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To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

1. Name of conveying party(ies): **MR2 03-22-01**
Robert A. WHERRY, III
Stewart H. MUELLER

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

Name: **SEPRACOR INC.**Internal Address: **111 Locke Drive****Marlborough, Massachusetts 01752**Street Address: **111 Locke Drive**City: **Marlborough** State: **MA** ZIP: **01752**Additional name(s) & address(es) attached? ☐ Yes ☒ NoAdditional names(s) of conveying party(ies) ☐ Yes ☒ No

3. Nature of conveyance:

- ☒ Assignment ☐ Merger
☐ Security Agreement ☐ Change of Name
☐ Other

Execution Date: **Wherry: 03/08/01; Mueller: 03/09/01**

4. Application number(s) or registration numbers(s):

If this document is being filed together with a new application, the execution date of the application is: **03/08/01 & 03/09/01**

A. Patent Application No.(s)

03/27/2001 HLE333 00000016 09815150**02 FC:581****40.00 DP**

B. Patent No.(s)

Additional numbers attached? ☐ Yes ☐ No**09815150**

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

Name: **MARY LOUISE GIOENI, ESQ.**

Internal Address:

Street Address: **HESLIN & ROTHENBERG, P.C.****5 Columbia Circle**City: **Albany** State: **NY** ZIP: **12203**6. Total number of applications and patents involved: **1**7. Total fee (37 CFR 3.41):.....\$ **40.00**

- ☐ Enclosed - Any excess or insufficiency should be credited or debited to deposit account
☒ Authorized to be charged to deposit account

8. Deposit account number:

08-1935

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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.

MARY LOUISE GIOENI

Name of Person Signing

Signature

MARCH 21, 2001

Date

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

3

PATENT

REEL: 011636 FRAME: 0623

ASSIGNMENT

WHEREAS, We,

ROBERT A. WHERRY, III, a citizen of the United States of America, residing at 14-103 Mountain Laurel Drive, Nashua, New Hampshire 03062; and

Stewart
STUART H. MUELLER, a citizen of the United States of America, residing at 10 Meachen Road, Sudbury, Massachusetts 01776,

respectively, have invented certain new and useful improvements in

ALBUTEROL FORMULATIONS

for which we have executed an application for Letters Patent of the United States, of even date herewith ; and

WHEREAS, **Sepracor Inc.** having offices at 111 Locke Drive, Marlborough, Massachusetts 01752, is desirous of obtaining the entire right, title and interest in, to and under the said improvements and the said application;

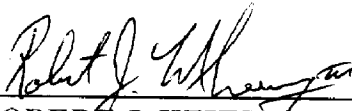
NOW, THEREFORE, in consideration of good and valuable consideration, the receipt of which is hereby acknowledged, We the said **Robert J. Wherry, III**, and *Stewart* **Stuart H. Mueller**, have sold, assigned, transferred and set over, and by these presents do hereby sell, assign, transfer and set over, unto the said **Sepracor, Inc.**, its successors, legal representatives and assigns, the entire right, title and interest in, to and under the said improvements, and the said application and all divisions, renewals and continuations thereof, and all Letters Patent which may be granted thereon and all reissues and extensions thereof, and all applications for Letters Patent which may hereafter be filed for said improvements in any country or countries foreign to the United States, and all Letters Patent which may be granted for said improvements in any country or countries foreign to the United States and all extensions, renewals and reissues thereof; and We hereby authorize and request the Commissioner of Patents of the United States, and any Official of any country or countries foreign to the United States, whose duty it is to issue patents on applications as aforesaid, to issue all Letters Patent for said improvements to the said **Sepracor, Inc.**, its successors, legal representatives and assigns, in accordance with the terms of this instrument.

AND WE HEREBY covenant that We have full right to convey the entire interest herein assigned, and that We have not executed, and will not execute, any agreement in conflict herewith.

AND WE HEREBY further covenant and agree that We will communicate to the said **Sepracor, Inc.**, its successors, legal representatives and assigns, any facts known to us respecting said improvements, and testify in any legal proceeding, sign all lawful papers, execute

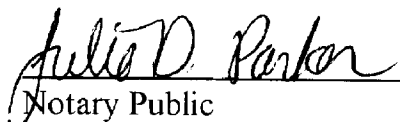
all divisional, continuing and reissue applications, make all rightful oaths and generally do everything possible to aid the said **Sepracor, Inc.**, its successors, legal representatives and assigns, to obtain and enforce proper patent protection for said improvements in all countries.

8 **IN TESTIMONY WHEREOF**, I hereunto set my hand and seal this
day of March, 2001.

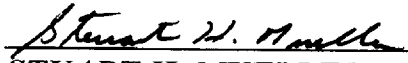

ROBERT J. WHERRY, III

STATE OF Massachusetts,
COUNTY OF Middlesex) ss.:

On this 8th day of March, 2001, before me personally came **Robert J. Wherry, III**, known and known to me to be the person of that name, who signed and sealed the foregoing instrument, and he acknowledged the same to be his free act and deed.


JULIE D. PARKER
Notary Public
My Commission Expires May 14, 2003

IN TESTIMONY WHEREOF, I hereunto set my hand and seal this
9th day of March, 2001.


STUART H. MUELLER
STEWART

STATE OF Massachusetts,
COUNTY OF Middlesex) ss.:

sub
3/9/01

On this 9th day of March, 2001, before me personally came **Stuart H. Mueller**, to me known and known to me to be the person of that name, who signed and sealed the foregoing instrument, and he acknowledged the same to be his free act and deed.


Notary Public

N:\USERS\STAFF\ccw\0701.162A\Assignment
February 24, 2001

JULIE D. PARKER
Notary Public
My Commission Expires May 14, 2003