

09-27-2000



101473383

To The Honorable Assistant

ginal documents or copy thereof:

1c806 U.S. P10

09/661757

09/14/00

1. Name of conveying party(ies): 9-14-00

Anthony J. De Lucca, John M. Bland and Craig B. Vigo

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

3. Nature of Conveyance:

[X] Assignment [ ] Merger  
 [ ] Security Agreement [ ] Change of Name  
 [ ] Other \_\_\_\_\_

Execution Date: 09/14/2000, 09/14/2000, 09/14/2000

2. Name and address of receiving party(ies)

Name: The United States of America, as representedby the Secretary of AgricultureCity: Washington State: D.C. Zip: 20250-0101

Additional name(s) &amp; address(es) attached? [ ] Yes [X] No

4. Application number(s) or patent number(s): 09/661757

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

September 13, 2000 and September 14, 2000A. Patent Application No.(s)  
USDA Docket P.C. 0253.99

B. Patent No.

Additional numbers attached? [ ] Yes [X] No

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

Name: Curtis P. RibandoInternal Address: USDA-ARS-OTT-National  
Center for Agricultural Utilization ResearchStreet Address: 1815 N. University StreetCity: Peoria State: IL Zip: 61604

. Total number of applications and patents involved: [ 1 ]

7. Total Fee (37 CFR 3.41) \$ 40.00

[ ] Enclosed

[X] Authorized to be charged to Deposit Account

8. Deposit Account Number: 01-0455

DO NOT USE THIS SPACE

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.*
Curtis P. Ribando  
 Name of Person Signing

Curtis P. Ribando  
 Signature

09-14-00  
 Date

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

 Assistant Commissioner for Patents  
 Box ASSIGNMENTS  
 Washington, D.C. 20231
Express # EK419816499US
 I hereby certify that this correspondence is being deposited with the U.S.  
 Postal Service as Express Mail in an envelope addressed to: Assistant  
 Commissioner for Patents, Washington, D.C. 20231 on

September 14, 2000  
 (Date of Deposit)

Curtis P. Ribando  
 Name of Depositor  
Curtis P. Ribando  
 Signature

09-14-00  
 Date of Signature

09/25/2000 WASHINGTON 00000046 010455 09661757

02 FC:581

40.00 CH

 PATENT  
 REEL: 011102 FRAME: 0535

**ASSIGNMENT**

WHEREAS, we, Anthony J. De Lucca II, John M. Bland and Craig B. Vigg  
residing at 1224 Helios Metairie, Louisiana, 70005; 1130 Michigan Avenue, Slidell, Louisiana,  
70456 and 1161 Lake Avenue, Unit 319, Metairie, Louisiana 70005; respectively  
having invented an improvement in Fungicidal Saponin, CAY-1, and Isolation Thereof From  
Capsicum Species Fruit  
with Claude P. Selitrennikoff

for which we have made application for Letters Patent of the United States, executed concurrently herewith and further identified as Department of Agriculture Case No. 0253.99; and

WHEREAS, the United States patent rights in said invention are assignable to the United States by virtue of our having made the invention while in the employ of the United States Department of Agriculture under applicable law and regulations of the United States Department of Agriculture which render the patent rights so assignable; and

WHEREAS, the United States, as represented by the Secretary of Agriculture, is desirous of acquiring an assignment of said patent rights;

NOW, THEREFORE, in consideration of these premises, we hereby assign said patent rights to the United States of America, as represented by the Secretary of Agriculture.

We further grant to the Government of the United States a nonexclusive, irrevocable, royalty-free license in any patent which may issue on said invention in any foreign country, including the power to issue sublicenses for use in behalf of the Government and/or in furtherance of the foreign policies of the Government.

Still further, we shall not employ such foreign patents to bar the sale or use, in any foreign country, of materials which are manufactured or otherwise produced essentially in the United States. Rather, we shall grant patent licenses therein, at reasonable terms, to permit such sale or use; Provided, that we shall not be compelled to grant such licenses in any foreign country where said materials are staple articles or commodities of commerce suitable for substantial use other than in infringement of such patents.

Anthony J. De Lucca II  
(signature) Anthony J. De Lucca II

September 14, 2000  
(date)

John M. Bland  
(signature) John M. Bland

9-14-00  
(date)

Craig B. Vigg  
(signature) Craig B. Vigg

September 14, 2000  
(date)

USDA  
Rev. 5/98