

8-11-03

08-20-2003

RECORDED



FORM PTO-1595 (modified)

102529660  
PATENTS ONLY

DEPARTMENT OF COMMERCE

Patent and Trademark Office

08306 U.S. PTO  
10/638687  
08/11/03

To the Honorable Commissioner of Patents and Trademarks:  
Please record the attached original documents or copy thereof.

1. Name of conveying party:

USHIO SAKAZAKI

Additional name(s) of conveying party(ies) attached? No

2. Name and address of receiving party:

Name: PLANT 21 LLC

Address: P.O. BOX 1985

City: SAN MARCO

State: CALIFORNIA

Zip code: 92969

Additional name(s) and address(es) attached? No

3. Nature of conveyance: **ASSIGNMENT**

Execution date: **MARCH 30, 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: **AUGUST 11, 2003.**

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

Name: CATHERINE ANNE WHEALY

Address: 1513 MELODY LANE

City: ROANOKE

State: TEXAS

Zip: 76262

6. Total number of applications and patents involved: 1

7. Total fee (37 C.F.R. § 3.41)..... **\$40.00**

Enclosed

8. Deposit account number: None

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.*

CATHERINE ANNE WHEALY, Reg. No. 39,419

Name of Person Signing

  
Signature

AUGUST 11, 2003

Date

Total number of pages including cover sheet, attachments, and document: **2**

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

08/13/2003 140831#1 00000009 10620007

08 08:00:01

40.00 00

10638687

PATENT  
REEL: 014389 FRAME: 0735

# ASSIGNMENT

**FOR GOOD AND VALUABLE CONSIDERATION**, the receipt, sufficiency and adequacy of which are hereby acknowledged, the undersigned, **USHIO SAKAZAKI** (the "Assignor"), does hereby:

**SELL, ASSIGN AND TRANSFER TO PLANT 21 LLC** (the "Assignee"), having a place of business at **San Marco, California**, the entire right, title and interest for the United States in and to any and all improvements which are disclosed in the application for United States Letters Patent filed concurrently herewith and is titled **CALIBRACHOA PLANT NAMED 'USCALI6'**, such application and all divisional, continuing, substitute, renewal, reissue and all other applications for patent which have been or shall be filed in the United States on any of such improvements, all original and reissued patents which have been or shall be issued in the United States on such improvements, and specifically including the right to claim priority based on such application in the United States;

**AUTHORIZE AND REQUEST** the issuing authority to issue any and all United States patents granted on such improvements to the Assignee;

**WARRANT AND COVENANT** that no assignment, grant, mortgage, license or other agreement affecting the rights and property herein conveyed has been or will be made to others by the undersigned, and that the full right to convey the same as herein expressed is possessed by the undersigned;

**COVENANT**, when requested and at the expense of the Assignee, to carry out in good faith the intent and purpose of this assignment, the undersigned will execute all divisional, continuing, substitute, renewal, reissue, and all other patent applications on any and all such improvements; execute all rightful oaths, declarations, assignments, powers of attorney and other papers; communicate to the Assignee all facts known to the undersigned relating to such improvements and the history thereof; and generally do everything possible which the Assignee shall consider desirable for vesting title to such improvements in the Assignee, and for securing, maintaining and enforcing proper patent protection for such improvements;

**TO BE BINDING** on the heirs, assigns, representatives and successors of the undersigned and extend to the successors, assigns and nominees of the Assignee.

Inventor's Signature: Ushio Sakazaki  
Name: **USHIO SAKAZAKI**

Date: 30. Mar. 2003

Place: HIKONE, JAPAN

Before us, on this 30 th day of March, 2003, personally appeared **USHIO SAKAZAKI**, known to us to be the person whose name is subscribed to the foregoing instrument and acknowledged to us that he executed the same of his own free will for the purposes and consideration therein expressed.

Witness: [Signature]

Name: Teruo Takatani

Date: 30/03/2003

Witness: [Signature]

Name: Kumiko Kaji

Date: 30 / 03 / 2003