

04-04-2003



To the Honorable Commissioner of P.

102410006

Attached original documents or copy thereof.

1. Name of conveying party(ies):

**Weihong Xiong and
Dinesh Patel**

3-31-03

2. Name and address of receiving party(ies)

Name: **Xel Herbaceuticals, Inc.**

Internal Address: _____

Additional name(s) of conveying parties attached? ☐ Yes ☒ No

3. Nature of conveyance:

☒ Assignment☐ Merger☐ Security Agreement☐ Change of Name☐ Other _____Street Address: **615 Arapeen Drive, #102****Salt Lake City, Utah 84108**Additional Name(s) & address(es) attached? ☐ Yes ☒ NoExecution Date: March 19, 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: _____

A. Patent Application No(s).

09/944,960

B. Patent No(s).

Additional numbers attached? ☐ Yes ☒ No

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

Name: **M. Wayne Western**Mailing Address: **Thorpe, North & Western, LLP****P.O. Box 1219****Sandy, UT 84091-1219**Street Address: **8180 South 700 East**City: **Sandy** State: **Utah** Zip: **84070**6. Total number of applications and patents involved: **1**7. Total fee (27 CFR 3.41) **\$40.00**☐ Enclosed☒ Authorized to be charged to deposit account

8. Deposit account number:

20-0100 (Deficiencies Only)

(Attach duplicate copy of this page if paying by deposit account)

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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.***M. Wayne Western**

Name of Person Signing

Signature

Date

Total number of pages including this cover sheet, attachments, and document: _____

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

Commissioner of Patents and Trademarks
Box Assignments
Washington, DC 20231**PATENT**
REEL: 013908 FRAME: 0640

M. Wayne Western
THORPE NORTH & WESTERN, L.L.P.
P.O. BOX 1219
SANDY, UTAH 84091-1219

ASSIGNMENT

WHEREAS, we, **WEIHONG XIONG**, resident of **Salt Lake City, Utah**, whose postal mailing address is **4156 S. Megan Circle, Salt Lake City, Utah 84107** and **DINESH PATEL**, resident of **Salt Lake City, Utah** whose postal mailing address is **4936 Mile High Drive, Salt Lake City, Utah 84124** (hereinafter "Assignors") have invented a certain new and useful improvement in a **TRANSDERMAL DELIVERY SYSTEM FOR ALKALOIDS OF ACONITUM SPECIES** for which an application for United States Letters Patent was filed on **November 17, 2000** as **THORPE NORTH & WESTERN L.L.P. Docket No. T8345NP** and given U.S. Patent Application Serial No. **09/944,960**; and

WHEREAS, **XEL HERBACEUTICALS, INC.**, a corporation, organized and existing under the laws of the State of **Delaware**, having a business address of **615 Arapeen Drive, Suite 102, University of Utah Research Park, Salt Lake City, Utah 84108** (hereinafter "Assignee"), is desirous of acquiring the entire right, title, and interest in the same;

NOW, THEREFORE, in consideration of one dollar (\$1.00) and other good and valuable consideration paid to us by the Assignee, the receipt and sufficiency whereof is hereby acknowledged, we the said Assignors, hereby grant and assign unto the said Assignee, our entire right, title and interest in said invention and in all patent applications based thereon, including but not limited to the above identified United States Patent Application and in all divisions, continuations, and continuations-in-part of said application, or reissues or extensions of Letters Patent or Patents granted thereon, and in all corresponding applications filed in countries foreign to

the United States, and in all patents issuing thereon in the United States and foreign countries; the right, power and authority to file and prosecute U.S. and foreign patent applications on said invention, and to do so in its own name wherever such right may be legally exercised, and including the right to claim the priority and benefits of the International Convention for such applications; and the right to bring actions for infringement of any right in said invention in its own name, including past infringement, in any jurisdiction.

We hereby authorize and request the United States Commissioner of Patents and Trademarks, and such Patent Office officials in foreign countries as are duly authorized by their patent laws to issue patents, to issue any and all Letters Patent on said invention to the said Assignee as the owner of our entire interest, for the sole use and behoof of the said Assignee, its successors, assigns and legal representatives, to the full end of the term for which said Letters Patent may be granted, as fully and entirely as the same would have been held by us had this assignment and sale not been made.

We hereby agree, without further consideration and without expense to us, to sign all lawful papers and to perform all other lawful acts which the Assignee may request of us to make this Assignment fully effective, including, by way of example but not of limitation, the following: prompt execution of all original, divisional, substitution, reissue, and other United States and foreign patent applications on said invention, and all lawful documents as requested by the Assignee to further the prosecution of any of such patent applications; cooperation to the best of our ability including, but not limited to, the execution of all lawful documents, the production of evidence in any actions or proceedings concerning the invention, including, but not limited to, nullification, reissuing, extension, and infringement proceedings involving said invention.

This assignment and agreement shall be binding upon our heirs and legal representatives.

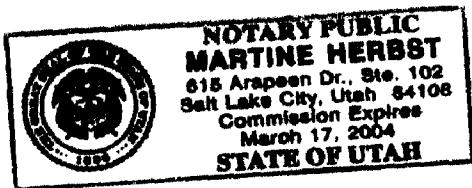
Executed this 19 day of March, 2003, at Salt Lake City, UT.
City, State

Inventor:

Wei Hong Xiong
WEIHONG XIONG

STATE OF UT)
 : SS
County of SLC)

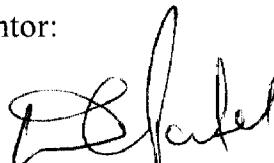
Before me personally appeared **WEIHONG XIONG** and acknowledged the foregoing instrument to be his free act and deed this 19 day of March, 2003.



Martine Herbst
Notary Public

Executed this 19 day of March 2003 at Salt Lake City, UT.
City, State

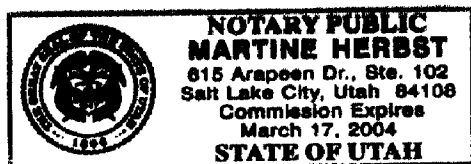
Inventor:

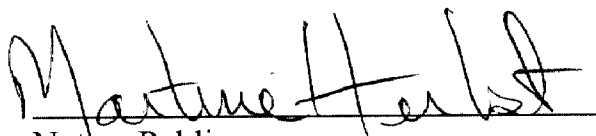


DINESH PATEL

STATE OF UT)
 : ss
County of SL)

Before me personally appeared **DINESH PATEL** and acknowledged the foregoing
instrument to be his free act and deed this 19 day of March 2003.





Notary Public

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