

VIA FACSIMILE 703-306-5995

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Attorney Docket Number **88265-67951**

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Please record the attached original documents or copy thereof.

1. Name of conveying parties: Judith GRAHAM William HANSELMANN Additional names attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		Execution Date: September 27, 2004 May 25, 2004	2. Name and address of receiving party: NESTEC S.A. Avenue Nestlé 55 CH-1800 Vevey SWITZERLAND						
3. Nature of conveyance: <input checked="" type="checkbox"/> Assignment <input type="checkbox"/> Merger <input type="checkbox"/> Security Agreement <input type="checkbox"/> Change of Name <input type="checkbox"/> Other									
4. Application numbers or patent numbers: If this document is being filed with a new application, the execution date of the application is: A. Patent Application Nos.: 10/849,557 B. Patent Nos.: Additional numbers attached? <input type="checkbox"/> Yes <input type="checkbox"/> No									
5. Mail correspondence to: WINSTON & STRAWN LLP CUSTOMER NO. 28765		6. Number of applications and patents involved: 1 7. Total fee (37 CFR 3.41): \$ 40.00 Please charge deposit account listed in Section 8. 8. Deposit account number: 50-1814							
DO NOT USE THIS SPACE									
9. Statement and signature. <i>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.</i> <table border="0"> <tr> <td><u>Allan A. Fanucci, Reg. No. 30,256</u></td> <td><u><i>Allan A. Fanucci</i></u></td> <td><u>9-28-04</u></td> </tr> <tr> <td align="center">Name of Person Signing</td> <td align="center">Signature</td> <td align="center">Date</td> </tr> </table>				<u>Allan A. Fanucci, Reg. No. 30,256</u>	<u><i>Allan A. Fanucci</i></u>	<u>9-28-04</u>	Name of Person Signing	Signature	Date
<u>Allan A. Fanucci, Reg. No. 30,256</u>	<u><i>Allan A. Fanucci</i></u>	<u>9-28-04</u>							
Name of Person Signing	Signature	Date							
Total number of pages including cover sheet:		5							

CH \$40.00 601814 10849667

ASSIGNMENT

WHEREAS,

Judith GRAHAM, a citizen of Great Britain residing at,
Kirchtruderinger Strasse 4, 81829 München, Germany; and

William HANSELMANN, a citizen of Switzerland residing at,
113 W. Granada, Hershey, Pennsylvania, 17033.

each an ASSIGNOR, is an inventor of the invention in **CREAMY FOODSTUFF AND METHOD FOR PRODUCTION THEREOF**, for which an application for a Patent of the United States, identified by Winston & Strawn Docket No. **88265-67951**.

- ☐ is executed on even date herewith
☒ was filed on May 18, 2004 as Application No. 10/849,557.

WHEREAS, **NESTEC S.A.**, a Swiss corporate body having a place of business at Avenue Nestlé 55, 1800 Vevey, Switzerland, ASSIGNEE, is desirous of obtaining and has obtained each inventor's entire right, title and interest in, to and under the said invention and the said application.

NOW, THEREFORE, in return for good and valuable consideration, the receipt of which is hereby acknowledged, each ASSIGNOR has sold, assigned, transferred and set over, and by these presents confirm that they have sold, assigned, transferred and set over, unto the said ASSIGNEE, its successors, legal representatives and assigns, his or her entire right, title and interest in, to and under the said invention, and the said United States application and all divisions, renewals and continuations thereof, and all Patents of the United States which may be granted thereon and all reissues and extensions thereof;

And each ASSIGNOR hereby authorizes and requests the Commissioner of Patents and Trademarks of the United States, to issue the same to the said ASSIGNEE, its successors, legal representatives and assigns, in accordance with the terms of this instrument;

And each ASSIGNOR hereby covenants and agrees that he or she had the full right to convey the entire interest that was assigned, and that he or she has not executed, and will not execute, any agreement in conflict herewith;

And each ASSIGNOR hereby further covenants and agrees that he or she will communicate to the said ASSIGNEE, its successors, legal representatives and assigns, any

facts known to him or her respecting said invention, 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 protection for said invention;

And each ASSIGNOR hereby authorizes the ASSIGNEE's patent attorney to complete this form by the addition of the application number, application filing date, and attorney docket number, if necessary.

In witness whereof, each inventor has affixed his or her signature.

29 C9, S 4
Date

JC Graham
Judith GRAHAM

Date

William HANSELMANN

ASSIGNMENT

WHEREAS, each of

Judith GRAHAM, a citizen of Great Britain residing at,
Kirchtruderinger Strasse 4, 81829 München, Germany; and

William HANSELMANN, a citizen of Switzerland residing at,
118 W. Caracas Avenue, Hershey, Pennsylvania, 17033.

ASSIGNOR, is an inventor of the invention in **CREAMY FOODSTUFF AND METHOD FOR PRODUCTION THEREOF**, for which an application for a Patent of the United States, identified by Winston & Strawn Docket No. **88265-6795**.

- ☐ is executed on even date herewith
☒ was filed on July 18, 2003 as Application No. 10/621,359.

WHEREAS, **NESTEC S.A.**, a Swiss corporate body having a place of business at Avenue Nestlé 55, 1800 Vevey, Switzerland, ASSIGNEE, is desirous of obtaining each inventor's entire right, title and interest in, to and under the said invention and the said application.

NOW, THEREFORE, in consideration of the sum of One Dollar (\$1.00) to each inventor in hand paid, and other good and valuable consideration, the receipt of which is hereby acknowledged, each ASSIGNOR has sold, assigned, transferred and set over, and by these presents does hereby sell, assign, transfer and set over, unto the said ASSIGNEE, its successors, legal representatives and assigns, his or her entire right, title and interest in, to and under the said invention, and the said United States application and all divisions, renewals and continuations thereof, and all Patents of the United States which may be granted thereon and all reissues and extensions thereof;

And each ASSIGNOR hereby authorizes and requests the Commissioner of Patents and Trademarks of the United States, to issue the same to the said ASSIGNEE, its successors, legal representatives and assigns, in accordance with the terms of this instrument;

And each ASSIGNOR hereby covenants and agrees that he or she has the full right to convey the entire interest herein assigned, and that he or she has not executed, and will not execute, any agreement in conflict herewith;

And each ASSIGNOR hereby further covenants and agrees that he or she will communicate to the said ASSIGNEE, its successors, legal representatives and assigns, any facts known to him or her respecting said invention, 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 protection for said invention;

And each ASSIGNOR hereby authorizes the ASSIGNEE's patent attorney to complete this form by the addition of the application number, application filing date, and attorney docket number, if necessary.

In witness whereof, each inventor has affixed his or her signature.

Date **Judith GRAHAM**

On this _____ day of _____, 2003, before me, appeared **Judith GRAHAM**, to me known and known to me to be the person of that name, who signed the foregoing instrument and acknowledged the same to be his/her free act and deed.

Witness

5/25/04
Date

W. Hanselmann
William HANSELMANN

STATE OF)

COUNTY OF)

On this 25th day of May, 200~~3~~⁴, before me, a Notary Public, personally appeared **William HANSELMANN**, to me known and known to me to be the person of that name, who signed the foregoing instrument and acknowledged the same to be his/her free act and deed.

R. C. Anantheswaran
Notary Public (Witness)

R. C. Anantheswaran

My Commission Expires