


Client Code: NEWZE3.001DV1

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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. Robert B. Elliott 2. Jeremy P. Hill</p> <p>Additional name(s) of conveying party(ies) attached?</p> <p>() Yes (X) No</p>	<p>2. Name and address of receiving party(ies):</p> <p>1. Name: The National Child Health Research Foundation Street Address: Mount Street Auckland New Zealand</p> <p>2. Name: The New Zealand Dairy Board Street Address: Pastoral House, 25 The Terrace Wellington New Zealand</p> <p>Additional name(s) of receiving party(ies) attached?</p> <p>() Yes (X) No</p>
<p>3. Nature of conveyance:</p> <p>(X) Assignment () Security Agreement () Merger () Change of Name</p> <p>Execution Date: (List as in section 1 if multiple signatures)</p> <p>1. May 26, 1997 2. June 4, 1997</p>	<p>4. US or PCT Application number(s) or US Patent number(s):</p> <p>(X) Patent Application No.: 10/207,709 Filing Date: July 25, 2002</p> <p>Additional numbers attached?</p> <p>() Yes (X) No</p>
<p>5. Party to whom correspondence concerning document should be mailed:</p> <p>Customer No. 20,995</p> <p>Address: Knobbe, Martens, Olson & Bear, LLP 2040 Main Street, 14th Floor Irvine, CA 92614</p> <p>Return Fax: (949) 760-9502</p> <p>Attorney's Docket No.: NEWZE3.001DV1</p>	<p>6. Total number of applications and patents involved: 2</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>Andrew N. Merickel</u> Name of Person Signing</p> <p><u>53,317</u> Registration No.</p> <p><u></u> Signature</p> <p><u>3/21/07</u> Date</p> <p>Total number of pages including cover sheet, attachments and document: 3</p>	

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JOINT ASSIGNMENT

WHEREAS, Robert B. Elliott, with an address of 45 Seaview Terrace, Auckland, New Zealand, a citizen of Australia, and Jeremy P. Hill, with an address of The New Zealand Dairy Research Institute, Fitzherbert West, Palmerston North, New Zealand, a citizen of the United Kingdom (hereinafter referred to as "ASSIGNORS") are the co-inventors of the invention described and set forth in the below identified application for United States Letters Patent:

Title of Invention: **METHOD OF SELECTING NON-DIABETOGENIC MILK OR MILK PRODUCTS AND MILK OR MILK PRODUCTS SO SELECTED**

WHEREAS, The National Child Health Research Foundation, located at Mount Street, Auckland, New Zealand, and The New Zealand Dairy Board, a New Zealand corporation, located at Pastoral House, 25 The Terrace, Wellington, New Zealand, hereinafter referred to as "ASSIGNEES," want to acquire an interest in the invention and application and in any Letters Patent and Registrations which may be granted on the same;

NOW, THEREFORE, for good and valuable consideration, receipt of which is hereby acknowledged by Assignors, Assignors have assigned, and by these presents do assign to Assignees, all right, title and interest in and to the said invention and all future improvements thereon, and in and to any Letters Patent and Registrations which may hereafter be granted on the same in the United States and all countries throughout the world, and to claim the priority from the application as provided by the Paris Convention. The right, title and interest is to be held and enjoyed by Assignees and Assignees' successors and assigns as fully and exclusively as it would have been held and enjoyed by Assignors had this assignment not been made, for the full term of any Letters Patent and Registrations which may be granted thereon, or of any division, renewal, continuation in whole or in part, substitution, conversion, reissue, prolongation or extension thereof.

Assignors further agree that Assignors will, without charge to Assignees, but at Assignees' expense, (a) cooperate with Assignees in the

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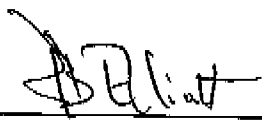
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prosecution of U.S. Patent applications and foreign counterparts on the invention and any improvements, (b) execute, verify, acknowledge and deliver all such further papers, including patent applications and instruments of transfer and (c) perform such other acts as Assignees lawfully may request to obtain or maintain Letters Patent and Registrations for the invention and improvements in any and all countries, and to vest title thereto in Assignees, or Assignees' successors and assigns.

IN TESTIMONY WHEREOF, Assignors have signed their names on the date indicated.

Dated: _____

2/5/97


Robert B. Elliott

Dated: _____

4.6.97


Jeremy P. Hill