

08-29-2002

Docket No.: 112843-041

ET

U.S. DEPARTMENT OF COMMERCE

Patent and Trademark Office

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102205565

To the Honorable Commissioner of Patents

Please record the attached original documents or copy thereof.

1. Name of conveying party(ies):

**Harald Bruessow**  
**Roberto Reniero**  
**Josette Sidoti**

08-27-02

Additional names(s) of conveying party(ies)

☐ Yes ☒ No

3. Nature of conveyance:

☒ Assignment

☐ Merger

☐ Security Agreement

☐ Change of Name

☐ Other

Execution Date: 7/2/2002; 7/29/2002; 7/4/2002

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

Name: **Nestec S.A.**

Address: **Avenue Nestle 55**

**CH-1800 Vevey**

City: \_\_\_\_\_ State/Prov.: \_\_\_\_\_

Country: **Switzerland** ZIP: \_\_\_\_\_

Additional name(s) & address(es)

☐ 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: \_\_\_\_\_

Patent Application No.

Filing date

B. Patent No.(s)

**10/049,368**

**May 9, 2002**

Additional numbers

☐ Yes ☒ No

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

Name: **Robert M. Barrett, Esq.**

Registration No. **30,142**

Address: **P.O. Box 1135**

City: **Chicago**

State/Prov.: **IL**

Country: \_\_\_\_\_

ZIP: **60690-1135**

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:

**02-1818**

(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.

**Robert M. Barrett (30,142)**

Name of Person Signing

Signature

**August 20, 2002**

Date

**4**

Total number of pages including cover sheet, attachments, and

Mail documents to be recorded with required cover sheet information to:  
Commissioner of Patents & Trademarks, Box Assignments

**PATENT**  
**REEL: 013224 FRAME: 0198**

## ASSIGNMENT

WHEREAS, the undersigned, to wit: Harald Bruessow, Roberto Reniero and Josette Sidoti (hereinafter "ASSIGNORS"), are the lawful owners of an invention known as Docket No. 112843-041 and entitled: BIFIDOBACTERIA CAPABLE OF PREVENTING DIARRHEA, for which a patent application of the United States was filed on February 1, 2002 in the United States Patent and Trademark Office having Application Serial No. 10/049,368;

AND WHEREAS, NESTEC S.A. (hereinafter "ASSIGNEE"), a corporation duly organized and existing under the laws of Switzerland and having its principle office and place of business at Avenue Nestle 55, CH-1800 Vevey, Switzerland, desires to acquire the entire right, title, and interest therein;

NOW, THEREFORE, in consideration of One Dollar (\$1.00) and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, said ASSIGNORS do hereby sell, assign, and transfer, and hereby set over unto ASSIGNEE, its successors, assigns and legal representatives, the full and exclusive right, title and interest to said invention in the United States of America and all foreign countries, including, without limitation, said invention as described in the aforesaid application, to be held and enjoyed by said ASSIGNEE, its successors and assigns, as fully and entirely as the same would have been held and enjoyed by said ASSIGNORS had this assignment and sale not been made, including, without limitation, all rights to the aforesaid application and to any United States Letters Patent therefor, when issued together with all improvements thereon and betterments thereof, all related applications including, but not limited to, divisions, continuations, continuations-in-part, reissues and reexaminations thereof and substitutions of or for said application, and all foreign rights including the right to make application for Letters Patent for said inventions in any and all foreign countries and the right to claim priority as to the filing date under the International Convention on the basis for the aforesaid application for United States Letters Patent; and we hereby authorize and direct the Commissioner of Patents to issue the patent for said inventions, when granted, in accordance with this Assignment and sale, and ASSIGNORS hereby authorize and request the Commissioner of Patents to issue all Letters Patent issuing therefrom to ASSIGNEE, for its interest as ASSIGNEE, its successors, assigns and legal representatives.

ASSIGNORS hereby agree to execute any papers, provide any information and testify in any interference or litigation at the request of ASSIGNEE, its successors, assigns and legal representatives, when deemed essential to ASSIGNEE's, its successors', assigns' and legal representatives' full enjoyment, protection, enforcement and title in and to the invention and rights hereby transferred.

ASSIGNORS furthermore agree upon request of said ASSIGNEE, its successors, assigns and legal representatives, and without further remuneration, to execute any and all papers desired by said ASSIGNEE, its successors, assigns and legal representatives, for the filing and granting of foreign applications and the perfecting of title thereto in said ASSIGNEE, its successors, assigns and legal representatives.

Signature

Date Signed



02-07-02

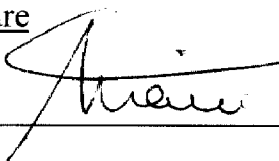
Name: Harald Buressow

Address: Ch. de la Chaumeny 13  
1814 La Tour-de Peilz, Switzerland

Before me personally appeared the person whose name is subscribed to the foregoing instrument, and executed the foregoing instrument in my presence for the purpose contained therein, by signing his/her name hereto.

Signature

Date Signed



02-07-2002

Signature

Date Signed



29/7/2002

Name: Roberto Reniero

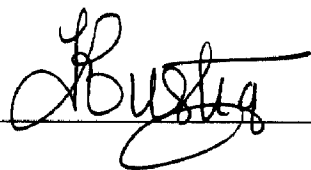
Address: ~~24, ch. Paudille~~  
~~1801 Le Mont Pelerin, Switzerland~~

28, rue Charles Dubreuil  
F-14590 Moyaux, France

Before me personally appeared the person whose name is subscribed to the foregoing instrument, and executed the foregoing instrument in my presence for the purpose contained therein, by signing his/her name hereto.

Signature

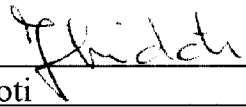
Date Signed



29/07/02

Signature

Date Signed

  
Name: Josette Sidoti

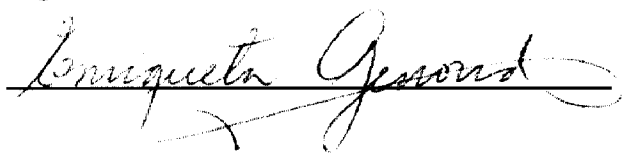
09.07.02

Address: Route du Lac 24  
1094 Paudex, Switzerland

Before me personally appeared the person whose name is subscribed to the foregoing instrument, and executed the foregoing instrument in my presence for the purpose contained therein, by signing his/her name hereto.

Signature

Date Signed



2002-07-04