

Client Code: CYTHERA.045CP1

**RECORDATION FORM COVER SHEET  
PATENTS ONLY**

To the Director, U.S. Patent and Trademark Office: Please record the attached original documents or copy thereof.

<p>1. Name of conveying party(ies): (List using letters or numbers for multiple parties)</p> <p>1) Kevin Allen D'Amour 2) Alan D. Agulnick 3) Susan Eliazer 4) Emmanuel E. Baetge</p> <p>Additional name(s) of conveying party(ies) attached? ( ) Yes (X) No</p>	<p>2. Name and address of receiving party(ies):</p> <p><b>Name:</b> CyThera, Inc. <b>Street Address:</b> 3550 General Atomics Court, Building 2, Room 503 <b>City:</b> San Diego <b>State:</b> CA <b>ZIP:</b> 92121</p> <p>Additional name(s) of receiving party(ies) attached? ( ) Yes (X) No</p>
<p>3. Nature of conveyance:</p> <p>(X) Assignment ( ) Security Agreement ( ) Merger ( ) Change of Name ( ) Other:</p> <p>Execution Date: (List as in section 1 if multiple signatures)</p> <p>1) August 31, 2005; 2) September 1, 2005; 3) September 2, 2005 4) September 19, 2005</p>	<p>4. US or PCT Application number(s) or US Patent number(s):</p> <p>(X) Patent Application No.: 11/165,305 Filing Date: June 23, 2005</p> <p>Additional numbers attached? ( ) Yes (X) No</p>
<p>5. Party to whom correspondence concerning document should be mailed:</p> <p><b>Customer No.</b> 20,995 <b>Address:</b> Knobbe, Martens, Olson &amp; Bear, LLP 2040 Main Street, 14<sup>th</sup> Floor Irvine, CA 92614 <b>Return Fax:</b> (949) 760-9502 <b>Attorney's Docket No.:</b> CYTHERA.045CP1</p>	<p>6. Total number of applications and patents involved: 1</p>
<p>7. Total fee (37 CFR 1.21(h)): \$40</p> <p>(X) Authorized to be charged to deposit account</p>	<p>8. Deposit account number: 11-1410</p> <p>Please charge this account for any additional fees which may be required, or credit any overpayment to this account.</p>
<p>9. Statement and signature.</p> <p>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.</p> <p><u>Jerry L. Hefner</u> Name of Person Signing</p> <p><u>[Signature]</u> Signature</p> <p><u>November 3, 2006</u> Date</p> <p>53,009 Registration No.</p> <p>Total number of pages including cover sheet, attachments and document: 4</p>	

Documents transmitted to be recorded with required cover sheet information to:

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3084596:MRF-110306

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**PATENT**  
**REEL: 018483 FRAME: 0381**

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PATENT

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Application No.: 11/165,305  
Filing Date: June 23, 2005

## ASSIGNMENT

WHEREAS, We, Kevin Allen D'Amour, a United States citizen, residing at 2739 East Evans Road, San Diego, California, 92106, Alan D. Agulnick, a United States citizen, residing at 1259 Stratford Ct., San Diego, California, 92069 Susan Ellazer, a United States citizen, residing at 11056 Creek Bridge Place, San Diego, California 92128, Emmanuel Baetge, a United States citizen, residing at 308 Sunset Drive, Encinitas, California, 92024, have invented certain new and useful improvements in a METHODS FOR IDENTIFYING FACTORS FOR DIFFERENTIATING DEFINITIVE ENDOTERM for which we have filed an application for Letters Patent in the United States, Application No. 11/165,305, Filed on June 23, 2005;

AND WHEREAS, CyThera, Inc.. (hereinafter "ASSIGNEE"), a Delaware Corporation, with its principal place of business at 3550 General Atomics Court, Building 2, Room 503, San Diego, CA 92121, desires to acquire the entire right, title, and interest in and to the said improvements and the said Application:

NOW, THEREFORE, in consideration of the sum of One Dollar (\$1.00) to me in hand paid, and other good and valuable consideration, the receipt of which is hereby acknowledged, we, the said inventors, do hereby acknowledge that we have sold, assigned, transferred and set over, and by these presents do hereby sell, assign, transfer and set over, unto the said ASSIGNEE, its successors, legal representatives and assigns, the entire right, title, and interest throughout the world in, to and under the said improvements, and the said application and all provisional applications relating thereto, and all divisions, renewals and continuations thereof, and all Letters Patent of the United States which may be granted thereon and all reissues and extensions thereof, and all rights of priority under International Conventions and applications for Letters Patent which may hereafter be filed for said improvements in any country or countries foreign to the United States, and all Letters Patent which may be granted for said improvements in any country or countries foreign to the United States and all extensions, renewals and reissues thereof, and we hereby authorize and request the Commissioner of Patents of the United States, and any Official of any country or countries foreign to the United States, whose duty it is to issue patents on applications as aforesaid, to issue all Letters Patent for said improvements to the said ASSIGNEE, its successors, legal representatives and assigns, in accordance with the terms of this instrument.

AND WE DO HEREBY sell, assign, transfer, and convey to ASSIGNEE, his successors, legal representatives, and assigns all claims for damages and all remedies arising out of any violation of the rights assigned hereby that may have accrued prior to the date of assignment to ASSIGNEE, or may accrue hereafter, including, but not limited to, the right to sue for, collect, and retain damages for past infringements of the said Letters Patent before or after issuance.

AND WE HEREBY covenant and agree that we will communicate to the said ASSIGNEE, its successors, legal representatives and assigns, any facts known to us respecting said improvements, and testify in any legal proceeding, sign all lawful papers, execute all divisional, continuing and reissue applications, make all rightful oaths and generally do everything possible to aid the said ASSIGNEE, its successors, legal representatives and assigns, to obtain and enforce proper patent protection for said improvements in all countries.

IN TESTIMONY WHEREOF, I hereunto set my hand and seal this 31 day of August, 2005

Kevin Allen D'Amour  
Kevin Allen D'Amour

STATE OF California }  
COUNTY OF San Diego } ss.

On Aug. 31, 2005, before me, Sheila Hathaway, personally appeared Kevin Allen D'Amour personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal.

[SEAL]



Sheila Hathaway  
Notary Signature

PATENT

REEL: 018483 FRAME: 0382

PATENT

Application No.: 11/165,305

Client Code: CYTHERA.045CP1

Filing Date: June 23, 2005

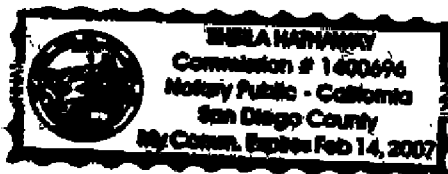
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IN TESTIMONY WHEREOF, I hereunto set my hand and seal this 1<sup>st</sup> day of Sept., 2005.Alan D. Agulnick  
Alan D. AgulnickSTATE OF California }  
COUNTY OF San Diego } ss.

On Sept. 1, 2005, before me, Sheila Hathaway, personally appeared Alan D. Agulnick personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal.

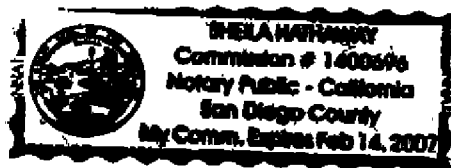
[SEAL]

Sheila Hathaway  
Notary SignatureIN TESTIMONY WHEREOF, I hereunto set my hand and seal this 2<sup>nd</sup> day of Sep, 2005.Susan Eliaz  
Susan EliazSTATE OF California }  
COUNTY OF San Diego } ss.

On Sept. 2, 2005, before me, Sheila Hathaway, personally appeared Susan Eliaz personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same in her authorized capacity, and that by her signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal.

[SEAL]

Sheila Hathaway  
Notary Signature

PATENT

REEL: 018483 FRAME: 0383

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IN TESTIMONY WHEREOF, I hereunto set my hand and seal this 19<sup>th</sup> day of September, 2005.

E. E. Baetge  
Emmanuel E. Baetge

STATE OF California }  
COUNTY OF San Diego } ss.

On Sept. 19, 2005, before me, Sheila Hathaway, personally appeared Emmanuel E. Baetge personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal.

[SEAL]



Sheila Hathaway  
Notary Signature

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