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Atty Ref/Docket No.: 341.056US1

Patent and Trademark Office

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

1. Name of conveying party(ies):

Andrew Niles

Additional name(s) of conveying party(ies) attached?

[] Yes [X] No

3. Nature of conveyance:

- Assignment Merger
- Security Agreement Change of Name
- Other

Execution Date: April 18, 2008

2. Name and address of receiving party(ies):

Name: Promega Corporation

Street Address: 2800 Woods Hollow Road

City: Madison State: WI Zip: 53711

Additional name(s) & address(es) attached? [] Yes [X] No

4. Application number(s) or patent number(s):

If this document is being filed together with a new application, the execution date of the application is:

A. Patent Application No.(s)

Serial No. 12/100,889, filed April 10, 2008

B. Patent No.(s)

Additional numbers attached? [] Yes [X] No

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

Name: Janet E. Embretson

Address:

Schwegman, Lundberg & Woessner, P.A.
P.O. Box 2938
Minneapolis, MN 55402-0938

6. Total number of applications and patents involved: 1

7. Total fee (37 CFR 3.41): \$ 40.00

[] Enclosed

Authorized to be charged to deposit account
19-0743

8. Please charge any additional fees or credit any over payments to our Deposit Account No.: 19-0743

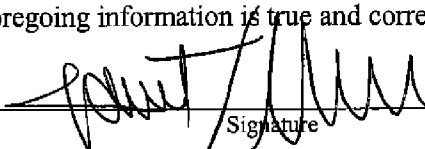
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9. Statement and signature.

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.

Janet E. Embretson/Reg. No. 39,665

Name of Person Signing



Signature

June 27, 2008

Date

Total number of pages including cover sheet: 3

Mail documents to be recorded with required cover sheet information to:

Commissioner of Patents and Trademarks
Mail Stop Assignment Recordation Services
P.O. Box 1450
Alexandria, VA 22313-1450

CH \$40.00 190743 12100889

ASSIGNMENT

WHEREAS, I, Andrew Niles, residing at 5716 Richardson Circle, Madison, WI 53711, made certain new and useful inventions and improvements for which I filed an application for Letters Patent of the United States on April 10, 2008, which application was assigned U.S. patent application serial number 12/100,889, and is entitled LUMINESCENT LIVE AND DEAD CELL ASSAY:

AND WHEREAS, Promega Corporation, a corporation organized and existing under and by virtue of the laws of the State of Wisconsin, and having an office and place of business at 2800 Woods Hollow Road, Madison, WI 53711 (hereinafter "Assignee"), is desirous of acquiring the entire right, priority right, title and interest in and to said inventions, improvements and application and in and to the Letters Patent to be obtained therefore;

NOW, THEREFORE, to all whom it may concern, be it known that for good and valuable consideration, the receipt and sufficiency whereof is hereby acknowledged, I have sold, assigned, and transferred, and by these presents do sell, assign and transfer unto said Assignee, its successors or assigns, the entire right, title and interest for all countries in and to all inventions and improvements disclosed in the aforesaid application, and in and to the said application, all divisions, continuations, continuations-in-part, or renewals thereof, all Letters Patent which may be granted there from, and all reissues or extensions of such patents, and in and to any and all applications which have been or shall be filed in any foreign countries for Letters Patent on the said inventions and improvements, including an assignment of all rights under the provisions of the International Convention, and all Letters Patent of foreign countries which may be granted there from; and I do hereby authorize and request the Commissioner of Patents and Trademarks to issue any and all United States Letters Patent for the aforesaid inventions and improvements to the said Assignee as the assignee of the entire right, title and interest in and to the same, for the use of the said Assignee, its successors and assigns.

AND, for the consideration aforesaid, I do hereby agree that I and my executors and legal representatives will make, execute and deliver any and all other instruments in writing including any and all further application papers, affidavits, assignments and other documents, and will communicate to said Assignee, its successors and representatives all facts known to me relating to said improvements and the history thereof and will testify in all legal proceedings and generally do all things which may be necessary or desirable more effectually to secure to and vest in said Assignee, its successors or assigns the entire right, title and interest in and to the said improvements, inventions, applications, Letters Patent, rights, titles, benefits, privileges and advantages hereby sold, assigned and conveyed, or intended so to be.

SCHWEGMAN ■ LUNDBERG ■ WOESSNER
 PATENT, TRADEMARK & COPYRIGHT ATTORNEYS

P.O. Box 2938

Minneapolis, MN 55402

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Facsimile (612) 339-3061

Date: JUNE 27, 2008

Time: 3:15 pm
 (Minneapolis, Minn.)

TO: Commissioner for Patents
 Attn: Assignment Recordation Services
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 Facsimile Center
 P.O. Box 1450
 Alexandria, VA 22313-1450

FROM: Janet E. Embretson

OUR REF: 341.056US1

FAX NUMBER 571-273-0140

Documents Transmitted:

Assignment (2 pages), Assignment Recordation Form Cover Sheet (1 page), authorization to charge Deposit Account No. 19-0743 in the amount of \$40.00 to cover the Assignment Recording Fee.

Total pages of this transmission, including cover letter: (4 pgs)

If you do NOT receive all of the pages described above, please telephone us at 612-373-6900 or fax us at 612-339-3061.

In re. Patent Application of: Andrew Niles

Examiner:

Serial No.: 12/100,889

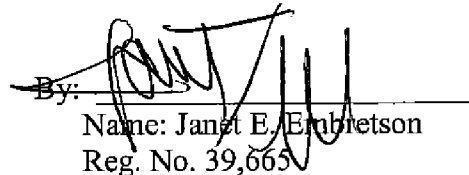
Group Art Unit: 1657

Filed: April 10, 2008


Docket No.: 341.056US1

Title: LUMINESCENT LIVE AND DEAD CELL ASSAY

Please charge any additional fees or credit overpayment to Deposit Account No. 19-0743.

By: 
 Name: Janet E. Embretson
 Reg. No. 39,665

I hereby certify that this paper is being transmitted by facsimile to the U.S. Patent and Trademark Office on the date shown below.


 Kathleen E. Rothrock

6-27-08
 Date