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FORM COVER SHEET

NTS ONLY

Attorney Docket Number: 9092-004-999

TO THE HONORABLE COMMISSIONER OF PATENTS AND TRADEMARKS
Box Assignment
Washington, DC 20231

Please record the attached original documents or copy thereof.

<p>1. Name of conveying party(ies):</p> <p>Solidago AG, a Swiss corporation Hallwylstrasse 21 CH-3005 Bern, Switzerland</p> <p>Additional name(s) of conveying party(ies) attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p>	<p>2. Name and address of receiving party(ies):</p> <p>Peter Brünker Hugostrasse 9 CH-8050 Zürich, Switzerland</p> <p>Wofgang Minas Regensdorfstrasse 5 CH-8049 Zürich, Switzerland</p> <p>Pauli T. Kallio Häderlistrasse 6 CH-8964 Friedlisberg, Switzerland</p> <p>James E. Bailey Winkelwiese 6 CH-8001 Zürich Switzerland</p>
<p>3. Nature of conveyance:</p> <p><input checked="" type="checkbox"/> Assignment <input type="checkbox"/> Merger</p> <p><input type="checkbox"/> Security Agreement <input type="checkbox"/> Change of Name</p> <p><input type="checkbox"/> Other _____</p> <p>Execution Date: <u>December 16, 1999</u></p>	<p>4. Application number(s) or patent number(s):</p> <p>If this document is being filed together with a new application, the execution date of the application is: _____</p> <p>A. Patent Application No.(s) <u>08/861,450</u> B. Patent No.(s) <u>5,908,784</u></p> <p>Additional numbers attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p>
<p>5. Name and address of party to whom correspondence concerning document should be mailed:</p> <p>PENNIE & EDMONDS LLP 3300 Hillview Avenue Palo Alto, CA. 94304</p>	<p>6. Number of applications and patents involved: <u>1</u></p> <p>7. Total fee (37 CFR 3.41):.....\$ <u>40.00</u> Please charge to the deposit account listed in Section 8.</p> <p>8. Deposit account number: <u>16-1150</u></p>
DO NOT USE THIS SPACE	
<p>9. Statement and signature.</p> <p><i>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.</i></p> <p>Rahul Pathak <u>42,983</u>  <u>October 22, 2002</u> Name of Person Signing Reg. No. Signature Date For: Samuel B. Abrams (Reg. No. 30,605)</p> <p style="text-align: right;">Total number of pages including cover sheet: <u>3</u></p>	

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

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ASSIGNMENT

WHEREAS, Solidago AG, a Swiss corporation, having a place of business at CH-3005 Bern, CH Hallwylstrasse 21, Switzerland, (hereinafter "ASSIGNOR") has certain rights, title and interest by assignment of the following patent application:

U.S. Patent No. 5,908,764 entitled **METHODS AND COMPOSITIONS FOR INCREASING PRODUCTION OF ERYTHROMYCIN** filed as U.S. Application Serial No. 08/861,450 on May 22,1997 and identified by Pennie & Edmonds LLP docket no. 9092-004-999; and 9092-004-228.

WHEREAS,

Peter Brünker, Hugostrasse 9, CH-8050 Zürich, Switzerland

Wolfgang Minas, Regensdorfstrasse 5, CH-8049 Zürich, Switzerland

Pauli T. Kallio, Häderlistrasse 6, CH-8964 Friedlisberg, Switzerland

James E. Bailey, Winkelwiese 6, CH-8001 Zürich, Switzerland

(hereinafter "ASSIGNEES") are desirous of obtaining ASSIGNOR's 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 it in hand paid, and other good and valuable consideration, the receipt of which is hereby acknowledged, ASSIGNOR has sold, assigned, transferred and set over, and by these presents do hereby sell, assign, transfer and set over, unto the said ASSIGNEES, their successors, legal representatives and assigns, all of its 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 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 all extensions, renewals and reissues thereof;

AND ASSIGNOR HEREBY authorizes and requests 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 ASSIGNEES, their successors, legal representatives and assigns, in accordance with the terms of this instrument;

AND ASSIGNOR HEREBY covenants and agrees that it has full right to convey all of its interest herein assigned, and that it has not executed, and will not execute, any agreement in conflict herewith;

AND this Assignment of rights shall not affect any pre-existing rights of the United States Government to the above referenced patent application.

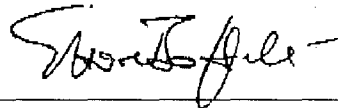
Executed this 16th day of December, 1999

ASSIGNOR: Solidago AG



Paolo Lanzarini
President

On this 16th day of December, 1999, before me personally appeared Paolo Lanzarini, to me known and known to me to be the person of that name, who signed and sealed the foregoing instrument, and he acknowledged the same to be his free act and deed.



Witness