

FORM PTO-1595

# RECORDATION FORM COVER SHEET PATENTS ONLY

Docket No. 08-1096  
U.S. DEPARTMENT OF COMMERCE  
Patent and Trademark Office

To The Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

1. Name of conveying party(ies):  
**Pharmacia & Upjohn Company**

Additional name(s) of conveying party(ies) attached?  Yes  No

2. Name and address of receiving party(ies)

Name: **Elan Pharmaceuticals, Inc.**

Address: **800 Gateway Blvd., South San Francisco, CA 94080**

Name:

Address:

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

3. Nature of conveyance:

Assignment  Merger

Security Agreement  Change of Name

Other \_\_\_\_\_

Execution Date: **September 10, 2008**

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) <b>10/435,533</b>	Filing Date <b>May 9, 2003</b>	B. Patent No.(s)
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Additional numbers attached?  Yes  No

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

Name: **Patrick G. Gattari**

Registration No.: **39,682**

Company Name: **McDonnell Boehnen Hulbert & Berghoff LLP**

Street Address: **300 South Wacker Drive - 32<sup>nd</sup> Floor**

City: **Chicago** State: **Illinois**

Country: **U.S.A.** ZIP: **60606**

6. Total number of applications and patents involved: **1**

7. Total Fee (37 CFR 3.41) ..... **\$40.00**

Enclosed

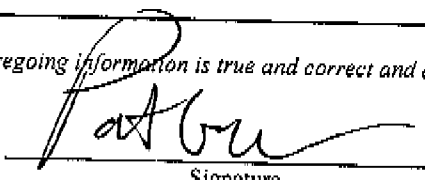
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8. Deposit account number: **13-2490**

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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.*

**Patrick G. Gattari**  
 Printed Name of Person Signing

  
 Signature

Date: **9-10-08**

Total number of pages including cover sheet, attachments, and document: **3**

Mail documents to be recorded with required cover sheet information to:  
**Mail Stop Assignment Recordation Services**  
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**P.O. Box 1450**  
**Alexandria, VA 22313-1450**

CH \$40.00 132490 10435533

Pfizer Docket No: PC27342A

**ASSIGNMENT OF PATENT APPLICATIONS**

WHEREAS, **Pharmacia & Upjohn Company**, a corporation of the State of DELAWARE having its principal place of business at **301 Henrietta Street, Kalamazoo, Michigan, 49001**, hereinafter referred to as "Assignor," has received an assignment of U.S. Patent Application No. 10/435,533 from the inventors;

WHEREAS, **Elan Pharmaceuticals, Inc.**, a corporation duly organized under and pursuant to the laws of DELAWARE, and having its principal place of business at 800 Gateway Blvd., South San Francisco, CA, 94080, hereinafter referred to as "Assignee," is desirous of acquiring all of Assignor's right, title, and interest in and to said application and underlying invention, the right to file additional applications on said invention, and the right, title and interest in and to any applications, including provisional applications, for Letters Patent of the United States or other countries claiming priority to said applications, and in and to any Letters Patent or Patents, United States or foreign, to be obtained therefor and thereon;

NOW, THEREFORE, TO ALL WHOM IT MAY CONCERN: Be it known that, for good and valuable consideration, receipt of which is hereby acknowledged by Assignor, Assignor has sold, assigned, transferred, and set over, and by these presents does sell, assign, transfer, and set over unto the Assignee, and Assignees' successors, legal representatives, and assigns, all of the Assignor's right, title, and interest in and to the above-mentioned application and invention, the right to file applications on said invention and the right, title and interest in and to any applications filed for said invention, including provisional applications, for Letters Patent of the United States or other countries claiming priority to said applications, and any and all Letters Patent or Patents of the United States of America and all foreign countries that have been or may be granted therefor and thereon, and in and to any and all applications filed for said invention claiming priority to said applications, including divisions, renewals, substitutions, conversions, continuations, and continuations-in-part of said applications, filed for said invention, and reissues, prolongations and extensions of said Letters Patent or Patents, and all rights under the International Convention for the Protection of Industrial Property, the same to be held and enjoyed by the Assignee, for its own use and behalf and the use and behalf of its successors, legal representatives, and assigns, to the full end of the term or terms for which Letters Patent or Patents may be granted as fully and entirely as the same would have been held and enjoyed by the Assignor had its sale and assignment not been made,

AND Assignor hereby covenants that Assignor has the full right to convey the interest assigned by this Assignment, and Assignor has not executed and will not execute any agreement in conflict with this Assignment,

AND for the same consideration, the Assignor hereby covenants and agrees to and with the Assignee, its successors, legal representatives, and assigns, that the Assignor will, (whenever counsel of the Assignee, or the counsel of its successors, legal representatives, and assigns, shall advise of any proceeding or needed act in connection with said invention or said applications for Letters Patent or Patents, or of any proceeding or needed act in connection with Letters Patent or Patents for said inventions in any country, including interference proceedings, or similarly in regard of any application claiming priority to said application, division, continuation, or continuation-in-part of any applications for Letters Patent or Patents, or any reissue or extension

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of any Letters Patent or Patents to be obtained thereon), sign all papers and documents, and take all lawful oaths without charge to the Assignee (and its successors, legal representatives, and assigns) for the procurement of Letters Patent or Patents for said inventions, and further, in regard of enforcement and defense of Letters Patent or Patents for said inventions, Assignor agrees to provide commercially reasonable cooperation but at cost to Assignee (or its successors, legal representatives, and assigns);

IN TESTIMONY WHEREOF, Assignor has signed their name on the date indicated.

Dated: 09/10/08

By: Grover F. Fuller Jr.  
Grover F. Fuller Jr., Esq.  
Assistant Secretary of Pharmacia & Upjohn Company LLC (formerly known as Pharmacia & Upjohn Company)

STATE OF New York  
COUNTY OF New York ss.

On 10<sup>th</sup> September 2008 before me, Grover F. Fuller Jr., personally appeared before me, 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/she executed the same in his/her authorized capacity, and that by his/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.

Vidyawatie Ramsook-Gosine  
NOTARY PUBLIC 09/10/08

My Commission Expires: 2/20/2011

VIDYAWATIE RAMSOOK-GOSINE  
Notary Public, State of New York  
No. 01RA6055311  
Qualified in Queens County  
Certificate Filed in New York County  
Commission Expires February 20, 2011



McDonnell Boehnen Hulbert & Berghoff LLP

## Fax transmittal

To U.S. Patent and Trademark Office      Date September 11, 2008  
Company Assignment Division for Patents      From Patrick G. Gattari  
Fax 571-273-0140      Direct 312 935 2375  
Phone      Email gattari@mbhb.com  
Pages,      C/M  
with cover  
Re U.S. Patent Application No. 10/435,533  
MBHB Ref. No. 08-1096

We are transmitting herewith the following:

1. Recordation Form Cover Sheet
2. Assignment

300 South Wacker Drive      312 913 0001 phone  
Chicago, Illinois 60606-6709      312 913 0002 fax  
www.mbhb.com

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