

02-11-2002



101978688

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Post Office as first class mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231, on

Date:

10-23-01

Name:

Melissa Scanzillo

Signature:

Melissa Scanzillo

Clifford Chance Rogers & Wells LLP

Commissioner of Patents
Box Assignment
Washington, D.C. 20231

Docket No. 5677-095

Please record the attached original document(s) or copy(ies) thereof:

Conveying party(ies):

(name)

(Exec. date)

Leo J. Romanczyk, Jr.

6/23/00

Harold H. Schmitz

6/26/00

Receiving party:

Mars, Incorporated

6885 Elm Street

McLean, VA 22101-3883

Conveyance Type:

☒ Assignment

☐ License

☐ Merger

☐ Security Agreement

☐ Change of Name

☐ Other _____

Submission Type:

☐ New

☐ Resubmission: Doc. ID# _____

☐ Correction of PTO error

☒ Corrective Document

Reel 010954

Frame 0746

Application or Patent Number(s):

Enter either Patent Application Number or the Patent Number (DO NOT ENTER BOTH numbers for same property)

Patent Application Number(s)

09/507,717

Patent Number(s)

If this document is being filed with a new application, The application was signed by the first named executing inventor on: _____

Correspondence Address:

Nada Jain
CLIFFORD CHANCE
ROGERS & WELLS LLP
200 Park Avenue
New York, New York 10166
Telephone: (212) 878-8557

Number of Properties:

Total number of properties involved: 1

Fee:

Total fee under 37 CFR 1.21(h) (\$40/per) **\$40**

☐ Enclosed

☒ Authorized to charge to Deposit Account Number: **50-0521**. A duplicate copy of this cover sheet is attached.

☒ Please apply any additional fee or any credits to Deposit Account 50-0521.

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.

Nada Jain, 41,431

Signature

Date

ASSIGNMENT

We, **Leo J. Romanczyk, Jr.**, and **Harold H. Schmitz**, who reside respectively at: **4 Fern Drive, Hackettstown, NJ 07840**, and **61 Harland School Road, Branchburg, NJ 08876**, have made certain inventions or discoveries (or both) set forth in an application for Letters Patent of the United States of America entitled: **THE USE OF PROCYANIDINS IN THE MAINTENANCE OF VASCULAR HEALTH AND MODULATION OF THE INFLAMMATORY RESPONSE**, which is a continuation-in part of application U.S. Ser. No. 09/459,171 filed December 10, 1999, which is a continuation-in-part of application U.S. Ser. No. 08/831,245 filed April 2, 1997, which is a continuation-in-part of abandoned application U.S. Ser. No. 08/631,661 filed April 2, 1996, which application was executed by us and **MARS, INCORPORATED**, whose address is **6885 Elm Street, McLean, VA 22101-3883**, and which, together with its successors and assigns is hereinafter called "Assignee", is desirous of acquiring the title, rights, benefits and privileges hereinafter recited, and of confirming the same or any part thereof heretofore acquired by Assignee.

Now, therefore, for valuable consideration furnished by Assignee to us, receipt and sufficiency of which we hereby acknowledge, we hereby, without reservation:

1. Assign and convey to and confirm in Assignee the entire right, title and interest in and to said inventions and discoveries, said application for Letters Patent of the United States of America, and any and all other applications for Letters Patent on said inventions and discoveries in whatsoever countries, including all divisional, renewal, substitute, continuation and Convention applications based in whole or in part upon said inventions or discoveries or upon said applications, and any and all Letters Patent and reissues and extensions of Letters Patent granted for said inventions and discoveries or upon said applications, and every priority right that is or may be predicated upon or arise from said inventions, said discoveries, said applications and said Letters Patent;

2. Authorize Assignee to file patent applications in any or all countries on any or all of said inventions and discoveries in our names or in the name of Assignee or otherwise as Assignee may deem advisable, under the International Convention or otherwise;

3. Authorize and request the Commissioner of Patents of the United States of America and the empowered officials of all other governments to issue or transfer all said Letters Patent to Assignee, as assignee of the entire right, title and interest therein or otherwise as Assignee may direct;

4. Warrant that we have not knowingly conveyed to others any right in said inventions, discoveries, applications or patents or any license to use the same or to make, use or sell anything embodying or utilizing any of said inventions or discoveries; and that we have good right to assign the same to Assignee without encumbrance;

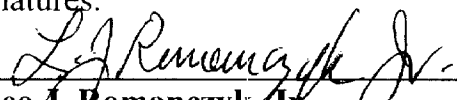
5. Bind our heirs and legal representatives, as well as ourselves to do, upon Assignee's request, and at its expense, but without additional consideration to us or them, all acts reasonably serving to assure that the said inventions and discoveries, the said patent applications and the said Letters Patent shall be held and enjoyed by Assignee as fully and entirely as the

NYB 1150035.1

same could have been held and enjoyed by us or our heirs or representatives if this assignment had not been made; and particularly to execute and deliver to Assignee all lawful application documents including petitions, specifications, and oaths, and all assignments, disclaimers, and lawful affidavits in form and substance as may be requested by Assignee to communicate to Assignee all facts known to us relating to said inventions and discoveries or the history thereof; and to furnish Assignee with any and all documents, photographs, models, samples and other physical exhibits in our control or in the control of our heirs or legal representatives and which may be useful for establishing the facts of our conceptions, disclosures, and reduction to practice of said inventions and discoveries.

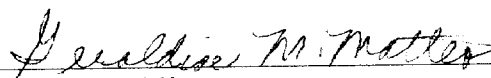
The effective date of this instruction is the 23 day of June, 2000.

In testimony of which we have affixed our signatures.

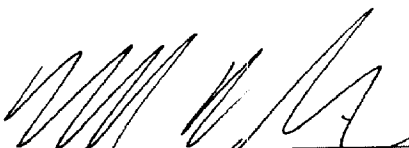

Leo J. Romanczyk, Jr.

State of New Jersey)
County of Warren) ss.:

On this 23 day of June, 2000 before me appeared Leo J. Romanczyk, Jr., to me known and to me to be the person described in and who executed the foregoing instrument and he acknowledged the same to be his free act and deed.

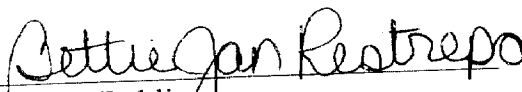

Notary Public
GERALDINE M MATTEO
My Commission Expires Feb. 20, 2002

(OFFICIAL SEAL)


Harold H. Schmitz

State of New Jersey)
County of Warren) ss.:

On this 26 day of June, 2000 before me appeared Harold H. Schmitz, to me known and to me to be the person described in and who executed the foregoing instrument and he acknowledged the same to be his free act and deed.


Notary Public

(OFFICIAL SEAL)

BETTIE JAN RESTREPO
Notary Public State of New Jersey
My Commission Expires January 26, 2003

08-02-2000



101421240

CERTIFICATE OF MAILING

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

Date: July 5, 2000

Signature:

Licia D. Rogers

CLIFFORD CHANCE
ROGERS & WELLS LLP

**RECORDATION FORM COVER SHEET
PATENTS ONLY**

Assistant Commissioner of Patents
Box Assignment
Washington, D.C. 20231

Docket No. 5677-95

Please record the attached original documents or copy thereof.

1. Name of conveying party(ies):

Leo J. Romanczyk, Jr. and Harold H. Schmitz

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

**MARS, Incorporated
6885 Elm Street
McLean, VA 22101-3883**

3. Nature of Conveyance:

☒ Assignment
☐ Security Agreement
☐ Other

☐ Merger
☐ Change of Name

Execution Date: **June 23, 2000 and June 26, 2000, respectively**

4. Application number: 09/470,394

If this document is being filed with a new application, the execution date of the application is:.

0 DNGUER 00000117 500521 05470394

40.00 CH

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

**Margaret B. Kelley
CLIFFORD CHANCE
ROGERS & WELLS LLP
200 Park Avenue
New York, New York 10166**

6. Total number of applications and patents involved: **1**

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

☐ Enclosed

☒ Authorized to charge to Deposit Account.

8. Deposit Account Number: **50-0521**

If the fee above is being charged to deposit account, a duplicate copy of this cover sheet is attached. Please apply any additional charges, or any credits, to our Deposit Account 50-0521.

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.

Margaret B. Kelley
Name of Person signing

Margaret B. Kelley
Signature

July 5, 2000
Date

Total number of pages comprising cover sheet [4]