

# PATENT ASSIGNMENT

Electronic Version v1.1

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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>               |
| Alza Corporation   | 02/23/1994                          |
| <b>RECEIVING PARTY DATA</b>  |                                     |
| <b>Name:</b>   | Vivus, Inc.                         |
| <b>Street Address:</b>   | 545 Middlefield Road                |
| <b>Internal Address:</b>   | Suite 200                           |
| <b>City:</b>   | Menlo Park                          |
| <b>State/Country:</b>  | CALIFORNIA                          |
| <b>Postal Code:</b>  | 94025                               |
| <b>PROPERTY NUMBERS Total: 1</b>   |                                     |
| <b>Property Type</b>   | <b>Number</b>                       |
| Patent Number:   | 5773020                             |
| <b>CORRESPONDENCE DATA</b>   |                                     |
| <b>Fax Number:</b>   | (858)314-1501                       |
| <i>Correspondence will be sent via US Mail when the fax attempt is unsuccessful.</i>                               |                                     |
| <b>Phone:</b>  | 8583141500                          |
| <b>Email:</b>  | ccpearsall@mintz.com                |
| <b>Correspondent Name:</b>   | SEAN COUGHLIN                       |
| <b>Address Line 1:</b>   | 3580 CARMEL MOUNTAIN ROAD SUITE 300 |
| <b>Address Line 4:</b>   | San Diego, CALIFORNIA 92130         |
| <b>ATTORNEY DOCKET NUMBER:</b>   | 79050-042C04US                      |
| <b>NAME OF SUBMITTER:</b>  | SEAN COUGHLIN                       |
| <b>Total Attachments: 1</b><br>source=Assignment from Alza to Vivus-from Parent 07514397- 79050-042F01US#page1.tif |                                     |

OP \$40.00 5773020

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**PATENT**  
**REEL: 025192 FRAME: 0523**

## Assignment

ALZA Corporation, in consideration of the ALZA/Vivus Assignment Agreement effective December 31, 1993, does hereby sell, transfer and assign to Vivus, Inc., a corporation of California, whose full post office address is 545 Middlefield Road, Suite 200, Menlo Park, California 94025, all its interests in and to the inventions relating to the TREATMENT OF ERECTILE DYSFUNCTION, as described and claimed in U.S. Patent Applications Serial Nos. 07/514,397 (abandoned); 08/093,545; and PCT Patent Application Serial No. PCT/US91/02758; and U.S. Patent No. 5,242,391 for such inventions and to all our corresponding right, title and interest in and to the applications and any patents which may issue or have issued thereon.

Signed at Palo Alto, California, this 23<sup>rd</sup> day of February, 1994.

ALZA Corporation

By:

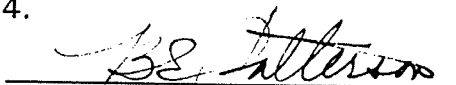


Edward L. Mandell  
Vice President, Legal

### DECLARATION OF WITNESS

I, Barbara E. Patterson, whose full post office address is 724 Arastradero Road, #217, Palo Alto, California 94306, hereby declare that I was personally present and did see Edward L. Mandell, who is personally known to me to be the person named in the above assignment duly sign and execute the same.

DECLARED at Palo Alto, California, U.S.A. this 23<sup>rd</sup> day of February, 1994.



Signature of Witness

Barbara E. Patterson

Name

PATENT