Form **PTO-1595** REC U.S. DEPARTMENT OF COMMERCE (Rev. 10/02) 0/15/0 - OMB No. 0651-0027 ((exp. 6/30/2005) (Rev. 10/02) U.S. Patent and Trademark Office 102530847 Tab settings ⇒ ⇒ ⇒ To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof. 2. Name and address of receiving party(ies) 1. Name of conveying party(ies); Apollo BioPharmaceutics, Inc. Name: MitoKor, Inc. Internal Address: _ Additional name(s) of conveying party(ies) attached 3. Nature of conveyance: ☐ Merger Assignment Street Address: 11494 Sorrento Valley Road Change of Name Security Agreement Other liquidation and distribution of assets XState: CA Zip: 92121 San Diego City: Execution Date: June 28, 2002 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: _ B. Patent No.(s) A. Patent Application No.(s) 6,326,365 Additional numbers attached? Yes No 5. Name and address of party to whom correspondence 6. Total number of applications and patents involved: 1 concerning document should be mailed: 7. Total fee (37 CFR 3.41).....\$\,\u00e40.00 Name: Bromberg & Sunstein LLP □ Enclosed Internal Address: Attn: Barbara J. Carter, Esq. Authorized to be charged to deposit account 8. Deposit account number: Street Address: 125 Summer Street (Attach duplicate copy of this page if paying by deposit account) MA Zip: 02110 Boston City: State: DO NOT USE THIS SPACE 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.

> Name of Person Signing Total number of pages including cover sheet, at

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

Filed together with a new patent application to: Mail Stop Patent Application Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Barbara J. Carter

Not filed with new patent application to: Mail Stop Assignment Recordation Services Director of the U.S. Patent and Trademark Office P.O. Box 1450 Alexandria, VA 22313-1450

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Date

T.31.2002

APOLLO BIOPHARMACEUTICS, INC. SECRETARY'S CERTIFICATE

The undersigned, Craig Johnson, hereby certifies as follows:

- 1. He is the duly elected, qualified and acting Secretary of Apollo BioPharmaceutics, Inc., a Delaware corporation (the "Corporation").
- 2. Set forth below is a true and correct copy of certain resolutions duly adopted by the directors of the Corporation by written consent dated June 28, 2002. Such resolutions have not been altered, amended, modified or rescinded and remain in full force and effect on the date hereof:

WHEREAS, the stockholders of the Corporation desire to wind up and dissolve the Corporation.

RESOLVED, that the Corporation shall be wound up and dissolved pursuant to Section 275 of the DGCL.

RESOLVED FURTHER, that the following plan of complete liquidation of the Corporation is hereby adopted:

- (a) Within thirty (30) days after the date of the adoption of this resolution, the Corporation shall file Form 966 with the Director of Internal Revenue, Ogden, Utah (or other office where tax returns for the Corporation are filed), attaching thereto a certified copy of this resolution;
- (b) The Corporation, by its duly authorized officers, immediately upon adoption of this resolution, shall proceed to liquidate and distribute all of the remaining assets of the Corporation to the sole stockholder of the Corporation pursuant to Section 331(a) of the Internal Revenue Code of 1986, as amended, in exchange for the certificates representing all of the outstanding stock of the Corporation withholding from distribution only those assets required for the payment of any federal or state taxes and other liabilities, the amount to be retained (if any) to be determined by the President, all as incident to the plan of complete liquidation;

RESOLVED FURTHER, that the President or Secretary of the Corporation is hereby authorized and directed to execute a Certificate of Dissolution in accordance with the applicable provisions of the DGCL, and to file such Certificate with the Secretary of State of Delaware;

RESOLVED FURTHER, that upon commencement of proceedings to wind up and dissolve, the officers of the Corporation are hereby authorized and directed to file such

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documents as required by the applicable provisions of the Internal Revenue Code and the Delaware Taxation Code; and

RESOLVED FURTHER, that the officers of the Corporation, and any of them, are each hereby authorized to pay all such fees and taxes and to take such action and to execute any and all certificates and other documents necessary or advisable in order to wind up the business affairs of the Corporation and to carry out the liquidation and dissolution.

IN WITNESS WHEREOF, the undersigned has executed this Certificate on

June 28, 2002.

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RECORDED: 08/15/2003

PATENT REEL: 014394 FRAME: 0509