

01-16-2002

Docket No.: 0701.177



HEET

U.S. DEPARTMENT OF COMMERCE

Patent and Trademark Office

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101949253

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

1. Name of conveying party(ies):

Gerald J. Tanoury
Chris H. Senanayake
Donald W. Kessler

11/09/01

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

Name: Sepracor Inc.

Internal Address: _____

JC879 U.S. PTO
10/03/183
11/09/01

Additional names(s) of conveying party(ies)

☐ Yes ☒ No

3. Nature of conveyance:

☒ Assignment

☐ Merger

☐ Security Agreement

☐ Change of Name

☐ Other _____

Street Address: 111 Locke Drive

City: Marlborough

State: MA

ZIP: 01752

Execution Date: November 7, 2001

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

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

If this document is being filed together with a new application, the execution date of the application is: 11-07-01

A. Patent Application No.(s)

B. Patent No.(s)

Additional numbers attached? ☐ Yes ☒ No

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

Name: Philip E. Hansen

Internal Address: _____

Heslin Rothenberg Farley & Mesiti P.C.

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

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

Street Address: 5 Columbia Circle
01/15/2002 TDI21 00000121 10037183
01 FC:581 40.00 DP
City: Albany State: NY ZIP: 12203

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.

Philip E. Hansen

Name of Person Signing

Philip E. Hansen

Signature

November 9, 2001

Date

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

4

ASSIGNMENT

WHEREAS, We, **GERALD J. TANOURY**, residing at 1 Orchard Drive, Hudson, Massachusetts 01749; **CHRIS H. SENANAYAKE**, residing at 11 Old Farm Circle, Shrewsbury, Massachusetts 01545; and **DONALD KESSLER**, residing at 53 Throne Hill Road, Groton, Massachusetts 01450, citizens of the United States of America, respectively, have invented certain new and useful improvements in **FORMOTEROL TARTRATE PROCESS AND POLYMORPH**, 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, MA, is desirous of obtaining the entire right, title and interest in, to and under said improvements and said application;


NOW, THEREFORE, for good and valuable consideration, the receipt of which is hereby acknowledged, We, **GERALD J. TANOURY**, **CHRIS H. SENANAYAKE** and **DONALD KESSLER** have sold, assigned, transferred and set over, and by these presents do hereby sell, assign, transfer and set over, unto said, Sepracor Inc., its successors, legal representatives and assigns, the entire right, title and interest in, to and under said improvements, and said applications 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 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 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 said Sepracor Inc., its successors, legal representatives and assigns, to obtain and enforce proper patent protection for said improvements in all countries.

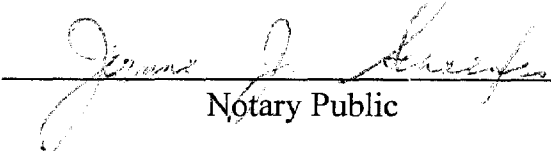
IN TESTIMONY WHEREOF, I hereunto set my hand and seal this
7th day of November, 2001.


GERALD J. TANOURY

STATE OF Massachusetts)
) ss.:
COUNTY OF Worcester)

On this 7th day of November, 2001, before me personally came Gerald J. Tanoury, 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.

JEANNE J. SCHAEFER
Notary Public
My Commission Expires November 26, 2004


Notary Public

IN TESTIMONY WHEREOF, I hereunto set my hand and seal this
7th day of November, 2001.


CHRIS H. SENANAYAKE

STATE OF Massachusetts)
) ss.:
COUNTY OF Worcester)

On this 7th day of November, 2001, before me personally came Chris H. Senanayake, 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

JEANNE J. SCHAEFER
Notary Public

My Commission Expires November 26, 2004

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7 IN TESTIMONY WHEREOF, I hereunto set my hand and seal this
7 day of November, 2001.

Donald W. Kessler
DONALD KESSLER
^A
a. Doc

STATE OF Massachusetts
) ss.:
COUNTY OF Middlesex

On this 7th day of November, 2001, before me personally came Donald Kessler, 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.

Jeanne J. Schaefer
Notary Public

JEANNE J. SCHAEFER
Notary Public
My Commission Expires November 26, 2004