

03-26-2001



101647483

U.S. DEPARTMENT OF COMMERCE

Patent and Trademark Office

To the Honorable Commissioner of Patents and Trademarks. Please record the attached original document or copies thereof.

## 1. Name of conveying party(ies):

1. Marc D. Better and
2. Patrick D. Gavitt

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

## 3. Nature of conveyance:

- ☒ Assignment ☐ Merger
- ☐ Security Agreement ☐ Change of Name
- ☐ Other: \_\_\_\_\_

Execution Dates: 1. February 20, 2001 and  
2. February 7, 2001

## 2. Name and address of receiving party(ies):

XOMA (US) LLC  
2910 Seventh Street  
Berkeley, California 94710

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

## 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)

09/271,970

## B. Patent No.(s)

Additional numbers attached? ☐ Yes ☒ No

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

Janet M. McNicholas, Ph.D.  
McAndrews, Held & Malloy  
500 West Madison Street  
34th Floor  
Chicago, Illinois 60661

## 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: 13-0017

(Attach duplicate copy of this page if paying by deposit account)

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.*

Signature and Registration Number: Janet M. McNicholas 32,918Date: March 6, 2001Name of Person Signing: Janet M. McNicholas, Ph.D.

Total number of pages including cover sheet, attachments and document: 7

## CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, postage prepaid, in an envelope addressed to: Box Assignments, Assistant Commissioner for Patents, Washington, D.C. 20231, on this date: March 6, 2001.

By: Janet M. McNicholas  
Janet M. McNicholas Registration No. 32,918.

PATENT  
REEL: 011604 FRAME: 0849

# ASSIGNMENT

Serial No: 09/271,970

Filed: March 18, 1999

Title: IMPROVED METHODS FOR RECOMBINANT PEPTIDE  
PRODUCTION

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 XOMA (US) LLC, a Bermuda corporation, 2910 Seventh Street, Berkeley, California 94710 (hereinafter "assignee"), its successors and assigns, the entire right, title and interest in the invention or improvements of the undersigned disclosed in the above-identified application for Letters Patent of the United States, 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 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.

Signed at BERKELEY, in the County of ALAMEDA and State of CALIFORNIA, this 20<sup>th</sup> day of FEBRUARY, 2001.

Marc D. Better  
Marc D. Better

STATE OF )  
 ) SS.  
COUNTY OF )

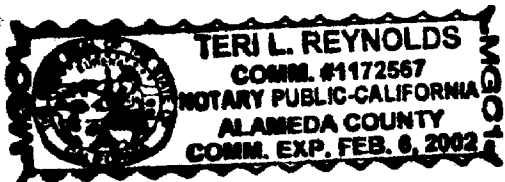
I, TERI L. REYNOLDS, a Notary Public in and for the County and State aforesaid, do hereby certify that MARC D. BETTER personally known to me to be the same person whose name is subscribed to the foregoing instrument, appeared before me this day in person and acknowledged that he signed, sealed and delivered the said instrument as his free and voluntary act and deed for the uses and purposes therein set forth.

Given under my hand and notarial seal this 20<sup>th</sup> day of FEBRUARY, 2001.

Teri L. Reynolds  
Notary Public

(SEAL)

My commission expires: 2/6/02



Signed at \_\_\_\_\_, in the County of \_\_\_\_\_ and State of \_\_\_\_\_, this \_\_\_\_ day of \_\_\_\_\_, 2000.

\_\_\_\_\_  
Patrick D. Gavit

STATE OF            )  
                          )     SS.  
COUNTY OF        )

I, \_\_\_\_\_, a Notary Public in and for the County and State aforesaid, do hereby certify that \_\_\_\_\_ personally known to me to be the same person whose name is subscribed to the foregoing instrument, appeared before me this day in person and acknowledged that he signed, sealed and delivered the said instrument as his free and voluntary act and deed for the uses and purposes therein set forth.

Given under my hand and notarial seal this \_\_\_\_\_ day of \_\_\_\_\_, 2000.

\_\_\_\_\_  
Notary Public

(SEAL)

My commission expires: \_\_\_\_\_

## **A S S I G N M E N T**

Serial No: 09/271,970  
Filed: March 18, 1999  
Title: IMPROVED METHODS FOR RECOMBINANT PEPTIDE  
PRODUCTION

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 XOMA (US) LLC, a Bermuda corporation, 2910 Seventh Street, Berkeley, California 94710 (hereinafter "assignee"), its successors and assigns, the entire right, title and interest in the invention or improvements of the undersigned disclosed in the above-identified application for Letters Patent of the United States, 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 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.

Signed at \_\_\_\_\_, in the County of \_\_\_\_\_ and State of \_\_\_\_\_, this \_\_\_\_ day of \_\_\_\_\_, 2000.

\_\_\_\_\_  
Marc D. Better

STATE OF )  
 ) SS.  
COUNTY OF )

I, \_\_\_\_\_, a Notary Public in and for the County and State aforesaid, do hereby certify that \_\_\_\_\_ personally known to me to be the same person whose name is subscribed to the foregoing instrument, appeared before me this day in person and acknowledged that he signed, sealed and delivered the said instrument as his free and voluntary act and deed for the uses and purposes therein set forth.

Given under my hand and notarial seal this \_\_\_\_\_ day of \_\_\_\_\_, 2000.

\_\_\_\_\_  
Notary Public

(SEAL)

My commission expires: \_\_\_\_\_

Signed at Glendale, in the County of LA and State of  
CA, this 7<sup>th</sup> day of February, ~~2000~~  
2001

Patrick D. Gavit

Patrick D. Gavit

02/07/01

STATE OF )  
                  )     SS.  
COUNTY OF )

I, Mania Badmagrian, a Notary Public in and for the County and State  
aforesaid, do hereby certify that Patrick D. Gavit personally known to  
me to be the same person whose name is subscribed to the foregoing instrument, appeared before  
me this day in person and acknowledged that he signed, sealed and delivered the said instrument  
as his free and voluntary act and deed for the uses and purposes therein set forth.

Given under my hand and notarial seal this 7<sup>th</sup> day of February, ~~2000~~  
2001

Mania Badmagrian  
Notary Public

(SEAL)

My commission expires: Nov 3-2003

