

Patent Case No. 20526Y

U.S. DEPARTMENT OF COMMERCE  
U.S. PATENT AND TRADEMARK OFFICE

**RECORDATION FORM COVER SHEET  
PATENTS ONLY**

**TO THE DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE:  
PLEASE RECORD THE ATTACHED ORIGINAL DOCUMENTS OR COPY THEREOF.**

1. Name(s) of Conveying party(ies):

Dann LeRoy Parker, Jr., Ronald W. Ratcliffe, Robert R. Wilkening, Kenneth J. Wildonger

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

2. Nature of conveyance:

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

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

Name: MERCK & Co., INC.  
 Internal Address: RY60-30  
 Street Address: P.O. Box 2000  
 City & State: RAHWAY, NEW JERSEY  
 Zip/Postal Code: 07065-0907

Execution Date: Feb 14, 2001

Additional name(s) & addresses attached?  Yes  No

4. Application number(s) or patent number(s) are as follows:

(a) Patent Application No(s). 09/782,855, filed on 2/14/2001  
 and titled:  
ESTROGEN RECEPTOR MODULATORS

(b) If this document is being filed together with a new application, the execution date of the application is:

Additional numbers attached?  Yes  No

5. Name & address of party to whom correspondence concerning documents should be mailed:

Name: Nicole M. Beeler  
 Internal Address: PATENT DEPARTMENT  
MERCK & CO., INC.  
P.O. BOX 2000 -- RY60-30  
 City & State: RAHWAY, N.J. Zip: 07065-0907

6. Total no. of applications & patents involved: 1

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

- Enclosed
- The Director is hereby authorized to charge the deposit account number entered below-for any fees which may be required or to credit any overpayment.

8. Deposit account number: 13-2755

**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.

Nicole M. Beeler Reg. No. 45,194 Nicole M. Beeler Feb 10, 2005  
 Name of Person Signing Signature Date

Total number of pages including cover sheet, attachments, and documents: 3

**NOTE: Send to Mail Stop Assignment Recordation Services or Fax to Patent and Trademark Office at (703) 306-5995**

**CERTIFICATE OF MAILING OR FACSIMILE TRANSMISSION**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Director of the U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office on:

Name (Print/Type)	<u>Luisa Townes</u>		
Signature	<u>Luisa Townes</u>	Date	<u>2/10/05</u>

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CH \$40.00 132766 09782855

JOINT Merck Case 20526Y  
U.S. Serial No. 09/782,855  
Filing Date 2/14/2001

**ASSIGNMENT AND AGREEMENT**

For value received, we, Dann LeRoy Parker, Jr.; Ronald W. Ratcliffe; Robert R. Wilkening; Kenneth J. Wildonger

of 113 Miln Street, Cranford, New Jersey 07016; 234 Matawan Avenue, Matawan, New Jersey 07747; 11 Salter Place, Maplewood, New Jersey 07040; 355 Rolling Knolls Way, Bridgewater, New Jersey 08807

hereby sell, assign and transfer to MERCK & CO., Inc., a corporation of the State of New Jersey, having an office at Lincoln Avenue, City of Rahway, State of New Jersey, and its successors, assigns and legal representatives, the entire right, title and interest, for all countries, in and to certain inventions relating to

**ESTROGEN RECEPTOR MODULATORS**

described in an application for Letters Patent of the United States, executed by us on even date herewith, and in provisional application(s) Serial No. 60/182,372 filed on 02/14/2000 ; Serial No. \_\_\_\_\_ filed on \_\_\_\_\_ ; Serial No. \_\_\_\_\_ filed on \_\_\_\_\_ (if applicable), and all the rights and privileges, including any and all benefits under the International Convention for the Protection of Industrial Property under any and all Letters Patents which may be granted therefor, and under any and all extensions, divisionals, reissues and continuations of said Letters Patents.

We request that any and all Patents for said inventions be issued to said assignee, its successor, assigns and legal representatives, or to such nominees as it may designate.

We agree that, when requested, we will, without charge to said assignee but at its expense, sign all papers, take all rightful oaths, and do all acts which may be necessary, desirable or convenient for securing and maintaining Patents for said inventions in any and all countries and for vesting title thereto in said assignee, its successors, assigns and legal representatives or nominees.

We covenant with said assignee, its successors, assigns and legal representatives, that the rights and property herein conveyed are free and clear of any encumbrance, and that we have full right to convey the same as herein expressed.

We hereby authorize our attorney, Nicole M. Wallinger or an attorney with Power of Attorney in this application, of the said MERCK & CO., Inc., to insert **Serial No.**, and **Filing Date** of said application(s) when known.

Signed at Rahway, New Jersey this 14<sup>th</sup> day of February, 2001.

Dann LeRoy Parker, Jr.  
Dann LeRoy Parker, Jr.  
Robert R. Wilkening  
Robert R. Wilkening

Ronald W. Ratcliffe  
Ronald W. Ratcliffe  
Kenneth J. Wildonger  
Kenneth J. Wildonger

JOINT Merck Case 20526Y

U.S. Serial No. 09/782,855

Filing Date 2/14/2001

**ASSIGNMENT AND AGREEMENT**

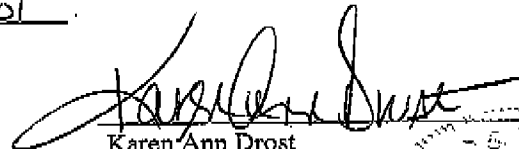
Signed at \_\_\_\_\_ this \_\_\_\_\_ day of \_\_\_\_\_,

\_\_\_\_\_  
\_\_\_\_\_  
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\_\_\_\_\_

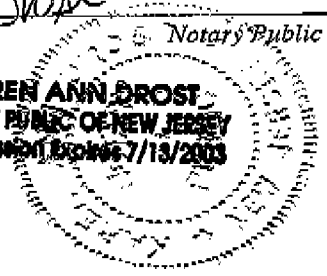
STATE OF NEW JERSEY }  
County of Union } SS.

Personally appeared before me the above-named Dann LeRoy Parker, Jr. Robert R. Wilkening Ronald W. Ratcliffe  
Kenneth J. Wildonger

to me known and known to me to be the person(s) who executed the foregoing instrument and acknowledged said instrument to be their free act and deed this 14<sup>th</sup> day of February, 2001.

  
\_\_\_\_\_  
Karen Ann Drost Notary Public

**KAREN ANN DROST**  
NOTARY PUBLIC OF NEW JERSEY  
Commission Expires 7/13/2003



\_\_\_\_\_  
County of \_\_\_\_\_ } SS.

Personally appeared before me the above-named

to me known and known to me to be the person(s) who executed the foregoing instrument and acknowledged said instrument to be their free act and deed this \_\_\_\_\_ day of \_\_\_\_\_,

\_\_\_\_\_  
Notary Public