

PATENT ASSIGNMENT COVER SHEET

Electronic Version v1.1
 Stylesheet Version v1.2

EPAS ID: PAT4954143

SUBMISSION TYPE:	NEW ASSIGNMENT	
NATURE OF CONVEYANCE:	ASSIGNMENT	
CONVEYING PARTY DATA		
	Name	Execution Date
	FEDERICO GRAF	09/19/2016
RECEIVING PARTY DATA		
Name:	PROBIOSWISS AG	
Street Address:	LEDERGASSE 34	
City:	BECKENRIED NW	
State/Country:	SWITZERLAND	
Postal Code:	CH-6375	
PROPERTY NUMBERS Total: 1		
	Property Type	Number
	Application Number:	15291880
CORRESPONDENCE DATA		
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<i>Correspondence will be sent to the e-mail address first; if that is unsuccessful, it will be sent using a fax number, if provided; if that is unsuccessful, it will be sent via US Mail.</i>		
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ATTORNEY DOCKET NUMBER:	BROBA.001C1	
NAME OF SUBMITTER:	RAYMOND D. SMITH (REG. NO 55,634)	
SIGNATURE:	/Raymond D. Smith/	
DATE SIGNED:	05/09/2018	
Total Attachments: 4		
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AGREEMENT

Between

Federico Graf, Swiss citizen, born on the 21st of March 1943 in Sorengo TI and domiciled at Ledergasse 34, CH-6375 Beckenried NW, Switzerland
(subsequently also referred to as "Dr. Graf")

and

probioswiss AG (formerly probioswiss GmbH), with registered office in Ledergasse 34, CH-6375 Beckenried NW, Switzerland, represented by Serenella Graf-Cattaneo, Member of the Board with single signing authority
(subsequently also referred to as "probioswiss" or "Company")

in the following also jointly referred to as "The Parties"

Whereas:

- a. Probioswiss has authorized and entrusted Dr. Graf in his capacity as Managing Director and Employee to select, study and characterize new probiotic bacterial strains with interesting therapeutic properties in Switzerland and abroad in his name and for account of the Company and to subsequently develop and elaborate products containing said bacteria;
this for sake of quickness and operational efficiency, whereby probioswiss would carry all costs related to R&D, it being at the same time understood that all such results and inventions would remain in the sole possession of the Company.
- b. Probioswiss has furthermore entrusted Dr. Graf, in his capacity of Managing Director and Employee, to properly protect the achieved inventions by the deposit of patent applications respectively by the granting of patent certificates (c.f. Annex 1 for a survey of patent applications respectively patent applications);
this for sake of quickness and operational efficiency, whereby probioswiss would carry all costs related to the application and patenting processes as well as to the related fees including translation fees and recurring annuities of the nationalized

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- c. Dr. Graf consequently has, w.r.t. the deposit of the patent applications and the granting of the patent certificates, always acted in his name but for account of the Company. Indeed the Parties acknowledge that probioswiss holds the exclusive rights for all the mentioned patent applications and granted patents as well.
- d. In order now to align the legal with the economic ownership of the intellectual property the Parties notify herewith their intention to register the patents and the applications of Annex 1 in the name of the Company.

Now, therefore, in consideration of the premises the Parties agree as follows:

1. The premises and the Annex 1 form part of this Agreement;
2. Dr. Graf acknowledges that probioswiss AG has the full and exclusive legal ownership of the relevant intellectual property (all the patent applications and all the granted patents);
3. Dr. Graf authorizes with immediate effect probioswiss to (let) transfer/ transcribe all the patent applications effected respectively all the patents granted in his name with the competent Patent Offices in any country and/or in any case to cede the same; in such a way that these in the following are registered in the name of probioswiss AG.
4. Dr. Graf agrees to place at the disposal of the Company the relevant documentation and to sign the incidental applications necessary for the transcriptions in the different countries;
5. All expenses incurred with the transfer formalities are on the account of the Company;
6. This Agreement shall be governed by Swiss Law; exclusive venue is Stans, Canton of Nidwalden, Switzerland.

Beckenried, Sept. 19
2016

Place, date



Graf, Dr. Federico

Beckenried, 19 September
2016

Place, date


probioswiss AG

ANNEX 1 to the AGREEMENT

HE-Ref.	Country	Applicant/Patentee	Official filing number	Filing date	Patent number	Publication of granted patent
141333	EP Europe	Graf, Dr. Federico	05 795 238.4	17/10/2005	1 812 023	01/08/2012
	National Phases					
	AT Austria	Graf, Dr. Federico			E 568280	
	CH Switzerland	Graf, Dr. Federico			EP 1 812 023	
	DE Germany	Graf, Dr. Federico			60 2005 035 433.6	
	ES Spain	Graf, Dr. Federico			E05795238	
	FI Finland	Graf, Dr. Federico			FI/EP1812023 T3	
	FR France	Graf, Dr. Federico			EP 1 812 023	
	GB Great Britain	Graf, Dr. Federico			EP 1 812 023	
	HU Hungary	Graf, Dr. Federico			EP 1 812 023	
	IT Italy	Graf, Dr. Federico	502012902096103		EP 1 812 023	
	LU Luxembourg	Graf, Dr. Federico			EP 1 812 023	
	NL Netherlands	Graf, Dr. Federico			EP 1 812 023	
	PL Poland	Graf, Dr. Federico			EP 1 812 023	
	SE Sweden	Graf, Dr. Federico			EP 05 795 238.4	
	TR Turkey	Graf, Dr. Federico			TR 2012 12348 T4	
153436	EP Europe Divisional	Graf, Dr. Federico	12 178 634.7	17/10/2005	2 561 880	27/08/2014
	National Phases					
	AT Austria	Graf, Dr. Federico			E 684178	
	CH Switzerland	Graf, Dr. Federico			EP 2 561 880	
	DE Germany	Graf, Dr. Federico			60 2005 044 626.5	

	DK Denmark	Graf, Dr. Federico			EP 2 561 880	
	ES Spain	Graf, Dr. Federico			E12178634	
	FI Finland	Graf, Dr. Federico			FI/EP2561880 T3	
	FR France	Graf, Dr. Federico			EP 2 561 880	
	GB Great Britain	Graf, Dr. Federico			EP 2 561 880	
	HU Hungary	Graf, Dr. Federico			EP 2 561 880	
	IT Italy	Graf, Dr. Federico	502014902312333		EP 2 561 880	
	LU Luxembourg	Graf, Dr. Federico			EP 2 561 880	
	NL Netherlands	Graf, Dr. Federico			EP 2 561 880	
	PL Poland	Graf, Dr. Federico			EP 2 561 880	
	TR Turkey	Graf, Dr. Federico			TR 2014 13401 T4	
Knobbe Martens	USPO USA	Graf, Federico	11/577,680	30/11/2007		

Probioswiss/F. Graf

19. September 2016