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U.S. DEPARTMENT OF COMMERCE U.S. Patent and Trademark Office

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

1. Name of conveying party(ies): SMITHKLINE BEECHAM CORPORATION

5-28-02

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

3. Nature of conveyance:

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

Execution Date: August 14, 2001

2. Name and address of receiving party(ies)

Name: AFFYMAX, INC.

Internal Address:

Street Address: 4001 Miranda Avenue

City: Palo Alto State: CA Zip: 94304

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)

09/038,723

B. Patent No.(s)

Additional numbers attached?  Yes  No

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

Name: Vicki Norton, Esq.

Internal Address: Brobeck, Phleger & Harrison LLP

Street Address: 12390 El Camino Real

City: San Diego State: CA Zip: 92130

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:

50-1273

(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.

Richard H. Pagliery, Reg. No. 44,276

Richard Pagliery Signature

May 13, 2002 Date

Name of Person Signing

Total number of pages including cover sheet, attachments, and documents: 5

Mail documents to be recorded with required cover sheet information to: Commissioner of Patents & Trademarks, Box Assignments Washington, D.C. 20231

OFFICE OF PUBLIC RECORDS 2002 MAY 28 AM 10:08 FINANCE SECTION

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## ASSIGNMENT

WHEREAS, SMITHKLINE BEECHAM CORPORATION, a Pennsylvania corporation, having a principal place of business located at One Franklin Plaza, Philadelphia, Pennsylvania (the "ASSIGNOR"), is the sole and exclusive owner, by assignment, of certain United States Letters Patents, Letters Patents of foreign countries, and United States and foreign patent applications (including without limitation patent applications under the International Convention for the Protection of Industrial Property, the Patent Cooperation Treaty, and the European Patent Convention), listed in the attached Assigned Patents Schedules A to QQ, and

WHEREAS, AFFYMAX, INC., a Delaware corporation, having a place of business at 4001 Miranda Avenue, Palo Alto, California 94303 (the "ASSIGNEE"), is desirous of acquiring the entire right, title, and interest in and to such United States Letters Patents, Letters Patents of foreign countries, and United States and foreign patent applications;

NOW, THEREFORE, in consideration of the sum of One Dollar (\$1.00) and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged by the ASSIGNOR, the ASSIGNOR does hereby assign, transfer, convey, deliver and grant unto the ASSIGNEE, all of its right, title, and interest in and to the United States Letters Patents, Letters Patents of foreign countries, and United States and foreign patent applications, listed in the attached Assigned Patents Schedules A to QQ, this assignment including said patents and/or applications and any and all United States and foreign applications and/or patents claiming priority to said patents or applications, including all divisions, continuations, reissues, continuations-in-part, continued prosecution applications (CPA), requests for continued examination (RCE), and extensions thereof, and the right to claim priority based on the filing date of said applications and based on the filing date of any provisional applications of which said applications claim the benefit under the International Convention for the Protection of Industrial Property, the Patent Cooperation Treaty, the European Patent Convention, and all other treaties of like purposes, including the right to sue and recover for all past, present and future infringement of any of said patents;

And the ASSIGNOR hereby agrees to sign all lawful documents and make all rightful oaths and declarations relating to the foregoing United States Letters Patents, Letters Patents of foreign countries, and United States and foreign patent applications, when reasonably requested to do so by the ASSIGNEE;

And the ASSIGNOR authorizes the ASSIGNEE to apply in all countries for patents and like rights of exclusion and for inventor's certificates for said inventions that claim priority to said patents or applications; and ASSIGNOR agrees for itself and its legal representatives and assigns, without further compensation,

And the ASSIGNOR hereby authorizes and requests the Commissioner of Patents and Trademarks or any other proper officer or agency of any country to issue all Letters Patent to the ASSIGNEE.

WHEREIN, the ASSIGNOR'S agent sets its hand and seal:

Date: August 14, 2001

SMITHKLINE BEECHAM  
CORPORATION

By: Donald F. Parman

Name: Donald F. Parman

Title: Vice President & ~~Chief~~ Secretary

NOTARY

State of Pennsylvania )  
 )  
County of Philadelphia )

ss.

On this 14<sup>th</sup> day of August, 2001, before me personally came Donald F. Parman, to me known to be V.P. & Secretary of SmithKline Beecham Corporation a corporation organized and existing under the laws of the state of Pennsylvania, the ASSIGNOR above-named, and acknowledged that he/she executed the foregoing instrument named, and acknowledged that he/she executed the foregoing instrument as his/her free act on behalf of the ASSIGNOR and pursuant to authority duly received.



Notary Public

My Commission Expires

Notarial Seal  
David R. Tidman, Notary Public  
City of Philadelphia, Philadelphia County  
My Commission Expires June 11, 2005

Member, Pennsylvania Association of Notaries

(SEAL)

ASSIGNED PATENT SCHEDULE G

ARI Docket#	Sub	Ctry	Appl Number	Filing Date	Patent Number	Issue Date	Publication Number	Application Title
2062		US	09/038,723	10-Mar-1998				Doubly Telecentric Lens and Imaging System for Multiwell Plates