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- Name (line 1)  United States Department of Energy
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REEL: 016868 FRAME: 0920

**Correspondent Name and Address**

Area Code and Telephone Number

630/252-2042

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Address (line 2) **Intellectual Property Law Division**

Address (line 3) **9800 S. Cass Ave**

Address (line 4) **Argonne, IL 60439**

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# **01**

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Patent Application Number(s)

Patent Number(s)

**10/511/561**

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**Patent Cooperation Treaty (PCT)**

Enter PCT application number only if a U.S. Application Number has not been assigned.

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**Brian J. Lally, Reg. No. 51,911**

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**7-28-05**

# CONFIRMATORY LICENSE

**Title:** DNA Dependent Protein Kinase Catalytic Subunit Phosphorylation Sites and Antibodies Thereto  
**Contractor:** The Regents of the University of California  
**Contract No:** DE-AC03-76SF00098  
**LBNL Docket No:** IB-01807 **DOE Docket No.:** S-98,588  
United States of America

**Inventor(s):** David J. Chen  
Ping-Chi Benjamin Chen  
Doug W. Chan  
**US Patent App No.:** 10/511,561  
**371 Date:** October 15, 2004  
**PCT Filing Date:** April 21, 2003  
**U.S. Patent No.:**  
**Issue Date:**

**Foreign patent applications filed or intended to be filed at contractor's expense in (countries):**  
PCT (This US application is a 371 filing from the international application)

The Contractor certifies that a true copy of the provisions which govern patent rights in "subject inventions" under the above-identified contract is herewith submitted or has been submitted to the U.S. Department of Energy by certification dated October 29, 1996.

WHEREAS, the above-identified contract provides the Contractor with the right to elect to retain title in certain inventions and the Contractor has reported the above-identified invention as a subject invention under the contract, has elected to retain title therein, and has agreed to file a domestic patent application thereon, if not previously filed.

ACCORDINGLY, the Contractor hereby confirms that under the provisions of the above-identified contract governing patent rights, it has granted to the Government a nonexclusive, nontransferable, irrevocable, paid-up license to practice or have practiced for or on behalf of the United States the subject invention throughout the world. This license applies to the above-identified invention, the above-identified patent application(s), and any and all divisions or continuations thereof and any resulting patent or reissue patent which may be granted thereon.

The Government reserves for itself, and is hereby granted by the Contractor, the irrevocable power to inspect and make copies of the file wrapper(s) of the above-identified U.S. patent application and of any related or continuation patent application(s), whether domestic or foreign, for the above-identified invention.

It is understood and agreed that this instrument does not preclude the Government from asserting rights under the provisions of the above-identified contract or any other agreement between the Government and the Contractor, or any other rights of the Government with respect to the above-identified invention.

**Signed on behalf of:** The Regents of the University of California, Lawrence Berkeley National Laboratory  
(Contractor)

**Witnessed:** Sharon Kay Reineman  
(Signature)  
Sharon Kay Reineman, Admin. Asst.  
(Name and Title)

**By:** Timothy J. Ljthgow 6 June 2005  
(Contractor Official's Signature) (Date)  
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