

06-28-2001

Patent Case No. 20272Y



U.S. DEPARTMENT OF COMMERCE  
PATENT AND TRADEMARK OFFICE

101764104  
PATENTS ONLY

HEET

TO THE HONORABLE COMMISSIONER OF PATENTS AND TRADEMARKS:  
PLEASE RECORD THE ATTACHED ORIGINAL DOCUMENTS OR COPY THEREOF.

1. Name(s) of Conveying party(ies):  
Timothy A. Blizzard, Ronald W. Ratcliffe and Robert R. Wilkening

62501

JUN 25 2001

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

2. Nature of conveyance:

- Assignment
- Merger
- Security Agreement
- Change of Name
- Other:

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231, on the date appearing below.  
**MERCK & CO., INC.**  
By D. DeStadt Date 6/20/01

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

Name: MERCK & Co., INC.  
Internal Address: RY60-30  
Street Address: P.O. Box 2000  
City & State: RAHWAY, NEW JERSEY  
Zip/Postal Code: 07065-0907

Execution Date: Aug 17, 1999 Aug 18, 1999 Additional name(s) & addresses attached?  Yes  No

4. Application number(s) or patent number(s) are as follows:

(a) Patent Application No(s). 09/338,644, filed on 6/23/1999 and titled:  
CARBAPENEM ANTIBACTERIAL COMPOUNDS, COMPOSITIONS CONTAINING SUCH COMPOUNDS AND METHODS OF TREATMENT

(b) If this document is being filed together with a new application, the execution date of the application: \_\_\_\_\_ Additional numbers attached?  Yes  No

5. Name & address of party to whom correspondence concerning documents should be mailed:

Name: Sylvia A. Ayler  
Internal Address: PATENT DEPARTMENT  
MERCK & CO., INC.  
P.O. BOX 2000 -- RY60-30  
City & State: RAHWAY, N.J. Zip: 07065-0907

6. Total no. of applications & patents involved: 1

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

- Enclosed
- The Commissioner is hereby authorized to charge **deposit account number 13-2755** for any fees which may be required or to credit any overpayment.

DO NOT USE THIS SPACE

8. 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.

Sylvia A. Ayler Reg. No. 36,436  
Name of Person Signing

[Signature] 6/20/01  
Signature Date

Total number of pages including cover sheet, attachments, and document: 3

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

Commissioner of Patents and Trademarks  
Box Assignments  
Washington, D.C. 20231

ASSIGNMENT AND AGREEMENT

U.S. Serial No. 09/338,644

Filing Date 6/23/1999

For value received, we, Timothy A. Blizzard, Ronald W. Ratcliffe and Robert R. Wilkening

of 48 Howland Road, Middletown, NJ 07748; 234 Matawan Avenue, Matawan, 07747; and 11 Salter Place, Maplewood, 07042 all in New Jersey respectively

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 its successors, assigns and legal representatives, the entire right, title and interest, for all

countries, in and to certain inventions relating to

CARBAPENEM ANTIBACTERIAL COMPOUNDS, COMPOSITIONS CONTAINING SUCH COMPOUNDS AND METHODS OF TREATMENT

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 Convention 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 representatives, 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, JAMES M. HUNTER, JR. or an attorney with Power of Attorney in this application, of the said MERCK & CO., Inc., to insert Serial No., and Filing Date of said application(s) when known.

Signed at MERCK & CO., INC.

this 17th day of August 1999

TIMOTHY A. BLIZZARD

ROBERT R. WILKENING

~~RONALD W. RATCLIFFE~~

JOINT Merck Case 20272Y  
U.S. Serial No. 09/338,644  
Filing Date 6/23/1999

ASSIGNMENT AND AGREEMENT

Signed at Merck & Co., Inc. this 18th day of August 1999

Ronald W. Ratcliffe  
RONALD W. RATCLIFFE

STATE OF NEW JERSEY }  
County of UNION } SS.

Personally appeared before me the above-named TIMOTHY A. BLIZZARD ~~RONALD W. RATCLIFFE~~  
ROBERT R. WILKENING

to me known and known to me to be the person(s) who executed the foregoing instrument and acknowledged said instrument to be their free act and deed this 17th day of August 1999

Sylvia G. Brown  
SYLVIA G. BROWN Notary Public  
Notary Public of New Jersey  
My Commission Expires June 9, 2004

State of New Jersey }  
County of Union } SS.

Personally appeared before me the above-named RONALD W. RATCLIFFE

to me known and known to me to be the person(s) who executed the foregoing instrument and acknowledged said instrument to be their free act and deed this 18th day of August 1999

Sylvia G. Brown  
SYLVIA G. BROWN Notary Public  
Notary Public of New Jersey  
My Commission Expires June 9, 2004