

01-22-2004

RECORDATION

PAT



102651785

hereof.

TO THE ASSISTANT COMMISSIONER FOR PATENTS: Please

1. Name of conveying party(ies): (If multiple assignors, list numerically) (1) Jagadish C. Sircar; (2) Richard J. Thomas; (3) Mark L. Richards; (4) Anjana Sinha

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

2. Name and address of receiving party:

Name: Avanir Pharmaceuticals

Street Address: 11388 Sorrento Valley Road, Suite 200

City: San Diego State: CA ZIP: 92121

Additional name(s) of receiving party(ies) attached?
() Yes (X) No

3. Nature of conveyance:

- (x) Assignment
() Merger
() Security Agreement
() Change of Name
() Other:

Execution Date: (If multiple assignors, list execution dates in numerical order corresponding to numbers indicated in 1 above) (1) 11/14/03; (2) 11/17/03; (3) 11/19/03; (4) 11/14/03

4. Application number(s) or Patent number(s):

() Application(s) filed herewith Execution Date(s):

(X) Patent Application No.: 10/661,296
Filing Date: 9/12/03

() Patent No.:
Issue Date:

Additional numbers attached? () Yes (X) No

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

Name: Connie C. Tong, Ph.D.
KNOBBE, MARTENS, OLSON & BEAR, LLP
Customer No. 20,995

Internal Address: Fourteenth Floor
Street Address: 2040 Main Street
City: Irvine State: CA ZIP: 92614
Attorney's Docket No.: AVANIR.112A

7. Total fee (37 CFR 1.21(h)): \$40

(X) Enclosed

() Authorized to be charged to deposit account

8. Deposit account number: 11-1410

Please charge this account for any additional fees which may be required, or credit any overpayment to this account.

6. Total number of applications and patents involved: 1

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.

Connie C. Tong
Name of Person Signing

Signature

January 15, 2004
Date

52,292
Registration No.

Total number of pages including cover sheet, attachments and document: 4

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

01/21/2004 BYRNE 00000006 10661296

01 FC:0021

40.00 DP

Mail Stop Assignment Recordation Services
Director, U.S. Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

CCT-5594.DOC: cb011504

ASSIGNMENT

WHEREAS, We, **Jagadish C. Sircar**, a citizen of the United States of America, residing at **4832 Riding Ridge Road, San Diego, CA 92130**; **Richard J. Thomas**, a citizen of the United States of America, residing at **12627 Sarsaparilla St., San Diego, CA 92129**; **Mark L. Richards**, a citizen of the United States of America, residing at **8532 B Via Mallorca, La Jolla, CA 92037**; and **Anjana Sinha**, a citizen of the United States of America, residing at **13459 Tiverton Road, San Diego, CA 92130**, have invented certain new and useful improvements in a **PHENYL-AZA-BENZIMIDAZOLE COMPOUNDS FOR MODULATING IgE AND INHIBITING CELLULAR PROLIFERATION**, for which we have filed an application for Letters Patent in the United States, Application No. 10/661,296, filed on **September 12, 2003**;

AND WHEREAS, **Avanir Pharmaceuticals** (hereinafter "ASSIGNEE"), a California Corporation, with its principal place of business at **11388 Sorrento Valley Road, Suite 200, San Diego, CA 92121**, desires to acquire the entire right, title, and interest in and to the said improvements and the said Application:

NOW, THEREFORE, in consideration of the sum of One Dollar (\$1.00) to me in hand paid, and other good and valuable consideration, the receipt of which is hereby acknowledged, we, the said inventors, do hereby acknowledge that we have sold, assigned, transferred and set over, and by these presents do hereby sell, assign, transfer and set over, unto the said ASSIGNEE, its successors, legal representatives and assigns, the entire right, title, and interest throughout the world in, to and under the said improvements, and the said application and all provisional applications relating thereto, and all divisions, renewals and continuations thereof, and all Letters Patent of the United States which may be granted thereon and all reissues and extensions thereof, and all rights of priority under International Conventions and applications for Letters Patent which may hereafter be filed for said improvements in any country or countries foreign to the United States, and all Letters Patent which may be granted for said improvements in any country or countries foreign to the United States and all extensions, renewals and reissues thereof; and we hereby authorize and request the Commissioner of Patents of the United States, and any Official of any country or countries foreign to the United States, whose duty it is to issue patents on applications as aforesaid, to issue all Letters Patent for said improvements to the said ASSIGNEE, its successors, legal representatives and assigns, in accordance with the terms of this instrument.

AND WE HEREBY covenant and agree that we will communicate to the said ASSIGNEE, its successors, legal representatives and assigns, any facts known to us respecting said improvements, and testify in any legal proceeding, sign all lawful papers, execute all divisional, continuing and reissue applications, make all rightful oaths and generally do everything possible to aid the said ASSIGNEE, its successors, legal representatives and assigns, to obtain and enforce proper patent protection for said improvements in all countries.

IN TESTIMONY WHEREOF, I hereunto set my hand and seal this 14th day of November, 2003.

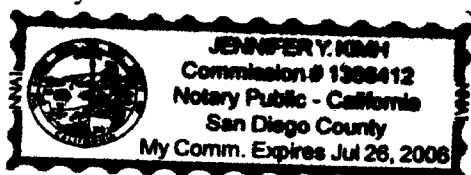
Jagadish C. Sircar
Jagadish C. Sircar

STATE OF California }
COUNTY OF San Diego } ss.

On November 14, 2003, before me, Jennifer Y. Kimb, Notary Public, personally appeared **Jagadish C. Sircar** personally known to me (or ~~proved to me on the basis of satisfactory evidence~~) to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal.

[SEAL]



Jennifer Y. Kimb
Notary Signature

IN TESTIMONY WHEREOF, I hereunto set my hand and seal this 17 day of November, 2003.

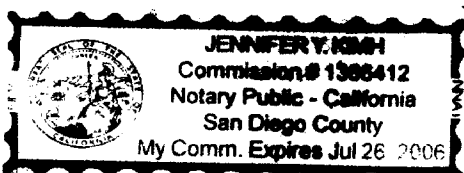
Richard J. Thomas
Richard J. Thomas

STATE OF California }
COUNTY OF San Diego } ss.

On November 17, 2003, before me, Jennifer Y. Kimb, Notary Public, personally appeared **Richard J. Thomas** personally known to me (~~or proved to me on the basis of satisfactory evidence~~) to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal.

[SEAL]



Jennifer Y. Kimb
Notary Signature

IN TESTIMONY WHEREOF, I hereunto set my hand and seal this 19 day of November, 2003.

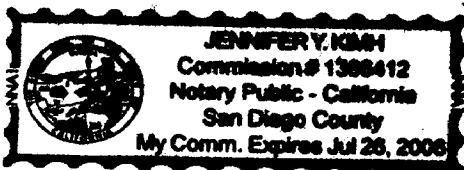
Mark L. Richards
Mark L. Richards

STATE OF California }
COUNTY OF San Diego } ss.

On November 19, 2003, before me, ^{9th 11/19/03} Jennifer Y. Kimb, Notary Public, personally appeared **Mark L. Richards** personally known to me (~~or proved to me on the basis of satisfactory evidence~~) to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal.

[SEAL]



Jennifer Y. Kimb
Notary Signature

IN TESTIMONY WHEREOF, I hereunto set my hand and seal this 14th day of NOV., 2003.

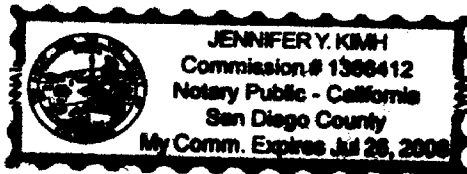
Anjana Sinha
Anjana Sinha

STATE OF California }
COUNTY OF San Diego } ss.

On November 14, 2003, before me, Jennifer Y. Kimh, Notary Public, personally appeared Anjana Sinha personally known to me (~~or proved to me on the basis of satisfactory evidence~~) to be the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same in her authorized capacity, and that by her signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal.

[SEAL]



Jennifer Y. Kimh
Notary Signature

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