

07-12-2002



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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re the Application of: *FINANCE ELECTION*

GUIDA et al.

Serial No.: 10/085,612

Filed: February 26, 2002

Atty. File No.: 4389-5-C1

For: "METHODS FOR EVALUATING
THE ABILITY TO METABOLIZE
PHARMACEUTICALS AND
COMPOSITIONS THEREFOR"

BOX ASSIGNMENTS

Commissioner of Patents
Washington, D.C. 20231

Group Art Unit: 1634

Examiner:

RECORDATION OF ASSIGNMENT

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 AND TRADEMARKS, WASHINGTON, D.C. 20231 ON July 1, 2002.	
BY:	<i>[Signature]</i> SHERIDAN ROSS P.G.

Dear Sir:

Please record the attached original documents or copy thereof:

1. Name of conveying party(ies):

William P. Petros
James J. Vredenburg
Oliver M. Colvin
Jeffrey R. Marks

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

Duke Universtiy
Erwin Road
Durham, North Carolina 27708

3. Nature of Conveyance:

<input checked="" type="checkbox"/> Assignment	<input type="checkbox"/> Merger
<input type="checkbox"/> Security Agreement	<input type="checkbox"/> Change of Name
<input type="checkbox"/> Other: _____	

Execution Date: May 23, 2002 and May 28, 2002

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40.00 DP

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): 10/085,612

B. Patent No.(s): None.

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

Robert D. Traver, Esq.
Sheridan Ross P.C.
1560 Broadway, Suite 1200
Denver, Colorado 80202-5141

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

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

☒ Enclosed

☒ Any deficiency in payment of recording fee is authorized to be charged to Deposit Account.

☐ Authorized to be charged to deposit account.

8. Deposit account number: 19-1970.

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.

Total number of pages including cover sheet, attachments and document: 7

Respectfully submitted,

SHERIDAN ROSS P.C.

By: ROBERT D. TRAVER

Robert D. Traver

Registration No. 47,999

1560 Broadway, Suite 1200

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Date: 1 July 2002

M:\4389\5-cv-1\Recordation of Assignment to Duke.wpd

ASSIGNMENT

WPP 5/28/02

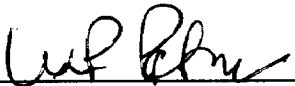
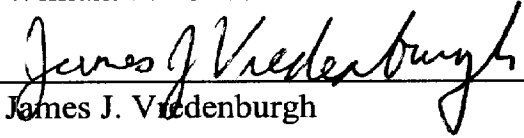
901 Riverview Drive, Morgantown, West Virginia, 26505
~~2-Bermouth Court, Durham, North Carolina 27705;~~

WHEREAS, we, William P. Petros of ~~2-Bermouth Court, Durham, North Carolina 27705;~~ James J. Vredenburg of 100 Silver Glade Place, Chapel Hill, North Carolina 27514; Oliver M. Colvin of 208 Arcadia Lane, Chapel Hill, North Carolina 27514 and Jeffrey R. Marks of 4233 New Hope Spring Drive, Hillsborough, North Carolina 27278, along with co-inventors Marco Guida of 3899 Nobel Drive, #1301, San Diego, California 92122 and Jeff Hall of 7226 Columbine Drive, Carlsbad, California 92009, have invented a certain new and useful invention entitled "METHODS FOR EVALUATING THE ABILITY TO METABOLIZE PHARMACEUTICALS AND COMPOSITIONS THEREFOR," for which an application for Letters Patent of the United States was filed on February 26, 2002, receiving Serial No.10/085,612, and further identified as Attorney File No. 4389-5-C1 and for which a PCT application was filed on February 26, 2002, receiving Serial No. PCT/US02/06135 and further identified as Attorney File No. 4389-5-C1-PCT.

NOW THEREFORE, be it known that we, the said inventors, for and in consideration of certain good and valuable consideration, the sufficiency and receipt of which is hereby acknowledged, at the request of the assignee do sell, assign and transfer unto said assignee, Duke University, having a place of business at Erwin Road, Durham, North Carolina 27708, its successors, legal representatives and assigns, the aforesaid application for the territory of the United States of America and all continuation, divisional, continuation-in-part and reissue applications, all patent applications in foreign countries, all applications pursuant to the Patent Cooperation Treaty, and all applications for extension filed or to be filed for the invention, and all Letters Patent, Invention Registrations, Utility Models, Extensions or Reissues and other patent rights, obtained for the invention in the United States or any other country; we also assign any right, title or interest in and to the invention which has not already been transferred to the assignee; we warrant that we have made no assignment of the invention, application or patent therefor to a party other than Duke University and we are under no obligation to make any assignment of the invention, application, or patent therefor to any other party; and we further agree to cooperate with the assignee hereunder in the obtaining and sustaining of any and all such Letters Patent and in confirming assignee's exclusive ownership of the invention, but at the expense of said assignee.

The Commissioner of Patents is hereby authorized and requested to issue the Letters Patent in accordance with the terms of this Assignment, to Duke University, its successors, legal representatives and assigns, as the assignee of the entire right, title and interest of the inventors William P. Petros, James J. Vredenburg, Oliver M. Colvin and Jeffrey R. Marks therein.

IN WITNESS WHEREOF, the parties hereto have executed this Assignment as of the date indicated hereunder.

Date: <u>5/28/02</u>	By: <u></u> William P. Petros
Date: <u>5/23/02</u>	By: <u></u> James J. Vredenburg

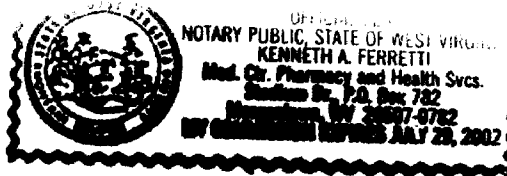
Date: 5/23/02

By: Oliver M. Colvin
Oliver M. Colvin

Date: 5/23/02

By: Jeffrey R. Marks
Jeffrey R. Marks

STATE OF WEST VIRGINIA)
) ss.
COUNTY OF MONONGALIA)



Before me, a Notary Public in and for said County and State, personally appeared William P. Petros, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and considerations therein expressed.

Given under my hand and seal of office this 28th day of May, 2002.

Kenneth A. Ferretti
Notary Public

My Commission Expires: July 29, 2002

STATE OF NORTH CAROLINA)
) ss.
COUNTY OF DURHAM)

Before me, a Notary Public in and for said County and State, personally appeared James J. Vredenburg, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and considerations therein expressed.

Given under my hand and seal of office this 23 day of MAY, 2002.

Dean D. Hall
Notary Public

My Commission Expires: 7-23-06

STATE OF NORTH CAROLINA)
) ss.
COUNTY OF DURHAM)

Before me, a Notary Public in and for said County and State, personally appeared Oliver M. Colvin, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and considerations therein expressed.

Given under my hand and seal of office this 23 day of MAY, 2002.

Anna D. Shaw

Notary Public

My Commission Expires: 7-23-06

STATE OF NORTH CAROLINA)
) ss.
COUNTY OF DURHAM)

Before me, a Notary Public in and for said County and State, personally appeared Jeffrey R. Marks, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and considerations therein expressed.

Given under my hand and seal of office this 23 day of MAY, 2002.

Anna D. Shaw

Notary Public

My Commission Expires: 7-23-06