

MWD 12/27/99

01-21-2000

Form PTO-1595 (Modified)



U.S. DEPARTMENT OF COMMERCE
Patent and Trademark Office

101248299

EET

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

1. Name of conveying party(ies):
Patrick Fogarty

2. Name and address of receiving party(ies):

Name: Tosk, Inc.

Internal Address:

Street Address: 122 16th Street

City: San Mateo State: CA ZIP: 94402

Additional name(s) of conveying party(ies) attached? Yes No

3. Nature of conveyance:

- Assignment Merger
- Security Agreement Change of Name
- Other:

Additional name(s) & address(es) attached? Yes No

Execution Date: December 23, 1999

4. Application numbers(s) or patent number(s):

If this document is being filed together with a new application, the execution date of the application is: December 23, 1999

A. Patent Application No.(s)

B. Patent No.(s)

09/472654

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

Name: Bret Field
Street Address: BOZICEVIC, FIELD, & FRANCIS LLP
285 Hamilton Avenue, Suite 200
Palo Alto, California 94301

6. Total number of applications and patents involved: 1

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

Enclosed

Authorized to be charged to deposit account

8. Deposit Account No. 50-0815

The Commissioner is authorized to charge any underpayment or credit any overpayment to Deposit Account No. 50-0815 with regards to this correspondence.

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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.

Bret Field, Reg. No. 37,620
Name of Person Signing

Signature

12-27-99
Date

Total number of pages comprising cover sheet 2

**ASSIGNMENT OF APPLICATION
(SOLE)**

Address to:
Box Assignment
Assistant Commissioner for Patents
Washington, D.C. 20231

Attorney Docket Number	TOSK-004
First Named Inventor	Fogarty
Application Number	
Filing Date	December 27, 1999
Title	In Vivo High Throughput
Group Art Unit	
Examiner Name	

THIS ASSIGNMENT, by Patrick Fogarty (hereinafter referred to as the assignor), having a correspondence address at 122 16th Street, San Mateo CA 94402, witnesseth:

WHEREAS, the said assignor has invented certain new and useful improvements in In Vivo High Throughput Toxicology Screening Method

X for which an application for a United States Patent was filed on December 27, 1999, Application No. ___
___ for which an application for a United States Patent was executed on ___, and

WHEREAS, Tosk, Inc., a corporation duly organized under and pursuant to the laws of Delaware, and having its principal place of business at 122 16th Street, San Mateo CA 94402 (hereinafter referred to as the assignee) is desirous of acquiring the entire right, title and interest in and to said invention and said application for Letters Patent of the United States, and in and to any Letters Patent or Patents, United States or foreign, to be obtained therefor and thereon:

NOW THEREFORE, in consideration of One Dollar (\$1.00) and other good and sufficient considerations, the receipt of which is hereby acknowledged, said assignor has sold, assigned, transferred and set over, and by these presents does sell, assign, transfer and set over, unto the assignee, its successors, legal representatives and assigns, the entire right, title and interest in and to the above-mentioned invention, application for Letters Patent, and any and all Letters Patent or Patents in the United States of America and all foreign countries which may be granted therefor and thereon, and in and to any and all divisions, continuations, and continuations-in-part of said application, or reissues or extensions of said Letters Patent or Patents, and all rights under the International Convention for the Protection of Industrial Property, the same to be held and enjoyed by said assignee, for its own use and behoof and the use and behoof of its successors, legal representatives and assigns, to the full end of the term or terms for which Letters Patent or Patents may be granted, as fully and entirely as the same would have been held and enjoyed by the assignor, had this sale and assignment not been made.

AND for the same consideration, said assignor hereby covenants and agrees to and with said assignee, its successors, legal representatives and assigns, that, at the time of execution and delivery of these presents, said assignor is the sole and lawful owner of the entire right, title and interest in and to said inventions and the application for Letters Patent above-mentioned, and that the same are unencumbered and that said assignor has good and full right and lawful authority to sell and convey the same in the manner herein set forth.

AND for the same consideration, said assignor hereby covenants and agrees to and with said assignee, its successors, legal representatives and assigns, that said assignor will, whenever counsel of said assignee, or the counsel of its successors, legal representatives and assigns, shall advise that any proceeding in connection with said invention, or said application for Letters Patent, or any proceeding in connection with Letters Patent for said invention in any country, including interference proceedings, is lawful and desirable, or that any division, continuation or continuation-in-part of any application for Letters Patent or any reissue or extension of any Letters Patent, to be obtained thereon, is lawful and desirable, sign all papers and documents, take all lawful oaths, and do all acts necessary or required to be done for the procurement, maintenance, enforcement and defense of Letters Patent for said invention, without charge to said assignee, its successors, legal representatives and assigns, but at the cost and expense of said assignee, its successors, legal representatives and assigns.

AND said assignor hereby requests the Commissioner of Patents to issue said Letters Patent of the United States to said assignee as the assignee of said invention and the Letters Patent to be issued thereon for the sole use and behoof of said assignee, its successors, legal representatives and assigns.

Date December 23, 1999

Inventor's Signature 
Patrick Fogarty