

**RECORDATION FORM COVER SHEET
PATENTS ONLY**

To the Director of the U.S. Patents and Trademark Office: Please record the attached documents or the new address(es) below.

1. Name of conveying party(ies)/Execution Date(s):Pamela Simonton (Senior V.P. Patents and Licensing
representative of Exelixis, Inc.)Execution Date(s) 7/1/2005Additional name 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: Exelixis, Inc.Internal Address: PatentsStreet Address: P.O. Box 511170 Harbor WayCity: South San FranciscoState: CACountry: US Zip: 94083-0511Additional Name(s) & address(es) attached? ☐ Yes ☒ No**4. Application number(s) or patent number(s):**☐ This document is being filed together with a new application.

A. Patent Application No.(s)

10/512,600

B. Patent No.(s)

Additional numbers attached? ☐ Yes ☒ No**5. Name and address of party to whom correspondence concerning this document should be mailed:**Name: Exelixis, Inc.Internal Address: PatentsStreet Address: P.O. Box 511170 Harbor WayCity: South San FranciscoState: CA Zip: 94083-0511Phone Number : 650.837.7000Fax Number: 650.837.8234Email Address: sshayest@exelixis.com**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 Informationa. Credit Card Last 4 Numbers _____
Expiration Date _____b. Deposit Account Number 50-1108Authorized User Name Terri Sale**9. Signature :**Terri Sale

Signature

7/7/2005

Date

Terri Sale

Total number of pages including cover
sheet, attachments, and documents3

Name of Person Signing

Documents to be recorded (including cover sheet) should be faxed to (703) 306-5995, or mailed to:
Mail Stop Assignment Recordation Services, Director of the USPTO, P.O. Box 1450, Alexandria, V.A. 22313-1450

ASSIGNMENT

WHEREAS, Agrinomics LLC, (hereinafter "Agrinomics") and Exelixis, Inc. (hereinafter "Exelixis"), through Exelixis' wholly owned subsidiary Exelixis Plant Sciences, Inc. (hereinafter "EPS") and through EPS' predecessor Agritope, Inc., previously entered into an agreement dated July 1, 1999 (hereinafter "agreement") to prosecute and hold patent applications in the name of Agrinomics that pertain to discoveries made during a mutual collaboration relating to activation tagging in *Arabidopsis* (hereinafter "ACTTAG discovery(ies)").

WHEREAS, Exelixis owns all the right, title and interest to the ACTTAG discovery described and claimed in United States patent application no. 10/512,600, filed October 22, 2004, and any international PCT applications for which the US patent application claims priority to, each of said patent applications entitled "Generation of Plants With Improved Pathogen Resistance".

WHEREAS, Exelixis is desirous of assigning said right, title and interest in said ACTTAG discovery and patent applications to Agrinomics LLC, pursuant to said agreement, and whereas Exelixis has received good and valuable consideration for this assignment, the receipt and sufficiency whereof are hereby acknowledged.

WHEREAS, Agrinomics LLC, is desirous of acquiring the entire right, title, and interest in and to said ACTTAG discovery and patent applications and the Letters Patents to be obtained therefore.

Whereby Exelixis hereby assigns to Agrinomics and Agrinomics' legal representatives, successors and assigns, the entire right, title, and interest (a) in said applications and inventions; (b) to all rights to apply for foreign patents on said inventions; (c) to any and all applications filed and any and all patents granted on said inventions in the United States or any foreign country, including each and every application filed and each and every patent granted on any application which is a division, substitution, continuation or non-provisional 37 CFR 1.53(b) application of any of said applications; and (d) to each and every reissue or extensions of any of said patents; and Exelixis hereby authorizes and requests the Commissioner of Patents and Trademarks to issue said Letters Patents to Agrinomics, LLC. Exelixis agrees to execute such additional assignments and other writings and do such additional acts as may be necessary or desirable in order to perfect this grant to Agrinomics.

Exelixis hereby authorizes Agrinomics or its legal representative to insert in this instrument the filing date and serial number of any said application or any other information that may be necessary or desirable in order to comply with the rules of the United States Patent and Trademark Office for recordation of this document.

Exelixis, Inc.

By: 

Pamela Simonton, Senior V.P. Patents & Licensing

Date: 1 July 05