

05-18-2004



To the Honorable Commission

102747853

d the attached original documents or copy thereof.

1. Name of conveying party(ies):

Stephen B. Milligan (a)

Dale Skalla (b)

Kay Lawton (c)

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

3. Nature of conveyance:

☒ Assignment☐ Merger☐ Security Agreement☐ Change of Name☐ OtherExecution Dates: April 7, 2004 (a) and (b) andMay 10, 2004 (c)

2. Name and address of receiving party(ies)

Name: Syngenta Participations AG

Internal Address: _____

Street Address: Schwarzwaldallee 215City: Basel, Switzerland State: _____ ZIP: 4058Additional name(s) & address(es) attached? ☐ Yes ☒ No

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: _____

A. Patent Application No.(s)

10/490,147

B. Patent No.(s)

Additional numbers attached? ☐ Yes ☒ No

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

Name: Larry W. StultsInternal Address: Syngenta Biotechnology, Inc.
Patent DepartmentStreet Address: 3054 Cornwallis RoadCity: Research Triangle Park State: NC ZIP: 277096. Total number of applications and patents involved: 17. Total fee (37 CFR 3.41) \$ 40.00☒ Please charge Applicant's Credit Card. A Credit Card Payment Form is enclosed.

8. Deposit account number:

50-1744 (in the name of Syngenta Biotechnology, Inc.)

(Attach duplicate copy of this page if paying by deposit account)

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.*Randee S. Schwartz

Name of Person Signing

Reg. No. 45,085

Signature

Date

Total number of pages including cover sheet, attachments, and document: 10

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

Mail Stop Assignment Recordation Services
Director of the US Patent and Trademark OfficeP.O. Box 1450
Arlington, VA 22313-1450

05/18/2004 LMUELLER 00000040 10490147

01 FC:8021

40.00 DP

ASSIGNMENT

We,

Stephen B. Milligan	residing at	13313 70 th Place NE Kirkland, Washington 98034
Dale Skalla	residing at	3054 Cornwallis Road Research Triangle Park, North Carolina 27709
Kay Lawton	residing at	3054 Cornwallis Road Research Triangle Park, North Carolina 27709

or good and valuable consideration, the receipt and adequacy of which is hereby acknowledged, do hereby sell and assign to **Syngenta Participations AG**, a company organized under the laws of the Swiss Confederation, having a place of business at Schwarzwaldallee 215, Basel, Switzerland 4058, its successors, assigns and legal representatives, all our right, title and interest, which includes the right to and full benefit of such priorities as may now or hereafter be granted to us by any applicable local or foreign laws or by treaty, including any international convention for the protection of industrial property, in and for the United States, its territories and possessions, as well as all foreign countries, in and to the invention entitled:

Promoters for Regulation of Gene Expression in Plant Roots

invented by us and described in the following patent application(s):

United States Patent Application No. 10/490,147, filed on TBD

International Patent Application No. PCT/US02/35374, filed on November 4, 2002

including (1) said United States Provisional Patent Application and all United States and/or foreign patent applications claiming the benefit of priority thereof, (2) said United States Patent Application and all continuations and divisions thereof (including further continuations and divisions such as, but not limited to, continuations of continuations and divisions of continuations), (i) all United States Letters Patent which may be issued and/or granted on all such applications, (ii) all applications for reissues and extensions of and reexamination certificates for all such United States Letters Patent and (iii) all reissues and extensions and reexamination certificates issued for all such United States Letters Patent, and (3) said International Patent Application and all national stage applications, which may be filed in the United States and/or any foreign countries, claiming the benefit of priority

thereof (including all continuations, divisions, further continuations and divisions, etc., of said International Patent Application and all continuations, divisions, further continuations and divisions, etc., of any such national stage applications), (i) all foreign Letters Patent which may be issued and/or granted on all such applications, and (ii) all foreign patent or other intellectual property rights (such as, but not limited to, utility models) derivable from said International Patent Application in accordance with any applicable foreign laws or by treaty, said interest being the entire ownership of said invention and all of said applications, United States Letters Patent (including reissue Letters Patent), extensions and reexamination certificates, foreign Letters Patent, and foreign patent or other intellectual property rights derivable from said International Patent Application to be held and enjoyed by Syngenta Participations AG and its successors and assigns to the full end of the terms to which said United States Letters Patent (including reissue Letters Patent), extensions and reexamination certificates, foreign Letters Patent, and foreign patent or other intellectual property rights derivable from said International Patent Application may be granted and/or issued, as fully and entirely as the same would have been held and enjoyed by us if this sale, assignment, and transfer had not been made;

And we hereby agree to sign and/or execute any further documents and/or instruments which may be necessary, lawful, and proper in and/or for the filing and/or prosecution of said applications for United States Letters Patent (including reissue Letters Patent), extensions and reexamination certificates, foreign Letters Patent, and foreign patent or other intellectual property rights derivable from said International Patent Application and/or the granting and/or issuance thereof and/or to otherwise secure title to said invention and all of said applications, United States Letters Patent (including reissue Letters Patent), extensions and reexamination certificates, foreign Letters Patent, and foreign patent or other intellectual property rights derivable from said International Patent Application in Syngenta Participations AG and its successors and assigns.

Signed this 10 day of May, 2004 by Stephen B. Milligan
Stephen B. Milligan

Signed this day of , 2004 by _____
Dale Skalla

Kay Lawton

PATENT

ASSIGNMENT

We,

Stephen B. Milligan residing at 13313 70th Place NE
Kirkland, Washington 98034

Dale Skalla residing at 3054 Cornwallis Road
Research Triangle Park, North Carolina 27709

Kay Lawton residing at 3054 Cornwallis Road
Research Triangle Park, North Carolina 27709

or good and valuable consideration, the receipt and adequacy of which is hereby acknowledged, do hereby sell and assign to **Syngenta Participations AG**, a company organized under the laws of the Swiss Confederation, having a place of business at Schwarzwaldallee 215, Basel, Switzerland 4058, its successors, assigns and legal representatives, all our right, title and interest, which includes the right to and full benefit of such priorities as may now or hereafter be granted to us by any applicable local or foreign laws or by treaty, including any international convention for the protection of industrial property, in and for the United States, its territories and possessions, as well as all foreign countries, in and to the invention entitled:

Promoters for Regulation of Gene Expression in Plant Roots

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And we hereby agree to sign and/or execute any further documents and/or instruments which may be necessary, lawful, and proper in and/or for the filing and/or prosecution of said applications for United States Letters Patent (including reissue Letters Patent), extensions and reexamination certificates, foreign Letters Patent, and foreign patent or other intellectual property rights derivable from said International Patent Application and/or the granting and/or issuance thereof and/or to otherwise secure title to said invention and all of said applications, United States Letters Patent (including reissue Letters Patent), extensions and reexamination certificates, foreign Letters Patent, and foreign patent or other intellectual property rights derivable from said International Patent Application in Syngenta Participations AG and its successors and assigns.

Signed this 7th day of April, 2004 by Dale Skalla
Dale Skalla

Kay Lawton

PATENT

ASSIGNMENT

We,

Stephen B. Milligan residing at 13313 70th Place NE
Kirkland, Washington 98034

Dale Skalla residing at 3054 Cornwallis Road
Research Triangle Park, North Carolina 27709

Kay Lawton residing at 3054 Cornwallis Road
Research Triangle Park, North Carolina 27709

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thereof (including all continuations, divisions, further continuations and divisions, etc., of said International Patent Application and all continuations, divisions, further continuations and divisions, etc., of any such national stage applications), (i) all foreign Letters Patent which may be issued and/or granted on all such applications, and (ii) all foreign patent or other intellectual property rights (such as, but not limited to, utility models) derivable from said International Patent Application in accordance with any applicable foreign laws or by treaty, said interest being the entire ownership of said invention and all of said applications, United States Letters Patent (including reissue Letters Patent), extensions and reexamination certificates, foreign Letters Patent, and foreign patent or other intellectual property rights derivable from said International Patent Application to be held and enjoyed by Syngenta Participations AG and its successors and assigns to the full end of the terms to which said United States Letters Patent (including reissue Letters Patent), extensions and reexamination certificates, foreign Letters Patent, and foreign patent or other intellectual property rights derivable from said International Patent Application may be granted and/or issued, as fully and entirely as the same would have been held and enjoyed by us if this sale, assignment, and transfer had not been made;

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Signed this day of , 2004 by _____
 Stephen B. Milligan

Signed this day of , 2004 by _____
 Dale Skalla

Signed this 7th day of April, 2004 by Kay Lawton
Kay Lawton