11-03-2000

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Patent Case No. 20004Y

U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE

| | TO THE HONORABL PLEASE RECORD THE ATTACH | 1015 | 24505 | ADEMARKS: | | | | |
|-----------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------|----------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--|--|--|--|
| 1. | Name(s) of Conveying party(ies): | | | | | | | |
| Ed | dwin J. Whitney and Geraldine Mantell | | | | | | | |
| Ad | dditional name(s) of conveying party(ies) attached? | Ye | es No | | | | | |
| 2. | Nature of conveyance: X Assignment Merger Security Agreement Change of Name Other: Execution Date: Jul 16, 1998 Aug 6, 1998 | | Name: <u>IMI</u> Internal Ad Street Add City & Stat Zip/Postal | address of receiving party(ies): ERCK & Co., INC. dress: RY60-30 ress: P.O. Box 2000 e: RAHWAY, NEW JERSEY Code: 07065-0907 | | | | |
| 4. | | a new applic | | | | | | |
| 5. | Name & address of party to whom corresponder concerning documents should be mailed: Name: Carol S. Quagliato Internal Address: PATENT DEPARTMENT MERCK & CO., INC. P.O. BOX 2000 RY60-30 City & State: RAHWAY, N.J. Zip: 07 | 7. T | otal fee (37 Cl Enclo The C charg | lications & patents involved: 1 FR 3.41) | | | | |
| DO NOT USE THIS SPACE | | | | | | | | |
| 8. | To the best of my knowledge and belief, the fore copy of the original document. Carol S. Quagliato Reg. No. 35,330 Name of Person Signing | | | s Quagliato 10-12-00 gnature Date | | | | |
| | Total number of pages incl | | | Allanda Alamana and a same and a | | | | |
| Co Bo | Do No ail documents to be recorded with the required cov commissioner of Patents and Trademarks ox Assignments ashington, D.C. 20231 | ot Detach Thi er sheet info | ormation to: | hereby certify that this correspondence is being reposited with the United Status Pestal Service as irst class mell in an envelope addressed to: assistant Commissioner for Patents, Washington, D.C. 20231, on the date appearing below. | | | | |

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PATÉNT REEL: 011196 FRAME: 0716

JOINT Merck Case 20004Y

U.S. Serial No. 09/078,087

Filing Date May 13, 1998

ASSIGNMENT AND AGREEMENT

For value received, we. EDWIN J. WHITNEY AND GERALDINE MANTELL

of 9303 MONTESSORI, SAN ANTONIO, TEXAS 78217; 1600 SWEDESFORD ROAD, NORTH WALES, PA 19454; RESPECTFULLY

hereby sell, assign and transfer to MERCK & CO., Inc., a corporation of the State of New Jersey, having an office at Lincoln Avenue, City

of Rahway, State of New Jersey, and it successors, assigns and legal representatives, the entire right, title and interest, for all

countries, in and to certain inventions relating to

CHOLESTEROL-LOWERING THERAPY

described in an application for Letters Patent of the United States, executed by each of us on even date herewith, or executed on the date shown in the Declaration and Power of Attorney relating to said application, and all the rights and privileges, including any and all

benefits under the International Conventior for the Protection of Industrial Property and related treaties, under any and all Letters

Patents which may be granted in any foreign country, and under any and all extensions, divisionals, reissues and continuations of said

Letters Patents.

We request that any and all Patents for said inventions be issued to said assignee, its successor, assigns and legal representa-

tives, or to such nominees as it may designate.

We agree that, when requested, we will, without charge to said assignee but at its expense, sign all papers, take all rightful oaths, and do all acts which may be necessary, desirable or convenient for securing and maintaining Patents for said inventions in any and all

countries and for vesting title thereto in said assignee, its successors, assigns and legal representatives or nominees.

We covenant with said assignee, 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.

| We hereby authorize our attorney, CAROL S. QUAGLIA | | or an attorney with Power of Attorney in this ap | | | pplication, of | | |
|----------------------------------------------------|---------------------------|--------------------------------------------------|-------------|------------|----------------|------|---|
| the saic MERCK & CO., Inc., to insert Se | rial No., and Filing Date | of said ap | plication(s | s) when kr | own. | | |
| Signed at , SAN AMOUNT | o Tx. USA | this | 16th | day of | July | 1998 | _ |
| Collection m | | | | · - | <u> </u> | | |
| EDWIN J. WHITNEY | • | | | | | | |

Page 1 of 2

PATENT
JOINT Merck Case 20004Y

U.S. Serial No. <u>09/078,087</u>

ASSIGNMENT AND AGREEMENT

Filing Date <u>May 13, 1998</u>

| Signed at Pine Bell MONTENNERY COM | Note this 6 day of AUGUST 1998. |
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| | GERALDINE MANTELL |
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| | |
| STATE OF TEXAS | |
| County of BEXAR SS. | |
| Personally appeared before me the above-named EDWIN | J. WHITNEY BEVERLY W. MAYEUX NOTARY PUBLIC State of Texas Comm. Exp. 10-09-2000 |
| to me known and known to me to be the person(s) who executed to | the foregoing instrument and acknowledged said instrument to be their |
| free act and deed this day of July 14 | 198 - Amr. J |
| | Notary Public |
| | |
| County of MONTONIA ss. | |
| Personally appeared before me the above-named GERALI | DINE MANTELL |
| | |
| to me known and known to me to be the person(s) who executed t | he foregoing instrument and acknowledged said instrument to be their |
| free act and deed this day of ALLOW ST | 1993 - 1 Jank |
| | the foregoing instrument and acknowledged said instrument to be their 1993 Notary Public Foregoing Search Searc |
| | Magner, Panasaraba association of Nerari |

Page 2 of 2

PATENT REEL: 011196 FRAME: 0718

RECORDED: 10/16/2000