

10-23-2002



102257828

Patent Case No. 20574YIB

U.S. DEPARTMENT OF COMMERCE
PATENT AND TRADEMARK OFFICE

SHEET

TO THE HONORABLE COMMISSIONER OF PATENTS AND TRADEMARKS:
PLEASE RECORD THE ATTACHED ORIGINAL DOCUMENTS OR COPY THEREOF.

1. Name(s) of Conveying party(ies):

WAYNE J. THOMPSON, DAVID A. CLAREMON, PETER M. MUNSON, and JOHN A. MCCAULEY

Additional name(s) of conveying party(ies) attached? Yes No
MRJ 10-15-02

2. Nature of conveyance:

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

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

Name: MERCK & Co., INC.
 Internal Address: RY60-30
 Street Address: P.O. Box 2000
 City & State: RAHWAY, NEW JERSEY
 Zip/Postal Code: 07065-0907

Execution Date: Jul 26, 2001 Additional name(s) & addresses attached? Yes No

4. Application number(s) or patent number(s) are as follows:

(a) Patent Application No(s). 09/861,861, filed on May 21, 2001
 and titled: 2-CYCLOHEXYL IMIDAZOPYRIDINE NMDA/NR2B ANTAGONISTS

(b) If this document is being filed together with a new application, the execution date of the application: _____
 Additional numbers attached? Yes No

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

Name: David L. Rose
 Internal Address: PATENT DEPARTMENT
MERCK & CO., INC.
P.O. BOX 2000 -- RY60-30
 City & State: RAHWAY, N.J. Zip: 07065-0907

6. Total no. of applications & patents involved:

7. Total fee (37 CFR 3.41).....\$ 40.00
 Enclosed
 The Commissioner is hereby authorized to charge **deposit account number 13-2755** for any fees which may be required or to credit any overpayment.

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8. 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.

David L. Rose Reg. No. 26,332 *David L. Rose* 8/07/2002
 Name of Person Signing Signature Date

10/22/2002 JJALLAH2 00000052 132755 09861861
 Total number of pages including cover sheet, attachments, and document: 3

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Mail documents to be recorded with the required cover sheet information to:

Commissioner of Patents and Trademarks
 Box Assignments
 Washington, D.C. 20231

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 the date appearing below.

MERCK & CO., INC.

By *Danny R...* Date 10/8/02

Computer generated form Merck & Co., Inc. Recordation Form (Assignments) 02/22/2001

PATENT
REEL: 013400 FRAME: 0878

PATENT

JOINT Merck Case 20574YIB

U.S. Serial No. 09/861,861

Filing Date May 21, 2001

ASSIGNMENT AND AGREEMENT

For value received, we, **WAYNE J. THOMPSON, DAVID A. CLAREMON, PETER M. MUNSON, and JOHN A. MCCAULEY**

of 2291 Locust Drive, Lansdale, Pennsylvania 19446; 1508 Aidern Lair Road, Maple Glen, Pennsylvania 19002; 327 Clemens Road, Harleysville, Pennsylvania 19438; 1566 Bauman Drive, Maple Glen, Pennsylvania 19002, respectively

hereby sell, assign and transfer to **MERCK & CO., Inc.**, a corporation of the State of New Jersey, having an office at Lincoln Avenue, City of Rahway, State of New Jersey, and its successors, assigns and legal representatives, the entire right, title and interest, for all countries, in and to certain inventions relating to

2-CYCLOHEXYL IMIDAZOPYRIDINE NMDA/NR2B ANTAGONISTS

described in an application for Letters Patent of the United States, executed by us on even date herewith, and in provisional application(s) Serial No. 60/162,714 filed on 10/29/1999 ; Serial No. _____ filed on _____ ; Serial No. _____ filed on _____ (if applicable), and all the rights and privileges, including any and all benefits under the International Convention for the Protection of Industrial Property under any and all Letters Patents which may be granted therefor, and under any and all extensions, divisionals, reissues and continuations of said Letters Patents.

We request that any and all Patents for said inventions be issued to said assignee, its successor, assigns and legal representatives, or to such nominees as it may designate.

We agree that, when requested, we will, without charge to said assignee but at its expense, sign all papers, take all rightful oaths, and do all acts which may be necessary, desirable or convenient for securing and maintaining Patents for said inventions in any and all countries and for vesting title thereto in said assignee, its successors, assigns and legal representatives or nominees.

We covenant with said assignee, its successors, assigns and legal representatives, that the rights and property herein conveyed are free and clear of any encumbrance, and that we have full right to convey the same as herein expressed.

We hereby authorize our attorney, SHU M. LEE or an attorney with Power of Attorney in this application, of the said **MERCK & CO., Inc.**, to insert **Serial No.**, and **Filing Date** of said application(s) when known.

Signed at West Point, Pennsylvania this 26th day of July, 2001.

Wayne J. Thompson
WAYNE J. THOMPSON
Peter M. Munson
PETER M. MUNSON

David A. Claremon
DAVID A. CLAREMON
John A. McCauley
JOHN A. MCCAULEY

PATENT

JOINT Merck Case 20574YIB

U.S. Serial No. 09/861,861

Filing Date May 21, 2001

ASSIGNMENT AND AGREEMENT

Signed at _____ this _____ day of _____.

COMMONWEALTH OF PENNSYLVANIA

County of MONTGOMERY

} SS.

Personally appeared before me the above-named **WAYNE J. THOMPSON PETER M. MUNSON DAVID A. CLAREMON JOHN A. MCCAULEY**

to me known and known to me to be the person(s) who executed the foregoing instrument and acknowledged said instrument to be their free act and deed this 26th day of July, 2001.

Brenda Myers
Notary Public

Notarial Seal
Brenda Myers, Notary Public
Upper Gwynedd Twp., Montgomery County
My Commission Expires Apr. 11, 2002
Member, Pennsylvania Association of Notaries

County of _____

} SS.

Personally appeared before me the above-named

to me known and known to me to be the person(s) who executed the foregoing instrument and acknowledged said instrument to be their free act and deed this _____ day of _____.

Notary Public