

## PATENT ASSIGNMENT

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CONVEYING PARTY DATA	
Name	Execution Date
Melissa M. CUNNINGHAM	08/05/2005
RECEIVING PARTY DATA	
Name:	GEN-PROBE INCORPORATED
Street Address:	10210 Genetic Center Drive
Internal Address:	Mail Stop #1 / Patent Dept.
City:	San Diego
State/Country:	CALIFORNIA
Postal Code:	92121
PROPERTY NUMBERS Total: 1	
Property Type	Number
Application Number:	12364295
CORRESPONDENCE DATA	
Fax Number:	(858)410-8928
<i>Correspondence will be sent via US Mail when the fax attempt is unsuccessful.</i>	
Phone:	(858)410-8000
Email:	kelleec@gen-probe.com
Correspondent Name:	GEN-PROBE INCORPORATED
Address Line 1:	10210 Genetic Center Drive
Address Line 2:	Mail Stop #1 / Patent Dept.
Address Line 4:	San Diego, CALIFORNIA 92121
ATTORNEY DOCKET NUMBER:	GP183-03.DV1
NAME OF SUBMITTER:	Charles B. Cappellari
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**ASSIGNMENT**

FOR GOOD AND VALUABLE CONSIDERATION, the receipt and sufficiency of which is hereby acknowledged, I, **Melissa M. Cunningham of Sliema, Malta** (hereinafter collectively "ASSIGNOR"), do hereby sell, assign and transfer unto **Gen-Probe Incorporated**, a corporation duly organized and existing under the laws of the State of Delaware and having its principal office and place of business at **10210 Genetic Center Drive, San Diego, California 92121**, and its successors, assigns and legal representatives (hereinafter collectively "ASSIGNEE"), the entire right, title and interest throughout the world in and to those inventions and improvements which are the subject of a United States utility patent application entitled "**COMPOSITIONS, METHODS AND KITS FOR DETERMINING THE PRESENCE OF CHLAMYDOPHILA PNEUMONIAE IN A TEST SAMPLE**," filed on **June 6, 2005**, as **U.S. Provisional Application No. 60/688,127** (hereinafter [said application]), and to said application and to any and all regular, continuation, divisional, continuation-in-part, reissue and substitute patent applications thereof, and all rights of priority under International Conventions and applications for Letters Patent filed for said inventions and improvements in any country or countries foreign to the United States, together with all Letters Patent issuing on any of the aforesaid applications for Letters Patent and all extensions and renewals thereof.

AND ASSIGNOR HEREBY AUTHORIZES ASSIGNEE to make applications in all countries in the names of the ASSIGNOR or in the name of the ASSIGNEE for Letters Patent and like rights of exclusion and for inventor's certificates for said inventions and improvements.

AND ASSIGNOR HEREBY COVENANTS AND AGREES to communicate to ASSIGNEE all facts known to ASSIGNOR concerning said inventions and improvements, and to testify in any legal proceeding, sign all lawful papers, execute all regular, continuation, divisional, continuation-in-part and reissue patent applications, make all rightful oaths, and to perform any other reasonable and lawful act to assist ASSIGNEE in obtaining full protection and title in and to said inventions and improvements in all countries.

AND ASSIGNOR HEREBY AUTHORIZES AND REQUESTS the Commissioner of Patents and Trademarks to issue all Letters Patent of the United States for said inventions and improvements to ASSIGNEE in accordance with the terms of this instrument.

IN WITNESS WHEREOF, I hereto set my hand and seal at Sliema, Malta, this 4<sup>th</sup> day of August, 2005.

By: Melissa M. Cunningham  
Melissa M. Cunningham