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To the Director of the U.S. Patent and Trade

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documents or the new address(es) below.

1. Name of conveying party(ies)/Execution Date(s):

Christian Opitz

Execution Date(s) November 4, 2004

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

3. Nature of conveyance:

- ☒ Assignment ☐ Merger
☐ Security Agreement ☐ Change of Name
☐ Government Interest Assignment
☐ Executive Order 9424, Confirmatory License
☐ Other

2. Name and address of receiving party(ies)

Name: Vitaya Patent GmbH

Internal Address:

Street Address: Ruesternallee 15

City: Berlin

State:

Country: Germany Zip: 14050

Additional name(s) & address(es) attached? ☐ Yes ☒ No

4. Application or patent number(s):

☒ This document is being filed together with a new application.

A. Patent Application No.(s)

B. Patent No.(s)

Additional numbers attached? ☐ Yes ☒ No

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

Name: D. Peter Hochberg

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6. Total number of applications and patents involved:

1

7. Total fee (37 CFR 1.21 (h) & 3.41) \$ 40.00

- ☒ Authorized to be charged by credit card
☐ Authorized to be charged to deposit account
☐ Enclosed
☐ None required (government interest not affecting title)

8. Payment Information

Credit Card Last 4 Numbers 2001
Expiration Date 05/08

Deposit Account Number

Authorized User Name D. Peter Hochberg

9. Signature:

Signature

November 17, 2004
Date

D. Peter Hochberg

Name of Person Signing

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

3

PATENT OR DESIGN: SOLE OR JOINT
(U.S. and Foreign Rights)

ASSIGNMENT FOR UNFILED APPLICATION
FOR UNITED STATES PATENT
(Sole or Joint Inventors)

WHEREAS:

NAME(S) AND ADDRESS(S)
OF INVENTOR(S)
(including country)

Christian Opitz
6655 North Canyon Crest
Tucson, Arizona 85750

a citizen of the United States of America

(hereinafter referred to as ASSIGNOR), have invented and own a certain invention entitled:

TITLE OF INVENTION

THERAPY DEVICE FOR LOCAL TREATMENT OF COLDS

for which application for Letters Patent of the United States has been executed on even date herewith,

WHEREAS:

NAME AND ADDRESS
OF ASSIGNEE
(including country)

Vitaya Patent GmbH
Ruesternallee 15
14050 Berlin, Germany

a limited liability company of German

(hereinafter referred to as ASSIGNEE), is desirous of acquiring the entire interest in, to and under said invention and in, to and under Letters Patent or similar legal protection to be obtained therefor in the United States.

NOW, THEREFORE, TO ALL WHOM IT MAY CONCERN:

Be it known that in consideration of the payment by ASSIGNEE to ASSIGNOR of the sum of One Dollar (\$1.00), the receipt of which is hereby acknowledged, and for other good and valuable consideration, ASSIGNOR hereby sells, assigns and transfers to ASSIGNEE the full and exclusive right, title and interest in, to and under said invention in the United States and its territorial

possessions and to all Letters Patent or similar legal protection in the United States and its territorial possessions to be obtained for said invention by said application, or any continuation, division, renewal, substitute or reissue thereof for the full term or terms for which the same may be granted.

ASSIGNOR hereby covenants that no assignment, sale, agreement or encumbrance has been or will be made or entered into which would conflict with this assignment and sale.

ASSIGNOR further covenants that ASSIGNEE will, upon its request, be provided promptly with all pertinent facts and documents relating to said application, said invention and said Letters Patent as may be known and accessible to ASSIGNOR and will testify as to the same in any interference or litigation related thereto and will promptly execute and deliver to ASSIGNEE or its legal representative any and all papers, instruments or affidavits required to apply for, obtain, maintain and enforce said application, said invention and said Letters Patent and said equivalents thereof which may be necessary or desirable to carry out the purposes thereof.

IN WITNESS WHEREOF, I/We have hereunto set hand and seal:

FULL NAME(S)
OF INVENTOR(S)


(Signature) Christian Opitz

Date: 11/04/2004

Instructions for assignment: All information, names of inventor(s) and application should be completed.

Signing: No witnessing or legalization is necessary. However, if this assignment is legalized, it will only be prima facie evidence of the execution of the assignment.