

## PATENT ASSIGNMENT

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SUBMISSION TYPE:	NEW ASSIGNMENT																
NATURE OF CONVEYANCE:	ASSIGNMENT																
CONVEYING PARTY DATA																	
<table border="1"> <thead> <tr> <th>Name</th> <th>Execution Date</th> </tr> </thead> <tbody> <tr> <td>Thomas Lee</td> <td>04/08/2002</td> </tr> <tr> <td>Gino Olcese</td> <td>04/18/2002</td> </tr> <tr> <td>Zena Bell</td> <td>04/18/2002</td> </tr> <tr> <td>Glenn Roy</td> <td>04/18/2002</td> </tr> <tr> <td>William Mutilangi</td> <td>04/18/2002</td> </tr> <tr> <td>Rein Hirs</td> <td>04/18/2002</td> </tr> <tr> <td>Peter Given</td> <td>04/18/2001</td> </tr> </tbody> </table>		Name	Execution Date	Thomas Lee	04/08/2002	Gino Olcese	04/18/2002	Zena Bell	04/18/2002	Glenn Roy	04/18/2002	William Mutilangi	04/18/2002	Rein Hirs	04/18/2002	Peter Given	04/18/2001
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<table border="1"> <tr> <td>Name:</td> <td>PEPSICO, INC.</td> </tr> <tr> <td>Street Address:</td> <td>700 Anderson Hill Road</td> </tr> <tr> <td>City:</td> <td>Purchase</td> </tr> <tr> <td>State/Country:</td> <td>NEW YORK</td> </tr> <tr> <td>Postal Code:</td> <td>10577</td> </tr> </table>		Name:	PEPSICO, INC.	Street Address:	700 Anderson Hill Road	City:	Purchase	State/Country:	NEW YORK	Postal Code:	10577						
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Application Number:	12504944																
CORRESPONDENCE DATA																	
Fax Number:	(202)824-3001																
Phone:	2028243000																
Email:	BWPTOPAT@bannerwitcoff.com, lhudgins@bannerwitcoff.com																
Correspondence will be sent to the e-mail address first; if that is unsuccessful, it will be sent via US Mail.																	
Correspondent Name:	Banner & Witcoff, Ltd.																
Address Line 1:	1100 13th Street, N.W.																
Address Line 2:	Suite 1200																
Address Line 4:	Washington, DISTRICT OF COLUMBIA 20005																

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ATTORNEY DOCKET NUMBER:	006943.03995
NAME OF SUBMITTER:	Susan A. Wolfe
Total Attachments: 2 source=Asg#page1.tif source=Asg#page2.tif	

# ASSIGNMENT

FOR VALUE RECEIVED, WE THOMAS LEE, GINO OLCESE, ZENA BELL, GLENN ROY, WILLIAM MUTILANGI, REIN HIRS and PETER GIVEN,

citizens of United States, Peru, United States, United States, United States, United States and United States, respectively,

residing, respectively, at 54 Vernon Drive, Scarsdale, NY 10583; 45 Medford Lane, Scarsdale, NY 10583; ~~679 Warburton Avenue, 68, Hartsdale, NY 10530~~ <sup>300 High Point Drive #812,</sup> 8 Desoto Avenue, Beacon, NY 12508; 19 Scenic Drive, Croton-on-Hudson, NY 10520; 223 Watermelon Hill Road, Mahopac, NY 10541; and 16 O'Neill Court, Ridgefield, CT 06877,

hereby sell, assign, transfer and convey unto PEPSICO, INC.

a corporation of North Carolina

having a place of business at 700 Anderson Hill Road, Purchase, NY 10577

its successors, assigns and legal representatives (hereinafter called the "Assignee"), the entire right, title and interest, for all countries, in and to certain inventions relating to

USE OF ERYTHRITOL AND D-TAGATOSE IN ZERO- OR LOW-CALORIE BEVERAGES AND FOOD PRODUCTS

and described in an application for Letters Patent of the United States filed herewith

and in and to said application, and all 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 applications for Letters Patent or other grants of protection of proprietary rights including, but not limited to, inventor's certificate, utility model, utility certificate, patent of importation, registration of patent and industrial design registration which may be filed, and which may be granted, upon said inventions in any countries or regions foreign to the United States, and all reissues, renewals and extensions thereof; and we hereby authorize and request the Commissioner for Patents and Trademarks of the United States, and all officials of countries or regions foreign to the United States having authority so to do, to issue all such Letters Patent or other grants of protection upon said inventions to the Assignee or to such nominees as it may designate.

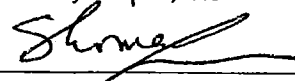
AND we authorize and empower the said Assignee or nominees to invoke and claim for any application for such Letters Patent or other grants of protection for said inventions filed by it or them, the benefit of the right of priority provided by the International Convention for the Protection of Industrial Property, as amended, or by a convention which may henceforth be substituted for it, and to invoke and claim such right of priority without further written or oral authorization from us.

AND we hereby consent that a copy of this assignment shall be deemed a full and formal equivalent of any assignment, consent to file or like document which may be required in any country or region for any purpose and more particularly in proof of the right of the said Assignee or nominees to claim the aforesaid benefit of the right of priority provided by the International Convention for the Protection of Industrial Property, as amended, or by any convention which may henceforth be substituted for it.

AND we hereby covenant that we have the full right to convey the entire right, title and interest herein assigned and that we have not executed and will not execute any agreement in conflict herewith.

AND we hereby covenant and agree that we will communicate to said Assignee or nominees all facts known to us pertaining to said inventions, and testify in all legal proceedings, sign all lawful papers, execute all divisional, continuing and reissue applications, make all rightful oaths and declarations and in general perform all lawful acts necessary or proper to aid said Assignee or nominees in obtaining, maintaining and enforcing all lawful patent or other grants of protection of said inventions in any and all countries and regions.

IN TESTIMONY WHEREOF, we hereunto set our hand and seal this <sup>18<sup>th</sup></sup> day of April, 2002

  
\_\_\_\_\_  
L.S.  
THOMAS LEE

  
\_\_\_\_\_  
L.S.  
GINO OLCESE

  
\_\_\_\_\_  
L.S.  
ZENA BELL

Glenn Roy L.S.  
GLENN ROY  
Bill Mutilangi L.S.  
WILLIAM MUTILANGI  
Rein Hirs L.S.  
REIN HIRS  
Peter Given L.S.  
PETER GIVEN

STATE OF New York )  
COUNTY OF Westchester ) ss.:

On this 18<sup>th</sup> day of April, 2002, before me personally appeared Thomas Lee, Gino Olcese, Zena Bell, Glenn Roy, William Mutilangi, Rein Hirs and Peter Given, to me known and known to me to be the individuals described in and who executed the foregoing instrument, and who thereupon acknowledged to me that they executed the same for the purposes therein set forth.

(Seal)

Lisa Piccininni  
Notary Public  
(Notary Stamp)

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