

PATENT ASSIGNMENT

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SUBMISSION TYPE:	NEW ASSIGNMENT												
NATURE OF CONVEYANCE:	ASSIGNMENT												
CONVEYING PARTY DATA													
<table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="width: 70%;">Name</th> <th style="width: 30%;">Execution Date</th> </tr> </thead> <tbody> <tr> <td>D. Keith Hester II</td> <td>11/11/2009</td> </tr> <tr> <td>Robert Duguid</td> <td>11/11/2009</td> </tr> <tr> <td>John Finn</td> <td>12/17/2009</td> </tr> </tbody> </table>		Name	Execution Date	D. Keith Hester II	11/11/2009	Robert Duguid	11/11/2009	John Finn	12/17/2009				
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<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 20%;">Name:</td> <td>Trius Therapeutics</td> </tr> <tr> <td>Street Address:</td> <td>6310 Nancy Ridge Dr.</td> </tr> <tr> <td>Internal Address:</td> <td>Suite 101</td> </tr> <tr> <td>City:</td> <td>San Diego</td> </tr> <tr> <td>State/Country:</td> <td>CALIFORNIA</td> </tr> <tr> <td>Postal Code:</td> <td>92121</td> </tr> </table>		Name:	Trius Therapeutics	Street Address:	6310 Nancy Ridge Dr.	Internal Address:	Suite 101	City:	San Diego	State/Country:	CALIFORNIA	Postal Code:	92121
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CORRESPONDENCE DATA													
<p>Fax Number: (949)760-9502</p> <p><i>Correspondence will be sent via US Mail when the fax attempt is unsuccessful.</i></p> <p>Phone: 949-760-0404</p> <p>Email: reina.solorzano@kmob.com</p> <p>Correspondent Name: Knobbe Martens Olson & Bear, LLP</p> <p>Address Line 1: 2040 Main Street</p> <p>Address Line 2: 14th Floor</p> <p>Address Line 4: Irvine, CALIFORNIA 92627</p>													
ATTORNEY DOCKET NUMBER:	TRIUS.005A												
NAME OF SUBMITTER:	Carolyn A. Favorito												
Total Attachments: 3													

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PATENT
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ASSIGNMENT

WHEREAS, D. Keith Hester II, a U.S. citizen, residing at 433 Delaware Avenue, Delmar, NY 12054 and Robert J. Duguid, a U.S. citizen, residing at 68 Patterson Drive, Glenmont, NY 12077 and John Finn a U.S. citizen, residing at 523 Lynwood Drive, Encinitas, CA 92024 have invented certain new and useful improvements in OXAZOLIDINONE COMPOSITIONS for which a provisional application was filed in the United States, identified by the application number and filing date noted above (the "Application");

AND WHEREAS, TRIUS THERAPEUTICS (hereinafter "ASSIGNEE"), a California Corporation, with its principal place of business at 6310 Nancy Ridge Dr., Ste 101, San Diego, CA 92121, desires to acquire a 100% right, title, and interest in and to said improvements and said Application:

NOW, THEREFORE, for good and valuable consideration, the receipt of which is hereby acknowledged, I/we, the inventor(s), do hereby sell, assign, transfer and set over, unto the ASSIGNEE, its successors, legal representatives and assigns, the entire right, title, and interest throughout the world in, the Application including any improvements made thereto, and any utility (non-provisional) application(s) claiming priority thereto that have been or may hereafter be filed; such filings including divisions, renewals and continuations thereof, and all Letters Patent of the United States which may be granted thereon and all reissues and extensions thereof, and all rights of priority under International Conventions and applications for Letters Patent which may hereafter be filed for said improvements in any country or countries foreign to the United States, and all Letters Patent which may be granted for said improvements in any country or countries foreign to the United States and all extensions, renewals and reissues thereof; and I hereby authorize and request the Commissioner for Patents of the United States, and any Official of any country or countries foreign to the United States, whose duty it is to issue patents on applications as aforesaid, to issue all Letters Patent for said improvements to the ASSIGNEE, its successors, legal representatives and assigns, in accordance with the terms of this instrument.

AND I DO HEREBY sell, assign, transfer, and convey to ASSIGNEE, its successors, legal representatives, and assigns all claims for damages and all remedies arising out of any violation of the rights assigned hereby that may have accrued prior to the date of assignment to ASSIGNEE, or may accrue hereafter, including, but not limited to, the right to sue for, collect, and retain damages for past infringements of the said Letters Patent, before or after issuance.

AND I HEREBY covenant and agree that I will communicate to the ASSIGNEE, its successors, legal representatives and assigns, any facts known to me respecting said improvements, and testify in any legal proceeding, assist in the preparation of any other provisional or non-provisional applications relating to the improvements, sign all lawful papers, execute and make all rightful oaths and/or declarations in connection with the Application including any improvements made thereto, any utility (non-provisional) application(s) filed therefrom, and any continuing application(s) filed from aforementioned utility application(s), and generally do

Provisional Application No.: 61/181,955
Filing Date: May 28, 2009

PATENT
Client Code: TRIUS.005PR
Page 2

everything possible to aid the ASSIGNEE, its successors, legal representatives and assigns, to obtain and enforce proper patent protection for said improvements in all countries.

IN TESTIMONY WHEREOF, I hereunto set my hand and seal this 11th day of November, 2009



D. Keith Hester II

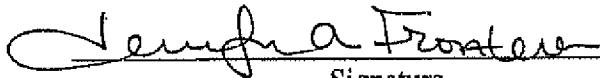
STATE OF New York }
COUNTY OF Albany } ss.

On 11/11/09, before me, D. Keith Hester II, notary public, personally appeared D. Keith Hester II who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he executed the same in his authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

~~I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.~~ NI/NOT

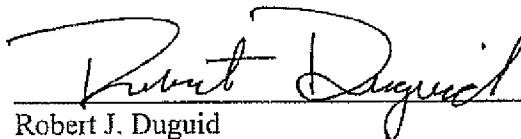
WITNESS my hand and official seal.

[SEAL] JENNIFER A. FRONTERA
Notary Public, State of New York
No. 01FR6136461
Qualified in Saratoga County
Commission Expires November 7, 2013



Signature

IN TESTIMONY WHEREOF, I hereunto set my hand and seal this 11th day of November, 2009



Robert J. Duguid

STATE OF New York }
COUNTY OF Albany } ss.

On 11/11/09, before me, Robert J. Duguid, notary public, personally appeared Robert J. Duguid who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he executed the same in his authorized capacity(ies), and that by his signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

~~I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.~~ Not

WITNESS my hand and official seal.

[SEAL] JENNIFER A. FRONTERA
Notary Public, State of New York
No. 01FR6136461
Qualified in Saratoga County
Commission Expires November 7, 2013

Jennifer A. Frontera
Notary Signature

IN TESTIMONY WHEREOF, I hereunto set my hand and seal this 17 day of December, 2009.

John Finn
John Finn

STATE OF California }
COUNTY OF San Diego } ss.

On 12/17/09, before me, J. Spratford, notary public, personally appeared John Finn who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) (s) is/are subscribed to the within instrument, and acknowledged to me that he executed the same in his authorized capacity(ies), and that by his signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

[SEAL]

J. Spratford
Notary Signature

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