352