



Tab settings

To the Honorable Commissioner of Patents and Trademarks 102352740

...hed original documents or copy thereof.

1. Name of conveying party(ies): 1-24-03  
Thomas E. Jenkins  
Sabine Axt  
Jennifer Bolton  
Additional name of conveying party(ies) attached?  Yes  No

2. Name and address of receiving party(ies)  
Name: THERAVANCE, INC.  
Street Address: 901 Gateway Boulevard  
South San Francisco, CA 94080  
Additional Name(s) & address(es) attached?  Yes  No

1-999 U.S. PTO  
10/350624  
01/24/03

3. Nature of conveyance:  
 Assignment  Merger  
 Security Agreement  Change of Name  
 Other \_\_\_\_\_  
Execution Dates: January 23, 2003

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: January 24, 2003  
A. Patent Application No.(s)  
10/350624  
Additional numbers attached?  Yes  No

B. Patent No.(s)

5. Name and address of party to whom correspondence concerning this document should be mailed:  
Name: David E. Boone, Esq.  
Address: THERAVANCE, INC.  
Attn: Legal Department  
901 Gateway Boulevard  
South San Francisco, CA 94080

6. Total number of applications and patents involved: 1  
7. Total fee (37 CFR 3.41): \$40.00  
 Enclosed  
 Authorized to be charged to deposit account  
8. Deposit account number:  
50-0344  
(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.*  
Roberta P. Saxon, Reg. No. 43,087      Roberta P. Saxon      January 24, 2003  
Name of Person Signing      Signature      Date

Total number of pages including cover sheet, attachments, and documents: 5

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

01/30/2003 EDCOPER 00000172 506344 10530624  
01 FC:0021 40.00 CH

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

## Assignment

This **Assignment**, by **Thomas E. Jenkins**, residing at 190 Canada Vista Drive, La Honda, CA; **Sabine Axt**, residing at 1271 Ayala Drive #2, Sunnyvale, CA; **Jennifer Bolton**, residing at 2375 Mariposa Street, #1, San Francisco, CA; hereinafter referred to as ("**the Assignors**"), respectively, witnesseth:

WHEREAS, the Assignors have invented certain new and useful improvements in **Short-Acting Sedative Hypnotic Agents For Anesthesia And Sedation** set forth in an application for Letters Patent of the United States,

- which is a provisional application
  - to be filed herewith; or
  - bearing Application No. \_\_\_\_\_, and filed on \_\_\_\_\_, or
- which is a non-provisional application
  - to be filed herewith; or
  - bearing Application No. \_\_\_\_\_, and filed on \_\_\_\_\_; and

WHEREAS, **Theravance, Inc.**, a corporation duly organized under and pursuant to the laws of Delaware and having its principal place of business at 901 Gateway Boulevard, South San Francisco, California 94080 (hereinafter referred to as "**the Assignee**"), is desirous of acquiring the entire right, title and interest in and to said inventions, the right to file applications on said inventions and the entire right, title and interest in and to any applications, including provisional applications for Letters Patent of the United States or other countries claiming priority to said application, and in and to any Letters Patent or Patents, United States or foreign, to be obtained therefor and thereon.

NOW, THEREFORE, in consideration of One Dollar (\$1.00) and other good and sufficient consideration, the receipt of which is hereby acknowledged, the Assignor has sold, assigned, transferred, and set over, and by these presents do sell, assign, transfer, and set over, unto the Assignee, its successors, legal representatives, and assigns, the entire right, title and interest in and to the above-mentioned inventions, the right to file applications on said inventions and the entire right, title and interest in and to any applications for Letters Patent of the United States or other countries claiming priority to said applications, and any and all Letters Patent or Patents of the United States of America and all foreign countries that may be granted therefor and thereon, and in and to any and all applications claiming priority to said applications, divisions, continuations, and continuations-in-part of said applications, and reissues and extensions of said Letters Patent or Patents, and all rights under the International Convention for the Protection of Industrial Property, the same to be held and enjoyed by the Assignee, for its own use and behalf and the use and behalf of its successors, legal representatives and assigns, to the full end of the term or terms for which Letters Patent or Patents may be granted as fully and entirely as the same would have been held and enjoyed by the Assignors had this sale and Assignment not been made;

AND for the same consideration, the Assignor hereby covenants and agrees to and with the Assignee, its successors, legal representatives and assigns, that, at the time of execution and delivery of these presents, the Assignor is the sole and lawful owner of the entire right, title and interest in and to the inventions set forth in said applications, including provisional applications, above-mentioned, and that the same are unencumbered, and that the Assignor has good and full right and lawful authority to sell and convey the same in the manner herein set forth;

AND for the same consideration, the Assignor hereby covenants and agrees to and with the Assignee, its successors, legal representatives and assigns that the Assignor will, whenever counsel of the Assignee, or the counsel of its successors, legal representatives and assigns, shall advise that any proceeding in connection with said inventions or said applications for Letters Patent or Patents, or any proceeding in connection with Letters Patent or Patents for said inventions in any country, including interference proceedings, is lawful and desirable, or that any application claiming priority to said application, division, continuation, or continuation-in-part of any applications for Letters Patent or Patents, or any reissue or extension of any Letters Patent or Patents to be obtained thereon, is lawful and desirable, sign all papers and documents, take all lawful oaths, and do all acts necessary or required to be done for the procurement, maintenance, enforcement and defense of Letters Patent or Patents for said inventions, without charge to the Assignor, its successors, legal representatives and assigns, but at the cost and expense of the Assignee, its successors, legal representatives and assigns;

AND the Assignor hereby requests the Commissioner of Patents to issue any and all said Letters Patent of the United States to the Assignee, as the Assignee of said inventions and the Letters Patent to be issued for the sole use and behalf of the Assignee, its successors, legal representatives and assigns.

Date Jan 23, 2003

Signature of Assignor

Thomas E. Jenkins  
Thomas E. Jenkins

State of California

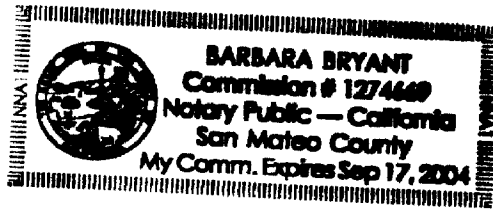
County of San Mateo

On January 23, 2003 before me, Barbara Bryant, Notary Public, personally appeared Thomas E. Jenkins,

personally known to me – OR –  proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) ~~is/are~~ 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.

WITNESS my hand and official seal.

Barbara Bryant  
Signature of Notary Public



Date January 23, 2003 Signature of Assignor   
Sabine Axt


State of California

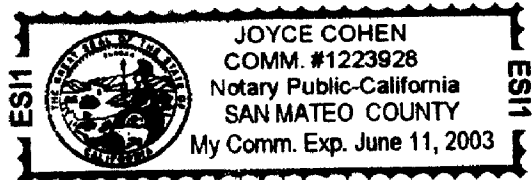
County of San Mateo

On January 23, 2003 before me, Joyce Cohen, ~~Barbara Bryant~~ <sup>Jan. 23, 2003</sup> Notary Public, personally appeared Sabine Axt

personally known to me – OR –  proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are 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.

WITNESS my hand and official seal.

  
Signature of Notary Public



Date Jan. 23 2003 Signature of Assignor   
Jennifer Bolton

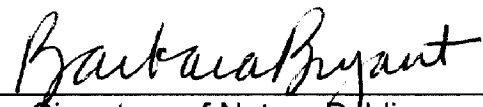
State of California

County of San Mateo

On January 23, 2003 before me, Barbara Bryant, Notary Public, personally appeared Jennifer Bolton

personally known to me – OR –  proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are 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.

WITNESS my hand and official seal.

  
Signature of Notary Public

