

05-31-2000



IN THE UNITED

101370014

MARK OFFICE

IN RE APPLICATION OF:
TONY M. AVILA and ADOLFO S. MEDEROS

PATENT

SERIAL NUMBER: To be Assigned
Express Mail No.: EJ256695410US
FILED: UNKNOWN

ART UNIT NO.: UNKNOWN

EXAMINER: UNKNOWN

FOR: LACTUCA SATIVA CULTIVAR
EXHIBITING RESISTANCE TO
LETTUCE DROP (SCLEROTINA
MINOR) AND TIPBURN

ATTORNEY DOCKET NO.:
CVSI1762

JC542 U.S. PTO
09/574476
05/19/00

Handwritten: MHP 5.19.00

Morgan Hill, California
May 10, 2000

I hereby certify that this document as enclosed therein is being deposited with the United States Postal Service on of May 18, 2000 in an envelope as "Express Mail Post Office to Addressee" Mailing Label Number EJ256695410US, addressed to Box PATENT APPLICATION, Assistant Commissioner for Patents, Washington, D.C. 20231

Elia Salinas

Typed or printed name of person mailing paper or fee

Signature of person mailing paper

COVER SHEET FOR ASSIGNMENT (DOCUMENT)

Box Patent Application
Assistant Commissioner for Patents
Washington, D.C. 20231

Handwritten: 09/574476

Dear Sir:

1. The Patent Application filed ☒ herewith: ☐ on _____, and to which the attached assignment refers is identified as follows:

a. Date of execution: May _____, 2000

b. Name of each inventor: (1) Tony M. Avila
(2) Adolfo S. Mederos

c. Title of invention: Lactuca Sativa Cultivar Exhibiting Resistance to Lettuce Drop (Sclerotinia Minor) and Tipburn

NAME OF PARTY(IES) CONVEYING INTEREST (37 CFR 3.31(A)(1))

May 17, 2000

2. The party(ies) conveying this interest are: **Tony M. Avila and Adolfo S.**

Mederos

**NAME AND ADDRESS OF PARTY(IES) RECEIVING INTEREST
(37 CFR 3.31(A)(2))**

3. The rights are being conveyed to:

Name: **Central Valley Seeds, Inc.**

Address: **485 Victor Way, Suite 10
Salinas, California 93912**

**DESCRIPTION OF INTEREST CONVEYED OR
TRANSACTION RECORDED (37 CFR 3.31(A)(3))**

4. The accompanying document intends to accomplish:



an assignment



a change of name



a security agreement



a change of address



a license



other



a merger

**NAME AND ADDRESS OF PARTY TO WHOM CORRESPONDENCE SHOULD BE
MAILED (37 CFR 3.31(A)(5))**

5. Please address correspondence to:

Douglas A. Chaikin, Esq.
Peninsula IP Group
A Professional Law Corporation
16275 South Monterey Road, Suite F
Morgan Hill, CA 95037
Telephone: (408) 782-1400

DATE ASSIGNMENT (DOCUMENT) EXECUTED (37 CFR 3.31(A)(7))

6. The attached assignment (document) was executed by
Tony M. Avila on May 17, 2000; and Adolfo S. Mederos on May 15, 2000

May 17, 2000

LANGUAGE OF ASSIGNMENT (DOCUMENT) TO BE RECORDED

The attached document:

- ☒ is in the English language
☐ is not in the English language and a verified English translation
signed by the individual making the translation is attached

ORIGINAL DOCUMENT OR TRUE COPY SUBMITTED

7. Submitted herewith is:

- ☒ the original document
☐ a true copy of the original document

**NUMBER OF APPLICATIONS IDENTIFIED IN THIS COVER
SHEET AND THE FEE (37 CFR 3.31 (A)(6))**

8. A. This cover sheet identifies only one application:

B. The fee for recordal (37 CFR 1.21(h)) is \$40.00

☐ Attached is a check for \$40.00, check no. _____.

STATEMENT (37 CFR 3.31(A)(9)) AND SIGNATURE (37 CFR 3.31(A)(10))

9. 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.

Respectfully submitted,
PENINSULA IP GROUP
A Professional Law Corporation


Douglas A. Chaikin

16275 South Monterey Road, Suite F
Morgan Hill, CA 95037
Reg. No. 29,140
(408) 782-1400

ASSIGNMENT OF PATENT APPLICATION

We, Tony M. Avila and Adolfo S. Mederos, and each of us, having our mailing address at **20 Gardenia Circle, Salinas California 93906;** and **1052 Charlestown Way, Salinas, California 93906,** respectively, do hereby sell, assign and transfer unto **Central Valley Seeds, Inc.** hereinafter, **Central Valley Seeds, Inc.,** a corporation organized under the Laws of the State of California, having its principal place of at 485 Victor Way, Suite 10, Salinas, CA 93912, the entire right, title and interest, together with all rights of priority, in and to our invention for “ **LACTUCA SATIVA CULTIVAR EXHIBITING RESISTANCE TO LETTUCE DROP (SCLEROTINA MINOR) AND TIPBURN**” filed on May 11, 2000 with Express Mail number EJ256695410US as described and claimed in our Application for Letters Patent of the United States of America, as described and/or claimed in any and all applications for Letters Patent based thereon including divisions, continuations and reissues thereof as well as all foreign counterparts thereof together with all Letters Patent issuing on any of the aforesaid applications for Letters Patent, the same to be held and enjoyed by **CENTRAL VALLEY SEEDS, INC.,** its successors, assigns or other legal representatives, to the full ends of the terms of all.

AND, WE HEREBY AUTHORIZE AND EMPOWER CENTRAL VALLEY SEEDS, INC., its successors, assigns and legal representatives or nominees, to make applications for patent or other form of protection for our invention referenced above, the benefit of the right of priority provided by the International Convention for the Protection of Industrial Property, as amended, or by any convention which may henceforth be substituted for it, and to invoke and claim such right of priority without further written or oral authorization from us, and to receive Letters Patent for said

invention in any foreign countries in its own name, or in our names, at its election.

AND, **WE** HEREBY COVENANT AND AGREE that **WE** will execute or procure any further necessary assurance of title to said invention and any Letters Patent which may issue therefor and that **WE** will, at any time, upon the request and at the expense of **CENTRAL VALLEY SEEDS, INC.** deliver any testimony in any legal proceedings and execute all papers that may be necessary or desirable to perfect the title to said invention or any Letters Patent which may be granted therefor in **CENTRAL VALLEY SEEDS, INC.**, its successors, assigns, or other legal representatives, and that **WE** will, at any time, upon the request and at the expense of **CENTRAL VALLEY SEEDS, INC.** execute any continuations, divisions, reissues, or any other additional applications for Letters Patent for said invention or any part or parts thereof, all of which applications and any Letters Patent issuing thereon are hereby assigned to **CENTRAL VALLEY SEEDS, INC.**, and will make all rightful oaths, and do all lawful acts requisite for procuring the same therein, without further compensation, but at the expense of **CENTRAL VALLEY SEEDS, INC.**, its successors, assigns or other legal representatives.

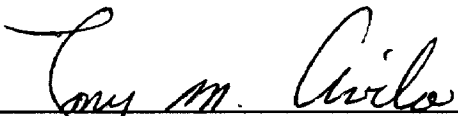
AND, **WE** HEREBY AUTHORIZE AND REQUEST the Commissioner of Patents and Trademarks to issue any and all Letters Patent of the United States for said invention, resulting from any of the aforesaid application(s) to **CENTRAL VALLEY SEEDS, INC.** as the sole owner.

AND, **WE** HEREBY CONSENT that a copy of this assignment shall be deemed a full legal and formal equivalent of any assignment, consent to file or like document

which may be required in any country for any purpose and more particularly in proof of the right of the said **CENTRAL VALLEY SEEDS, INC.** or nominee to claim the aforesaid benefit of the right priority provided by the International Convention for the Protection of Industrial Property as, or by any convention which may henceforth be substituted for it.

AND, **WE** covenant with said **CENTRAL VALLEY SEEDS, INC.**, its successors, assigns and legal representatives, that the rights and property herein conveyed are free and clear of any encumbrance and that **WE** have full right to convey the same as herein expressed.

Signed at MORGAN HILL, _____, California, this 17 day of May, 2000



Tony M. Avila

Signed at MORGAN HILL, _____, California, this 15 day of May, 2000



Adolfo S. Mederos