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| <p>1. Name of party or parties conveying an interest:<br/><i>7. 28.00</i></p> <p>Richard Z. Morenzoni<br/>Stacia R. Engel<br/>Nancy A. Irelan</p>   | <p>2. Name and address of party or parties receiving an interest:</p> <p>Name: E. &amp; J. Gallo Winery,<br/>a California corporation</p> <p>Street Address: 600 Yosemite Boulevard<br/>P.O. Box 1130</p> <p>City: Modesto<br/>State: California<br/>Zip: 95353</p>                       |
| <p>3. Description of the interest conveyed:</p> <p><input checked="" type="checkbox"/> Assignment<br/><input type="checkbox"/> Merger<br/><input type="checkbox"/> Change of Name<br/><input type="checkbox"/> Security Agreement</p> <p>Execution Dates: July 18 and 19, 2000</p>  | <p>Other:</p>   |
| <p>4. Application number(s) or patent number(s).<br/>Additional sheet attached?<br/>YES ___ NO <u>X</u></p> <p>A. Patent Application no.(s): 09/488,295 filed<br/>January 20, 2000</p>  | <p>If the document is being filed together with a<br/>new application, the execution date of the<br/>application is:</p> <p>B. Patent no.(s):</p>   |
| <p>5. Name and address of party to whom<br/>correspondence concerning this cover sheet<br/>should be mailed:</p> <p>Name: Jeffrey S. Sharp<br/>Reg. No. 31,879<br/>MARSHALL, O'TOOLE, GERSTEIN,<br/>MURRAY &amp; BORUN<br/>Street Address: 6300 Sears Tower<br/>233 S. Wacker Drive<br/>City: Chicago<br/>State: Illinois<br/>Zip: 60606-6402</p> | <p>6. Number of applications and/or patents<br/>identified on this cover sheet: 1</p> <p>7. Amount of fee enclosed or authorized to be<br/>charged: \$40.00</p> <p>8. Any additional required fee may be charged,<br/>or any overpayment credited to our deposit<br/>account: 13-2855</p> |

9. To the best of my knowledge and belief, the information contained on this cover sheet is true and correct and any copy submitted is a true copy of the original document.

Date: July 26, 2000

*Jeffrey S. Sharp*  
Jeffrey S. Sharp  
Reg. No. 31,879

08/24/2000 DNGUYEN 00000159 09488295  
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Total number of pages including cover sheet, attachments, and document: 5

# ASSIGNMENT

Serial No: 09/488,295  
Filed: January 20, 2000  
Title: Detection of Fermentation-Related Microorganisms

For Ten Dollars (\$10.00), and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the undersigned hereby assign to E. & J. Gallo Winery, a California corporation, 600 Yosemite Boulevard, P.O. Box 1130, Modesto, California 95353, (hereinafter "assignee"), its successors and assigns, the entire right, title and interest in the invention or improvements of the undersigned disclosed in an application for Letters Patent of the United States, executed by the undersigned on July 18 and 19, 2000, and in said application and any and all other applications, both United States and foreign, which the undersigned may file, either solely or jointly with others, on said invention or improvements, and in any and all Letters Patent of the United States and foreign countries, which may be obtained on any of said applications, and in any reissue or extension thereof.

The undersigned hereby authorize and request the Commissioner of Patents and Trademarks to issue said Letters Patent to said assignee.

The undersigned hereby authorize and request the attorneys of record in said application to insert in this assignment the execution date and/or filing date and serial number of said application when officially known.

The undersigned warrant themselves to be the owners of the interest herein assigned and to have the right to make this assignment and further warrant that there are no outstanding prior assignments, licenses, or other rights in the interest herein assigned.

For said consideration the undersigned hereby agree, upon the request and at the expense of said assignee, its successors and assigns, to execute any and all divisional, continuation, continuation-in-part and substitute applications for said invention or improvements, and any necessary oath or affidavit relating thereto, and any application for the reissue or extension of any Letters Patent that may be granted upon said application, and any and all applications and other documents for Letters Patent in foreign countries on said invention or improvements, that said assignee, its successors or assigns, may deem necessary or expedient, and for said consideration the undersigned further agree upon the request of said assignee, its successors or assigns, in the event of any application or Letters Patent assigned herein becoming involved in Interference, to cooperate to the best of the ability of the undersigned with said assignee, its successors or assigns, in the matters of preparing and executing the preliminary statement and giving and producing evidence in support thereof, the undersigned hereby agreeing to perform, upon request, any and all affirmative acts to obtain said Letters Patent, both United States and foreign, and vest all rights therein hereby conveyed in said assignee, its successors and assigns, whereby said Letters Patent will be held and enjoyed by said assignee, its successors and assigns, to the full end of the term for which said Letters Patent may be granted as fully and entirely as the same would have been held and enjoyed by the undersigned if this assignment and sale had not been made.

WITNESS our hands this 19th day of July, 2000.

State of California  
County of Stanislaus } ss.

Stacia R. Engel  
Richard A. Morenzoni

Nancy A. Irelan

On this 19th day of July, 2000, before me, a Notary Public in and for the County and State aforesaid, appeared Stacia R. Engel, Richard A. Morenzoni and Nancy A. Irelan, to me personally known to be the same persons whose names <sup>is</sup> ~~are~~ subscribed to the foregoing instrument, and acknowledged that <sup>he</sup> ~~they~~ executed said instrument as <sup>his</sup> ~~their~~ free and voluntary act and for the uses and purposes therein expressed.

WITNESS my hand and seal the same day and year last above given.

My Commission Expires: December 21, 2002

Joni L. Criscione  
Notary Public



# ASSIGNMENT

Serial No: 09/488,295  
Filed: January 20, 2000  
Title: Detection of Fermentation-Related Microorganisms

For Ten Dollars (\$10.00), and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the undersigned hereby assign to E. & J. Gallo Winery, a California corporation, 600 Yosemite Boulevard, P.O. Box 1130, Modesto, California 95353, (hereinafter "assignee"), its successors and assigns, the entire right, title and interest in the invention or improvements of the undersigned disclosed in an application for Letters Patent of the United States, executed by the undersigned on July 18 and 19, 2000, and in said application and any and all other applications, both United States and foreign, which the undersigned may file, either solely or jointly with others, on said invention or improvements, and in any and all Letters Patent of the United States and foreign countries, which may be obtained on any of said applications, and in any reissue or extension thereof.

The undersigned hereby authorize and request the Commissioner of Patents and Trademarks to issue said Letters Patent to said assignee.

The undersigned hereby authorize and request the attorneys of record in said application to insert in this assignment the execution date and/or filing date and serial number of said application when officially known.

The undersigned warrant themselves to be the owners of the interest herein assigned and to have the right to make this assignment and further warrant that there are no outstanding prior assignments, licenses, or other rights in the interest herein assigned.

For said consideration the undersigned hereby agree, upon the request and at the expense of said assignee, its successors and assigns, to execute any and all divisional, continuation, continuation-in-part and substitute applications for said invention or improvements, and any necessary oath or affidavit relating thereto, and any application for the reissue or extension of any Letters Patent that may be granted upon said application, and any and all applications and other documents for Letters Patent in foreign countries on said invention or improvements, that said assignee, its successors or assigns, may deem necessary or expedient, and for said consideration the undersigned further agree upon the request of said assignee, its successors or assigns, in the event of any application or Letters Patent assigned herein becoming involved in Interference, to cooperate to the best of the ability of the undersigned with said assignee, its successors or assigns, in the matters of preparing and executing the preliminary statement and giving and producing evidence in support thereof, the undersigned hereby agreeing to perform, upon request, any and all affirmative acts to obtain said Letters Patent, both United States and foreign, and vest all rights therein hereby conveyed in said assignee, its successors and assigns, whereby said Letters Patent will be held and enjoyed by said assignee, its successors and assigns, to the full end of the term for which said Letters Patent may be granted as fully and entirely as the same would have been held and enjoyed by the undersigned if this assignment and sale had not been made.

WITNESS our hands this 18<sup>th</sup> day of July, 2000.

State of California  
County of Stanislaus } ss.

Stacia R. Engel  
Stacia R. Engel

Richard A. Morenzoni  
Richard A. Morenzoni

Nancy A. Irelan  
Nancy A. Irelan

On this 18<sup>th</sup> day of July, 2000, before me, a Notary Public in and for the County and State aforesaid, appeared Stacia R. Engel, ~~Richard A. Morenzoni~~ and Nancy A. Irelan, to me personally known to be the same persons whose names are subscribed to the foregoing instrument, and acknowledged that they executed said instrument as their free and voluntary act and for the uses and purposes therein expressed.

WITNESS my hand and seal the same day and year last above given.

My Commission Expires: December 21, 2002

Joni L. Criscione  
Notary Public

