

# PATENT ASSIGNMENT

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<b>SUBMISSION TYPE:</b>	NEW ASSIGNMENT
<b>NATURE OF CONVEYANCE:</b>	ASSIGNMENT
<b>CONVEYING PARTY DATA</b>	
<b>Name</b>	<b>Execution Date</b>
Martin Deuter	06/06/2009
<b>RECEIVING PARTY DATA</b>	
<b>Name:</b>	Mendel Biotechnology, Inc.
<b>Street Address:</b>	3935 Point Eden Way
<b>City:</b>	Hayward
<b>State/Country:</b>	CALIFORNIA
<b>Postal Code:</b>	94545
<b>PROPERTY NUMBERS Total: 1</b>	
<b>Property Type</b>	<b>Number</b>
Application Number:	12387444
<b>CORRESPONDENCE DATA</b>	
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<b>ATTORNEY DOCKET NUMBER:</b>	MBI-0101PP2
<b>NAME OF SUBMITTER:</b>	Timothy Smith
<b>Total Attachments: 2</b> source=MBI-0101PP2 Assignment#page1.tif source=MBI-0101PP2 Assignment#page2.tif	

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**PATENT**  
**REEL: 022877 FRAME: 0715**

## ASSIGNMENT

WHEREAS, I, Martin DEUTER, residing at Rosemarienbergstrasse 3a, Wanzleben, Germany D-39164, have invented certain new and useful invention and improvements to the subject matter of:

### MISCANTHUS PLANT NAMED 'MBS 7001'

described in an application for United States Letters Patent filed May 1, 2009, and accorded Serial No.: 12/387,444;

AND, WHEREAS, Mendel Biotechnology, Inc. (hereinafter termed "Assignee"), a California corporation, having a place of business at 3935 Point Eden Way, Hayward, California 94545, is desirous of acquiring certain rights to said invention and under the applications;

NOW, THEREFORE, in consideration of the sum of One Dollar (\$1.00) or the equivalent thereof, and other good and valuable consideration, receipt of which is hereby acknowledged, I do hereby sell, assign and transfer unto said ASSIGNEE, its successors, assigns and legal representatives, my entire right, title and interest in and throughout the United States of America (including its territories and dependencies) and all countries foreign thereto in and to said improvements, said United States application, any other United States applications, including provisional, divisional, renewal, substitute, continuation, reexamination and reissue applications, based in whole or in part on said United States application or in whole or in part on said improvements, any foreign applications, including international and regional applications, based in whole or in part on any of the aforesaid United States applications or in whole or in part on said improvements, and in and to any and all letters patent, including extensions thereof, of any country which have been or may be granted on any of the aforesaid applications or on said improvements or any parts thereof;

AND I hereby authorize and request my agents, Morrison and Foerster, LLP whose address is 425 Market Street, San Francisco, CA 94105, Jeffrey M. Libby (Reg. No. 48,251), and Yifan Mao (Reg. No. 60,804), c/o Mendel Biotechnology, Inc., 3935 Point Eden Way, Hayward, California 94545, to insert hereon any identification necessary or desirable for recordation of this document, including the filing date and application number of said application;

AND I hereby agree for myself and my heirs, executors and administrators to execute without further consideration any further documents and instruments which may be necessary, lawful and proper in the prosecution of said above-referenced applications or in the preparation or prosecution of any continuing, substitute, divisional, renewal, reexamination or reissue application or in any amendments, extensions or interference proceedings, that may be necessary to secure to ASSIGNEE its interest

and title in and to said invention or any parts thereof, and in and to said several patents or any of them;

AND I hereby covenant for ourselves and our legal representatives, and agree with said ASSIGNEE, its successors and assigns, that I have granted no right or license to make, use, sell or offer to sell said invention, to anyone except said ASSIGNEE, that prior to the execution of this deed, my right, title and interest in said invention has not been otherwise encumbered, and that I have not and will not execute any instrument in conflict therewith;

AND I do hereby authorize and request the United States Commissioner for Patents to issue any and all letters patent which may be granted upon said United States applications, or upon said invention or any parts thereof when granted, to said ASSIGNEE.

IN WITNESS WHEREOF, I have hereunto set my hand and seal.

06.06.2009

Date

Martin Deuter

Martin DEUTER