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To the Honorable Assistant Secretary and (or copy(ies) thereof.

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1. Name of conveying party(ies):

5.8.05

Makoto SUNAGAWA, Katsumi KUBOTA, Masanori ITOH, Erwin GOETSCHI

2. Name and address of receiving party(ies):

Name: SUMITOMO PHARMACEUTICALS COMPANY, LIMITED

Street Address: 2-8, Doshomachi 2-chome, Chuo-ku, Osaka-shi, Osaka-fu, Japan

City: Country:

Additional name(s) & address(es) attached? NO

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

3. Nature of conveyance:

- Assignment
- Security Agreement
- Other
- Merger
- Change of Name

Execution Date: April 8, 15 and 25, 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: May 8, 2003

A. Patent Application No.(s)  
NEW, filed May 8, 2003

10416334

B. Patent No.(s)  
, issued

Additional numbers attached? NO

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

Name: WENDEROTH, LIND & PONACK, L.L.P.  
Attn: Warren M. Cheek, Jr., Esq.

Street Address: 2033 K Street, N.W., Suite 800

City: Washington, State: DC ZIP: 20006-1021

6. Total number of applications and patents involved: 1

7. Total fee (37 CFR 3.41). . . . . \$40.00

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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.

Warren M. Cheek, Jr., Reg. No. 33,367  
Name of Person Signing

Warren M. Cheek, Jr.  
Signature

May 8, 2003  
Date

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# ASSIGNMENT

In consideration of the sum of One Dollar (\$1.00) and other good and valuable consideration paid to each of the undersigned

Insert Name(s) of Inventor(s) Makoto SUNAGAWA, Katsumi KUBOTA, Masanori ITOH and Erwin GOETSCHI

the undersigned hereby sell(s) and assign(s) to

SUMITOMO PHARMACEUTICALS COMPANY, LIMITED

Insert Name(s) of Assignee(s) Address of 2-8, Dosho-machi 2-chome, Chuo-ku, Osaka-shi, Osaka-fu, Japan  
(hereinafter designated as the Assignee) the entire right, title and interest for the United States as defined in 35 USC 100, in the invention known as

NOVEL  $\beta$ -LACTAM COMPOUNDS AND PROCESS FOR PRODUCING THEM

Title of Invention for which an application for patent in the United States has been executed by the undersigned

on April 25, 2003; April 15, 2003; April 25, 2003; and April 8, 2003,

Date of Signing of Application

The undersigned agree(s) to execute all papers necessary in connection with this application and any continuing, divisional or reissue applications thereof and also to execute separate assignments in connection with such applications as the Assignee may deem necessary or expedient. respectively

The undersigned agree(s) to execute all papers necessary in connection with any interference which may be declared concerning this application or continuation, division or reissue thereof and to cooperate with the Assignee in every way possible in obtaining evidence and going forward with such interference.

The undersigned agree(s) to execute all papers and documents and perform any act which may be necessary in connection with claims or provisions of the International Convention for Protection of Industrial Property or similar agreements.

The undersigned agree(s) to perform all affirmative acts which may be necessary to obtain a grant of a valid United States patent to the Assignee.

The undersigned hereby authorize(s) and request(s) the Commissioner of Patents to issue any and all Letters Patents of the United States resulting from said application or any division or divisions or continuing or reissue applications thereof to the said Assignee, as Assignee of the entire interest, and hereby covenants that he has (they have) full right to convey the entire interest herein assigned, and that he has (they have) not executed, and will not execute, any agreement in conflict herewith.

The undersigned hereby grant(s) the firm of WENDEROTH, LIND & PONACK, L.L.P., 2033 K Street, N.W., Suite 800, Washington, D.C. 20006-1021, the power to insert on this assignment any further identification which may be necessary or desirable in order to comply with the rules of the United States Patent Office for recordation of this document.

In witness whereof, executed by the undersigned on the date(s) opposite the undersigned name(s).

Date April 25, 2003, Name of the Inventor Mitsuo Suga  
 Date April 15, 2003, Name of the Inventor Katsumi Kato  
 Date April 25, 2003, Name of the Inventor Masamori Utoh  
 Date April 8, 2003, Name of the Inventor Ewin G. Stoh  
 Date \_\_\_\_\_, Name of the Inventor \_\_\_\_\_  
 Date \_\_\_\_\_, Name of the Inventor \_\_\_\_\_  
 Date \_\_\_\_\_, Name of the Inventor \_\_\_\_\_  
 Date \_\_\_\_\_, Name of the Inventor \_\_\_\_\_  
 Date \_\_\_\_\_, Name of the Inventor \_\_\_\_\_  
 Date \_\_\_\_\_, Name of the Inventor \_\_\_\_\_

(This assignment should preferably be acknowledged before a United States Consul. If not, then the execution by the Inventor(s) should be witnessed by at least two witnesses who sign here.)

Witness Shoji Watanabe  
 Witness Yuko Kubota  
 Witness Peter Reindl  
 Peter Reindl, Etterweg 67, 4469 Anwil, Switzerland

### ACKNOWLEDGMENT

\_\_\_\_\_  
 \_\_\_\_\_ } ss

This \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, before me personally came the above-named me personally known as the individual(s) who executed the foregoing assignment, who did acknowledge to me that he (they) executed the same of his (their) own free will for the purposes therein set forth.

SEAL

\_\_\_\_\_  
 Official Signature  
 \_\_\_\_\_  
 Official Title

The above application may be more particularly identified as follows:

U.S. Application Serial No. \_\_\_\_\_ Filing Date \_\_\_\_\_  
 Applicant Reference Number \_\_\_\_\_ Atty Docket No. \_\_\_\_\_  
 Title of Invention \_\_\_\_\_