

03-06-2001



R SHEET

ATTY DOCKET 99-99

101626507

To the Honorable Commissioner of Patents and Trademarks, please return the attached original documents or copy thereof

1. Name of conveying party(ies):

Andre J. Laroche	01/22/2001
Timothy Y. Huang	01/12/2001
Michele M. Frick	01/09/2001
Zhen-Xiang Lu	01/09/2001
Hung Chang Huang	01/09/2001
Kuo Joan Cheng	01/18/2001

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

2. Name and address of receiving party(ies)

Name: Her Majesty the Queen in Right of Canada as Represented by the Minister of Agriculture and Agri-Food

Address: P.O. Box 3000, Main

City: Lethbridge Province: Alberta

Country: Canada Zip: T1J 4B1

Additional name(s) & address(es) attached? Yes No

3. Nature of conveyance:

- Assignment Merger
- Security Agreement Change of name
- Other _____

Execution Date: 1/22/01, 1/12/01, 1/9/01, 1/18/01

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)

B. Patent No.(s)

09/733,643

Additional numbers attached? Yes No

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

Name: Sally A. Sullivan

Internal Address: Greenlee, Winner & Sullivan

Street Address: 5370 Manhattan Circle,
Suite 201

City: Boulder State: CO ZIP: 80303

6. Total number of applications and patents involved: 1

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

Enclosed

Authorized to be charged to deposit account

8. Deposit Account Number 07-1969

03/05/2001
01 FC:581

DBYRNE 00000197 09733643

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.

Sally A. Sullivan
Name of Person Signing

Sally A Sullivan
Signature

February 22, 2001
Date

Total number of pages including cover sheet, attachments, and document: 13

ASSIGNMENT

WE, Andre J. LAROCHE, Timothy Y. HUANG, Michele M. FRICK, Zhen-Xiang LU, Hung Chang HUANG and Kuo Joan CHENG, whose full post office addresses are (respectively); 51 Kings Mews South, Lethbridge, Alberta, Canada, T1K 5G8; 3 Tudor Court South, Lethbridge, Alberta, Canada, T1K 5C9; 54 Heritage Place, Lethbridge, Alberta, Canada, T1K 6X7; 2717 - 11th Avenue North, Lethbridge, Alberta, Canada, T1H 1N5; 3 Tudor Court South, Lethbridge, Alberta, Canada, T1K 5C9 and #17, 7695 St. Albans Road, Richmond, British Columbia, Canada, V6Y 3W8; for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, do hereby assign to **HER MAJESTY THE QUEEN IN RIGHT OF CANADA AS REPRESENTED BY THE MINISTER OF AGRICULTURE AND AGRI-FOOD**, whose full post office address is P.O. Box 3000, Main, Lethbridge, Alberta, Canada, T1J 4B1, its successors and assigns, the entire right, title and interest in, to and under:

Any and all inventions and discoveries made by us and disclosed in a United States Provisional Patent Application for *CONIOTHYRIUM MINITANS* β -(1,3) EXOGLUCANASE GENE *CBEGI* filed December 8, 2000, under Serial No. 09/733,643, and in and to all patents granted therefor, and all divisions, reissues, continuations, renewals and prolongations thereof, including the subject matter of any and all claims which may be obtained in every such patent, and in and to any and all applications for Letters Patent of any other country which have been or may be filed based either in whole or in part upon any or all of said inventions or discoveries, including all rights of priority under the International Convention in foreign countries and the right to file and prosecute

such applications, and in and to any and all Letters Patent which have been or may be granted by that or any other country based either in whole or in part upon any or all of said inventions or discoveries or said applications;

And we covenant that we have full right to convey the entire right, title and interest to **HER MAJESTY THE QUEEN IN RIGHT OF CANADA AS REPRESENTED BY THE MINISTER OF AGRICULTURE AND AGRI-FOOD**, herein assigned, and that we have not executed, and will not execute, any agreement in conflict therewith, and agree that we will provide to **HER MAJESTY THE QUEEN IN RIGHT OF CANADA AS REPRESENTED BY THE MINISTER OF AGRICULTURE AND AGRI-FOOD**, or its representatives, without further consideration, all facts and documents known to us relating to said inventions and discoveries whenever requested; testify in any legal proceedings; execute all papers that may be necessary to file said applications in the United States or any other country and to assign the same; execute any other papers that may be needed in connection with filing said applications and securing a Letters Patent thereon; make all rightful oaths; and generally do everything possible to aid **HER MAJESTY THE QUEEN IN RIGHT OF CANADA AS REPRESENTED BY THE MINISTER OF AGRICULTURE AND AGRI-FOOD**, its successors, assigns and nominees, to obtain, uphold and enforce proper patent protection for said inventions and discoveries in all countries.

We hereby authorize our legal representative to add reference to the Serial

No. of the above-referenced application to this Assignment.

SIGNED at Lethbridge, Alberta this ____ day of _____, 2001.

ANDRE J. LAROCHE

WITNESS

SIGNED at Lethbridge, Alberta this ____ day of _____, 2001.

TIMOTHY Y. HUANG

WITNESS

SIGNED at Lethbridge, Alberta this ____ day of _____, 2001.

MICHELE M. FRICK

WITNESS

SIGNED at Lethbridge, Alberta this ____ day of _____, 2001.

ZHEN-XIANG LU

WITNESS

SIGNED at Lethbridge, Alberta this ____ day of _____, 2001.

HUNG CHANG HUANG

WITNESS

SIGNED at Academia Sinica Taipei this 18th day of January, 2001.

Kuo Joan Cheng

KUO JOAN CHENG

Yung-Yin Yang

WITNESS

CERTIFICATE OF WITNESS

I acknowledge that I was personally present and did see ANDRE J. LAROCHE who is personally known to me, duly execute the above assignment on the date therein set forth.

Signature of Witness _____

Name of Witness _____

Address of Witness _____

CERTIFICATE OF WITNESS

I acknowledge that I was personally present and did see **TIMOTHY Y. HUANG** who is personally known to me, duly execute the above assignment on the date therein set forth.

Signature of Witness _____

Name of Witness _____

Address of Witness _____

CERTIFICATE OF WITNESS

I acknowledge that I was personally present and did see **MICHELE M. FRICK** who is personally known to me, duly execute the above assignment on the date therein set forth.

Signature of Witness _____

Name of Witness _____

Address of Witness _____

CERTIFICATE OF WITNESS

I acknowledge that I was personally present and did see **ZHEN-XIANG LU** who is personally known to me, duly execute the above assignment on the date therein set forth.

Signature of Witness _____

Name of Witness _____

Address of Witness _____

CERTIFICATE OF WITNESS

I acknowledge that I was personally present and did see HUNG CHANG HUANG who is personally known to me, duly execute the above assignment on the date therein set forth.

Signature of Witness _____

Name of Witness _____

Address of Witness _____

CERTIFICATE OF WITNESS

I acknowledge that I was personally present and did see KUO JOAN CHENG who is personally known to me, duly execute the above assignment on the date therein set forth.

Signature of Witness Tsung-Yin Tang

Name of Witness Tsung-Yin Tang

Address of Witness Academia Sinica, Taipei

ASSIGNMENT

WE, Andre J. LAROCHE, Timothy Y. HUANG, Michele M. FRICK, Zhen-Xiang LU, Hung Chang HUANG and Kuo Joan CHENG, whose full post office addresses are (respectively); 51 Kings Mews South, Lethbridge, Alberta, Canada, T1K 5G8; 3 Tudor Court South, Lethbridge, Alberta, Canada, T1K 5C9; 54 Heritage Place, Lethbridge, Alberta, Canada, T1K 6X7; 2717 - 11th Avenue North, Lethbridge, Alberta, Canada, T1H 1N5; 3 Tudor Court South, Lethbridge, Alberta, Canada, T1K 5C9 and #17, 7695 St. Albans Road, Richmond, British Columbia, Canada, V6Y 3W8; for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, do hereby assign to HER MAJESTY THE QUEEN IN RIGHT OF CANADA AS REPRESENTED BY THE MINISTER OF AGRICULTURE AND AGRI-FOOD, whose full post office address is P.O. Box 3000, Main, Lethbridge, Alberta, Canada, T1J 4B1, its successors and assigns, the entire right, title and interest in, to and under:

Any and all inventions and discoveries made by us and disclosed in a United States Provisional Patent Application for *CONIOTHYRIUM MINITANS* β -(1,3) EXOGLUCANASE GENE *CBEG1* filed December 8, 2000, under Serial No. 097733,643, and in and to all patents granted therefor, and all divisions, reissues, continuations, renewals and prolongations thereof, including the subject matter of any and all claims which may be obtained in every such patent, and in and to any and all applications for Letters Patent of any other country which have been or may be filed based either in whole or in part upon any or all of said inventions or discoveries, including all rights of priority under the International Convention in foreign countries and the right to file and prosecute

such applications, and in and to any and all Letters Patent which have been or may be granted by that or any other country based either in whole or in part upon any or all of said inventions or discoveries or said applications;

And we covenant that we have full right to convey the entire right, title and interest to **HER MAJESTY THE QUEEN IN RIGHT OF CANADA AS REPRESENTED BY THE MINISTER OF AGRICULTURE AND AGRI-FOOD**, herein assigned, and that we have not executed, and will not execute, any agreement in conflict therewith, and agree that we will provide to **HER MAJESTY THE QUEEN IN RIGHT OF CANADA AS REPRESENTED BY THE MINISTER OF AGRICULTURE AND AGRI-FOOD**, or its representatives, without further consideration, all facts and documents known to us relating to said inventions and discoveries whenever requested; testify in any legal proceedings; execute all papers that may be necessary to file said applications in the United States or any other country and to assign the same; execute any other papers that may be needed in connection with filing said applications and securing a Letters Patent thereon; make all rightful oaths; and generally do everything possible to aid **HER MAJESTY THE QUEEN IN RIGHT OF CANADA AS REPRESENTED BY THE MINISTER OF AGRICULTURE AND AGRI-FOOD**, its successors, assigns and nominees, to obtain, uphold and enforce proper patent protection for said inventions and discoveries in all countries.

We hereby authorize our legal representative to add reference to the Serial

No. of the above-referenced application to this Assignment.

SIGNED at Lethbridge, Alberta this 22 day of January, 2001.

Dr. S.
WITNESS

Andre Laroche
ANDRE J. LAROCHE

SIGNED at Lethbridge, Alberta this 12 day of 12 January, 2001.

Timothy Y. Huang
WITNESS

Tim Huang
TIMOTHY Y. HUANG

SIGNED at Lethbridge, Alberta this 9 day of Jan, 2001.

Dr. S.
WITNESS

Michele M. Frick
MICHELE M. FRICK

SIGNED at Lethbridge, Alberta this 9th day of January, 2001.

Dr. S.
WITNESS

Zhen-Xiang Lu
ZHEN-XIANG LU

SIGNED at Lethbridge, Alberta this 9th day of January, 2001.

Dr. Davis
WITNESS

H. c. Huang
HUNG CHANG HUANG

SIGNED at _____ this _____ day of _____, 2001.

KUO JOAN CHENG

WITNESS

CERTIFICATE OF WITNESS

I acknowledge that I was personally present and did see ANDRE J. LAROCHE who is personally known to me, duly execute the above assignment on the date therein set forth.

Signature of Witness Dr. Davis

Name of Witness Wanda Davis

Address of Witness 61 Cougar Crescent, Lethbridge, AB T1H 6K9

CERTIFICATE OF WITNESS

I acknowledge that I was personally present and did see TIMOTHY Y. HUANG who is personally known to me, duly execute the above assignment on the date therein set forth.

Signature of Witness *Guinny Jones*

Name of Witness Guinny Jones

Address of Witness 1429 28th St. SW, Calgary, AB, T3C 1L8

CERTIFICATE OF WITNESS

I acknowledge that I was personally present and did see MICHELE M. FRICK who is personally known to me, duly execute the above assignment on the date therein set forth.

Signature of Witness *Dr. S*

Name of Witness Wanda Davis

Address of Witness 61 Cougar Crescent, Lethbridge, AB T1H 6K9

CERTIFICATE OF WITNESS

I acknowledge that I was personally present and did see ZHEN-XIANG LU who is personally known to me, duly execute the above assignment on the date therein set forth.

Signature of Witness *Dr. S*

Name of Witness Wanda Davis

Address of Witness 61 Cougar Crescent, Lethbridge, AB T1H 6K9

CERTIFICATE OF WITNESS

I acknowledge that I was personally present and did see HUNG CHANG HUANG who is personally known to me, duly execute the above assignment on the date therein set forth.

Signature of Witness Dr. Davis

Name of Witness Wanda Davis

Address of Witness 61 Cougar Crescent, Lethbridge, AB T1H 6K9

CERTIFICATE OF WITNESS

I acknowledge that I was personally present and did see KUO JOAN CHENG who is personally known to me, duly execute the above assignment on the date therein set forth.

Signature of Witness _____

Name of Witness _____

Address of Witness _____