

04-10-2000

RECORDATION COVER SHEET



101313105

To the Honorable Commissioner of Patents and Trademarks, files documents or copy thereof:

1. Name of conveying party(ies):
 a. Douglas Webb Johnson
 b. John Michael Morin, Jr.
 c. Jason Scott Sawyer
 d. Robert Theodore Shuman

2. Name & address of receiving party(ies):
 Name: Eli Lilly and Company
 Internal Address: Patent Division

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

Street Address: Lilly Corporate Center

City: Indianapolis State: IN Zip: 46285

3. Nature of conveyance:

Additional name(s) & address(es) attached?

(X) Assignment () Merger
 () Security Agreement () Change of Name
 () Other

() Yes (X) No

Execution Dates:

April 21, 1998

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

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

A. Patent Application No.(s):
 09/462346

B. Patent No.(s):

Additional Numbers attached () Yes (X) No

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

6. Total number of applications and patents involved: (1)

Cheryl Eyed
 Eli Lilly and Company
 Lilly Corporate Center
 Indianapolis, IN 46285

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

() Enclosed
 (X) Authorized to be charged to deposit account (along with any additional fees or the credit of any overpayment)

8. Deposit account number: 05-0840

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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.

Scott Alexander McNeil
 Name of Attorney Signing
 Reg. No. 37,185

Signature

Date

25 FEB 00

Total number of pages including cover sheet, attachments and document: (4)

Certificate of Mailing

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 appearing below.

ELI LILLY AND COMPANY

BY Scott Alexander McNeil

DATE February 25, 2000

Mail documents to be recorded with required cover sheet information to:

Commissioner of Patents & Trademarks, Box Assignments

Washington, D.C. 20231

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PATENT
 REEL: 010663 FRAME: 0667

ASSIGNMENT

WHEREAS we, Jason Scott Sawyer, John Michael Morin, Jr., Douglas Webb Johnson, and Robert Theodore Shuman, have made an invention which is the subject of an international application under the Patent Cooperation Treaty ("PCT") patent application entitled INHIBITORS OF NEUTROPHIL MEDIATED OXIDANT PRODUCTION, containing 124 pages and no drawings, and which is to be filed in the United States Patent and Trademark Office acting as PCT Receiving Office ("Application"); and we hereby authorize and direct our common representative to insert below the filing date and application number when they become known: PCT/US 98/14262, filed 8 JULY 1998; and

WHEREAS ELI LILLY AND COMPANY, an Indiana corporation having its principal place of business at Lilly Corporate Center, Indianapolis, Indiana 46285, wishes to acquire the entire interest in all inventions disclosed in such Application;

NOW, THEREFORE, in consideration of the sum of one dollar (\$1.00) and other good and valuable consideration, the receipt of which is hereby acknowledged, we hereby sell, assign, transfer and set over unto Eli Lilly and Company, its successors and assigns (collectively "Lilly") our entire right, title and interest in, to and under the Application, including all priority rights for other countries arising therefrom, all inventions therein disclosed, and any and all present or future patent applications to such inventions that may be filed in the United States or any foreign country, inclusive of, but not limited to, continuations, continuations-in-part, divisions, substitutions, reexaminations, reissues, international applications under the Patent Cooperation Treaty ("PCT"), United States provisional patent applications, certificates of addition, utility models, petty patents, as well as all other intellectual property related to the Application, inclusive of, but not limited to, supplementary protection certificates, copyrights, trademarks, and data package exclusivity rights; and any and all Letters Patent of the United States and of all foreign countries and all related patent term extensions which may be granted for Letters Patent with respect to the Application; all of the above to be held and enjoyed by Lilly for its own use and enjoyment to the full end of the term or terms for which such Letters Patent and related intellectual property rights may be granted, as fully and entirely as the same would have been held and enjoyed by us had this Assignment and sale to Lilly not been made.

For ourselves and for our heirs, successors and legal representatives, we covenant that no assignment, sale, agreement or encumbrance has been or will be made or entered into which would conflict with this Assignment.

For ourselves and for our heirs, successors and legal representatives, we further covenant and agree with Lilly that upon request we and they will, without further consideration than that now paid, but at the expense of Lilly: (i) execute original, provisional, substitute, continuation, divisional, continuation-in-part, reexamined, or reissued applications, amended specifications, or rightful declarations or oaths for such application; (ii) communicate to Lilly any facts known to us or them relating to such inventions or the history thereof; (iii) execute preliminary statements and testify in any interference proceedings, litigation discovery proceedings and depositions, oppositions, cancellation proceedings, priority contests, public use proceedings, administrative agency proceedings, litigation and other court actions and the like; (iv) execute and deliver any application papers, affidavits, declarations, assignments, or other instruments; and (v) do all other acts which, in the opinion of counsel for Lilly, may be necessary or desirable to secure the grant of Letters Patent and related intellectual property to Lilly or its nominees, in the United States and in all other countries where Lilly may desire to have such inventions, or any of them, patented, with specifications and claims in such form as shall be approved by counsel for Lilly and to vest and confirm in Lilly or its nominees the full and complete legal and equitable title to all such Letters Patent and related intellectual property.

IN WITNESS WHEREOF we have executed this assignment on the 21
day of April, 1998.

Jason Scott Sawyer
Jason Scott Sawyer

John Michael Morin, Jr.
John Michael Morin, Jr.

Douglas Webb Johnson
Douglas Webb Johnson

Robert Theodore Shuman
Robert Theodore Shuman

UNITED STATES OF AMERICA

STATE OF INDIANA)
COUNTY OF Maion) ss: 4-21 1998

Before me, a Notary Public for Hendricks County, State of Indiana, personally appeared Jason Scott Sawyer and acknowledged the execution of the foregoing instrument this 21 day of April, 1998.

Sue E. Robinson
Notary Public, State of Indiana
Hendricks County
My Commission Expires 04/28/98

Sue E Robinson
Notary Public

UNITED STATES OF AMERICA

STATE OF INDIANA)
COUNTY OF Maion) ss: 4-21 1998

Before me, a Notary Public for Hendricks County, State of Indiana, personally appeared John Michael Morin, Jr. and acknowledged the execution of the foregoing instrument this 21 day of April, 1998.

My commission expires:

Sue E Robinson
Notary Public

Sue E. Robinson
Notary Public, State of Indiana
Hendricks County
My Commission Expires 04/28/98

UNITED STATES OF AMERICA

STATE OF INDIANA)
COUNTY OF Marion)

ss:

4-21 1998

Before me, a Notary Public for Hendricks County, State of Indiana, personally appeared Douglas Webb Johnson and acknowledged the execution of the foregoing instrument this 21 day of April, 1998.

Sue E Robinson
Notary Public

My commission expires:
Sue E. Robinson
Notary Public, State of Indiana
Hendricks County
My Commission Expires 04/28/98

UNITED STATES OF AMERICA

STATE OF INDIANA)
COUNTY OF Marion)

ss:

4-21- 1998

Before me, a Notary Public for Hendricks County, State of Indiana, personally appeared Robert Theodore Shuman and acknowledged the execution of the foregoing instrument this 21 day of April, 1998.

Sue E Robinson
Notary Public

My commission expires:

Sue E. Robinson
Notary Public, State of Indiana
Hendricks County
My Commission Expires 04/28/98