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RECORDATION FORM COVER SHEET

PATENTS ONLY

To the Director of the U.S. Patent and Trademark Office: Please record the attached original documents or copy thereof:

1. Name of conveying party(ics): 2. Name and address of receiving party(ics): Philip N. Benfey 3. Nature of conveyance: 2. Name and address of receiving party(ics): Joana Wysocka-Diller Joecelyn E. Malamy Sof First Avenue Leonard Pysh Yrjo Helarintta Nature of conveyance: [X] Assignment New York, New York 10016 Merger Security Agreement New York, New York 10016 2. Name and address of receiving party(ics): If I security Agreement [] Other: New York, New York 10016 2. Name and address of receiving party(ics): If I security Agreement [] Other: New York, New York 10016 2. Name and address of receiving party(ics): If I security Agreement [] Other: New York, New York 10016 2. Other: Execution Date(s): If I security Agreement [] Other April 5, 2000 3. It Inventor: May 3, 2000 Ath Inventor: 4. Application number(s) or patent number(s): If this document is being filed together with a new application, the execution date(s) of the application is(arc): 3. It is (sole) Inventor: Anortor: Sof Inventor:		
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 5. Name and address of party to whom correspondence concerning document should be mailed: Michael L. Goldman NIXON PEABODY LLP Clinton Square P.O. Box 31051 Rochester, New York 14603-1051 	6. Total number of applications and patents involved: 1
	7. Total fee (37 CFR 3.41): \$40.00
	[] Previously paid (see original transmittal)
	[] A check in the amount of \$40.00 is enclosed.
	8. Deposit Account Number: 14-1138
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 Statement and signature. To the best of my knowledge and belief, the foregoing attached copy is a true copy of the original document. 	g information is true and correct and any
Date: September 27,2002	
Michael L. Goldman Registration No. 30,727	
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JOINT

ASSIGNMENT

WHEREAS, WE, Philip N. Benfey, Laura Di Laurenzio, Joanna Wysocka-Diller, Jocelyn E. Malamy, Leonard Pysh, Yrjo Helariutta, and Jun Lim, ASSIGNORS, citizens of U.S.A., Italy/Canada, U.S.A., U.S.A., U.S.A., Finland, and U.S.A., respectively, residing at 3 Washington Square Village, #6A, New York, New York 10012, 14 Washington Place, #5G, New York, New York 10003, 710 West End Avenue, #5A, New York, New York 10027, 14 Washington Place, #4D, New York, New York 10003, 3464 Colonial Avenue, Apt. S-144, Roanoke, Virginia 24018, 14 Washington Place, #8L, New York, New York 10003, and 4 Washington Square Village, #9K, New York, New York 10012, respectively, are co-inventors with Wesley Bruce of the invention in SCARECROW GENE, PROMOTER AND USES THEREOF for which we have executed an application for a Patent of the United States

 \boxtimes which is executed on \boxtimes even date herewith or \square

which is identified by Pennie & Edmonds LLP docket no. 5914-066-999

which was filed on March 10, 1999, Application No. 09/265,585

and WHEREAS, New York University, 550 First Avenue, New York, NY 10016, ASSIGNEE is desirous of obtaining our entire right, title and interest in, to and under the said invention and the said application:

NOW, THEREFORE, in consideration of the sum of One Dollar (\$1.00) to us in hand paid, and other good and valuable consideration, the receipt of which is hereby acknowledged, we, the said ASSIGNORS, have sold, assigned, transferred and set over, and by these presents do hereby sell, assign, transfer and set over, unto the said ASSIGNEE, its successors, legal representatives and assigns, our entire right, title and interest in, to and under the said invention, and the said United States application and all divisions, renewals and continuations thereof, and all Patents of the United States which may be granted thereon and all reissues and extensions thereof; and all applications for industrial property protection, including, without limitation, all applications for patents, utility models, and designs which may hereafter be filed for said invention in any country or countries foreign to the United States, together with the right to file such applications and the right to claim for the same the priority rights derived from said United States application under the Patent Laws of the United States, the International Convention for the Protection of Industrial Property, or any other international agreement or the domestic laws of the country in which any such application is filed, as may be applicable; and all forms of industrial property protection, including, without limitation, patents, utility models, inventors' certificates and designs which may be granted for said invention in any country or countries foreign to the United States and as applicable; and all forms of industrial property protection, including, without limitation, patents, utility models, inventors' certificates and designs which may be granted for said invention in cluding, without limitation, patents, utility models, inventors' certificates and designs which may be granted for said invention 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 and Trademarks of the United States, and any Official of any country or countries foreign to the United States, whose duty it is to issue patents or other evidence or forms of industrial property protection on applications as aforesaid, to issue the same to the said ASSIGNEE, its successors, legal representatives and assigns, in accordance with the terms of this instrument.

AND WE HEREBY covenant and agree 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 the said ASSIGNEE, its successors, legal representatives and assigns, any facts known to us respecting said invention, and testify in any legal proceeding, sign all lawful papers, execute all divisional, continuing, reissue and foreign applications, make all rightful oaths, and generally do everything possible to aid the said ASSIGNEE, its successors, legal representatives and assigns, to obtain and enforce proper protection for said invention in all countries.

IN TESTIMONY WHEREOF, We hereunto set our hands and seals the day and year set opposite our respective signatures.

Date Daille 5, 2000 Philip N. BENNEY L.S.
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In the State of $\underbrace{New \sqrt{cRK}}_{\text{me}, \underbrace{CSAR A \cdot CAMON}}$, Notary Public, personally appeared $\underbrace{Bnow}_{\text{PHILIP N. BENFEY}}$, on $\underbrace{APR/5}_{\text{personally}}$, before me, $\underbrace{CSAR A \cdot CAMON}_{\text{known}}$, Notary Public, personally appeared $\underbrace{PHILIP N. BENFEY}_{\text{how}}$, on $\underbrace{APR/5}_{\text{personally}}$, personally known to me on the basis of satisfactory evidence to be the person(s) whose name(s) is subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.
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PATENT REEL: 013127 FRAME: 0732

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Date MAY 3 2000 Mr Vil L.S.
State of County of Finiand SS.: In the State of <u>Tinland</u> , county of <u>Finiand</u> , on <u>03.05.2000</u> mc. <u>Peter Of emark Notary Fublic, personally appeared</u> <u>YRIO HELARIUTTA</u> , on <u>before</u> the basis of satisfactory evidence to be the person(s) whose name(s) is subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized espacitly(ics), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the personal state of executed the instrument. WITNESS my hand and official scal
RETER OLJEMARK Image: Constraint of the state of the
State of) County of)
In the State of, county of, county of, on, before satisfactory evidence to be the person(s) whose name(s) is subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

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CESAR A. GRULLON
NOTARY PUBLIC, State of New York
State of New York
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Qualified in Press of the
Commission Expires Aug 17, 2000
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