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To the Honorable Commissioner of Patents and Trademarks, Patent and Trademark Office, Washington, DC 20503

1. Name of conveying party(ies):  
**Josef KRAUS**                      **Rudolf JANSEN**  
**Elke SAUERBREY**  
**Reinhard NEHLS**  
**Andreas LOOCK**

Additional names(s) of conveying party(ies)       Yes    No

2. Name and address of receiving party(ies):  
Name: **KWS SAAT AG**  
Address: **Grimsehlstrasse 31**

City: **Einbeck**                      State/Prov.: \_\_\_\_\_  
Country: **GERMANY**                      ZIP: **37574**

Additional name(s) & address(es)                       Yes    No

3. Nature of conveyance:  
 Assignment                       Merger  
 Security Agreement                       Change of Name  
 Other \_\_\_\_\_

Execution Date: **March 10, 2003; March 11, 2003**

4. Application number(s) or registration 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)
<b>10/376,763</b>	<b>February 28, 2003</b>	

Additional numbers                       Yes    No

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:  
**16-0877**

5. Name and address of party to whom correspondence concerning document should be mailed:  
Name: **Carrie L. Bootcheck**  
Registration No. **50,712**  
Address: **5111 Memorial Highway**

**06/03/2003 TDIAGY 00000049 160877 10376763**  
**01 FC:8/21 40.00 CH**

City: **Tampa**                      State/Prov.: **FL**  
Country: **US**                      ZIP: **33634-7356**

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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.*

**Carrie L. Bootcheck**                      *Carrie L. Bootcheck*                      **May 29, 2003**

Name of Person Signing

Signature

Date

Total number of pages including cover sheet, attachments, and

8

PATENT

# **Assignment**

In consideration of the payment by ASSIGNEE to ASSIGNORS of valuable consideration, receipt whereof is hereby acknowledged, and for other good and valuable consideration,

**ASSIGNOR**

Josef **KRAUS**  
Negenborner Weg 8  
37574 Einbeck  
GERMANY

Elke **SAUERBREY**  
Beverstrasse 11  
37574 Einbeck  
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Reinhard **NEHLS**  
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Andreas **LOOCK**  
Molderamweg 10  
37574 Einbeck  
GERMANY

Rudolf **JANSEN**  
Hoelderlinstrasse 8  
37574 Einbeck  
GERMANY

hereby sell, assign and transfer to

**ASSIGNEE**

KWS SAAT AG  
Grimsehlstrasse 31  
D-37574 Einbeck  
GERMANY

and the successors, assigns and legal representatives of the ASSIGNEE, the entire right, title and interest for the United States and its territorial possessions, and countries foreign

thereto, in and to any and all improvements which are disclosed in the invention entitled "**GLYPHOSATE TOLERANT SUGAR BEET**", and which is found in U.S. Patent Application Serial Number 10/376,763 filed 02/28/2003, (We hereby authorize and request our attorneys **Pendorf & Cutliff** of **P.O. Box 20445, Tampa, Florida 33622-0445**, to insert the application number and filing date of said application when known) or any continuation, divisional, renewal, or substitute thereof, and as to letters patent any reissue or re-examination thereof, including the right to claim priority under 35 U.S.C. §119, and we request the Commissioner of Patents to issue any Letters Patent granted upon the invention set forth in the application to the **ASSIGNEE**, its successors and assigns; and we will execute without further consideration all papers deemed necessary by the **ASSIGNEE** in connection with the United States application when called upon to do so by the Assignee;

**ASSIGNORS** hereby covenant that no assignment, sale, agreement or encumbrance has been made or will be made or entered into which would conflict with this Assignment;

**ASSIGNORS** further covenant that **ASSIGNEE** will, upon its request, be provided promptly with all pertinent facts and documents relating to said invention and said Letters Patent and legal equivalents as may be known and accessible to **ASSIGNORS** and will testify as to the same in any interference, litigation or

proceeding related thereto and will promptly execute and deliver to **ASSIGNEE** or its legal representatives any and all papers, instruments or affidavits required to apply for, obtain, maintain, issue or enforce said application, said invention and said Letters Patent and said equivalents thereof which may be necessary or desirable to carry out the purposes thereof.

**DESIGNATION OF DOMESTIC REPRESENTATIVE**

Stephan A. Pendorf, Yaté K. Cutliff and Evelyn A. Defillo, located at PENDORF & CUTLIFF, 3940 Venetian Way, Tampa, FL 33634, are hereby designated Applicants representative in the United States of America upon whom notice of process in proceedings affecting the application/patent may be served.

Date: 03/11/2003

J. Kraus  
Josef **KRAUS**

Date: 03/11/03

E. Saubrey  
Elke **SAUERBREY**

Date: 03/10/03

R. Neuhls  
Reinhard **NEHLS**

Date: 03/11/03

A. Lock  
Andreas **LOCK**

Date: 03/11/03

R. Jansen  
Rudolf **JANSEN**

(Legalization not required for recording but is *prima facie* evidence of execution under 35 U.S.C. §261.)