

## PATENT ASSIGNMENT COVER SHEET

Electronic Version v1.1  
 Stylesheet Version v1.2

EPAS ID: PAT5545139

|                                                                                                                                                                                                 |                                  |
|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------|
| <b>SUBMISSION TYPE:</b>                                                                                                                                                                         | NEW ASSIGNMENT                   |
| <b>NATURE OF CONVEYANCE:</b>                                                                                                                                                                    | ASSIGNMENT                       |
| <b>CONVEYING PARTY DATA</b>                                                                                                                                                                     |                                  |
| <b>Name</b>                                                                                                                                                                                     | <b>Execution Date</b>            |
| CODATHERAPEUTICS (NZ) LTD                                                                                                                                                                       | 04/15/2019                       |
| <b>RECEIVING PARTY DATA</b>                                                                                                                                                                     |                                  |
| <b>Name:</b>                                                                                                                                                                                    | CODA THERAPEUTICS, INC.          |
| <b>Street Address:</b>                                                                                                                                                                          | 101 WEST BROADWAY, SUITE 900     |
| <b>City:</b>                                                                                                                                                                                    | SAN DIEGO                        |
| <b>State/Country:</b>                                                                                                                                                                           | CALIFORNIA                       |
| <b>Postal Code:</b>                                                                                                                                                                             | 92101                            |
| <b>PROPERTY NUMBERS Total: 2</b>                                                                                                                                                                |                                  |
| <b>Property Type</b>                                                                                                                                                                            | <b>Number</b>                    |
| <b>Application Number:</b>                                                                                                                                                                      | 14951424                         |
| <b>Application Number:</b>                                                                                                                                                                      | 13681383                         |
| <b>CORRESPONDENCE DATA</b>                                                                                                                                                                      |                                  |
| <b>Fax Number:</b>                                                                                                                                                                              | (619)744-2201                    |
| <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> |                                  |
| <b>Phone:</b>                                                                                                                                                                                   | 6197442200                       |
| <b>Email:</b>                                                                                                                                                                                   | idocketing@duanemorris.com       |
| <b>Correspondent Name:</b>                                                                                                                                                                      | DUANE MORRIS LLP                 |
| <b>Address Line 1:</b>                                                                                                                                                                          | 750 B STREET, SUITE 2900         |
| <b>Address Line 4:</b>                                                                                                                                                                          | SAN DIEGO, CALIFORNIA 92101-4681 |
| <b>ATTORNEY DOCKET NUMBER:</b>                                                                                                                                                                  | E3697-00450                      |
| <b>NAME OF SUBMITTER:</b>                                                                                                                                                                       | VICKI G. NORTON                  |
| <b>SIGNATURE:</b>                                                                                                                                                                               | /Vicki G. Norton/                |
| <b>DATE SIGNED:</b>                                                                                                                                                                             | 05/29/2019                       |
| <b>Total Attachments: 22</b>                                                                                                                                                                    |                                  |
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| source=Assignment from CodaNZ to CodaUS (Redacted) dated 04-15-2016#page3.tif                                                                                                                   |                                  |
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| source=Assignment from CodaNZ to CodaUS (Redacted) dated 04-15-2016#page5.tif                                                                                                                   |                                  |

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## ASSIGNMENT

This Assignment is entered into as of April 15, 2006 (the "Effective Date"), by and between CoDaTherapeutics (NZ) Limited, a New Zealand corporation having a principal place of business at 3/4 Crescent Road, Epsom, Auckland, New Zealand ("CoDa NZ"), and CoDa Therapeutics, Inc. ("CoDa US"), a Delaware corporation having a principal place of business at 101 West Broadway, Suite 900, San Diego, CA 92101 ("CoDa US"). CoDa NZ and CoDa US may each be referred to herein individually as a "Party" and collectively as the "Parties".

WHEREAS, CoDa NZ

is the sole and exclusive owner of the Nexagon Technology and the Nexagon Intellectual Property (as defined herein);

WHEREAS, CoDa US desires to obtain from CoDa NZ, and CoDa NZ desires to grant to CoDa US, an assignment of all rights to the Nexagon Technology and the Nexagon Intellectual Property;

NOW THEREFORE, in consideration of the mutual promises and covenants set forth below and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Parties hereby agree as follows:

### I. DEFINITIONS

For purposes of this Agreement, the following terms shall have the following respective meanings:

REDACTED

**Nexagon Improvements.** "Nexagon Improvements" shall mean (1) any technical advance relating to the Nexagon Intellectual Property or the Nexagon Technology, whether patentable or not, that is not reflected in the detailed description portion of a patent or patent application within the Nexagon Intellectual Property; (2) any invention the use of which would fall within the scope of one or more claims of a patent or patent application within the Nexagon Intellectual Property; and (3) any change in a product or potential product within the Nexagon Technology, or a method of manufacture or use thereof, which makes the product or potential

product more efficient or adaptable or enables the product or potential product to be manufactured more cheaply or more efficiently.

**Nexagon Intellectual Property.** "Nexagon Intellectual Property" shall mean all Nexagon Patents, Nexagon Improvements,

REDACTED

**Nexagon Patents.** "Nexagon Patents" shall mean all inventions, patent applications and patents relating to the Nexagon Technology that are owned or Controlled by CoDa NZ as of the Closing Date. The Patents as of the Effective Date are listed on Exhibit A. Patents shall include, (a) all patents that issue from the patent applications listed on Exhibit A, (b) all patent applications and patents based on Nexagon Improvements, and (c) any and all continuations, continuations-in-part, divisions, renewals, revivals, revalidations, substitutes, re-issues, extensions and re-examinations, and all U.S. and foreign counterpart applications and patents of any of the foregoing items.

REDACTED

**Nexagon Technology.** "Nexagon Technology" shall mean all wound healing and tissue repair technologies owned or Controlled by CoDa NZ as of the Closing Date, including but not limited to compounds, compositions, doses, formulations and methods relating to the regulation of connexin expression. Compounds, compositions, doses, formulations and methods relating to regulation of connexin expression include, but are not limited to, compounds, compositions, doses, formulations and methods for the regulation of connexin 43 expression, the regulation of connexons (hemichannels) and connexon formation, and the regulation of gap junctions and gap junction formation. Nexagon Technology shall also include CoDa NZ's rights pursuant to any agreements with the University of Auckland and/or University College London relating to future Nexagon Technology.

REDACTED

REDACTED

REDACTED

### III. ASSIGNMENT: ~~RELINQUISH FIRST NEXAGON CLAIMS~~

A. **Assignment to CoDa US.** Subject solely to the satisfaction of the Condition Precedent, CoDa NZ hereby permanently and irrevocably assigns, sells, and transfers to CoDa US, its successors and assigns, all right, title and interest in and to the Nexagon Technology and the Nexagon Intellectual Property, including all rights of action and damages for past infringement. It is understood and agreed that CoDa NZ retains no rights to the Nexagon Technology or the Nexagon Intellectual Property.

REDACTED

#### IV. CONSIDERATION

A. **Nexagon Royalty.** CoDa US shall pay a royalty to CoDa NZ

B. **Cash Payment.**

REDACTED

REDACTED

REDACTED

## VI. NEXAGON INTELLECTUAL PROPERTY

### A. Filing, Prosecution and Maintenance.

**Patent Prosecution and Maintenance.** From and after the Closing Date, the provisions of this Article VI shall control the preparation, filing, prosecution and maintenance of all patent applications and patents included within the Nexagon Intellectual Property. CoDa US shall direct and control (i) the preparation, filing and prosecution of the United States and foreign patent applications within the Nexagon Intellectual Property (including any interferences and foreign oppositions) and (ii) maintain the patents issuing therefrom.

REDACTED

**B. Enforcement of Patents.** From and after the Closing Date, CoDa US shall have sole responsibility with regard to the abatement of any infringement of any patent within the Nexagon Intellectual Property, and to take steps and/or to institute, prosecute and control at its own expense any action or proceeding with respect to any infringement of such patent by a Third Party.

REDACTED

**C. Infringement Defense.** From and after the Closing Date, CoDa US shall have the sole right and obligation to defend and control any suit against any of CoDa US, CoDa US's Affiliates or licensees, alleging infringement of any patent or other intellectual property right of a Third Party and arising out of the manufacture, use, sale, offer to sell or importation of a Product after the Closing Date.

REDACTED

REDACTED

WILLIAM W. ADAMS, JR.

1921

1921

WILLIAM W. ADAMS, JR.

REDACTED

REDACTED

E. Additional Representations, Warranties and Covenants of CoDa NZ. CoDa NZ hereby represents, warrants and covenants to CoDa US as follows:

1. As of the Effective Date, all patents and patent applications within the Nexagon Intellectual Property are listed on Exhibit A attached hereto;

REDACTED

3. CoDa NZ has not entered into any agreement, license, right or privilege, which agreement, license, right or privilege limits or conflicts with in any way the rights assigned hereunder or otherwise with the terms or conditions of this Agreement;
4. CoDa NZ is the sole and exclusive owner of all right, title and interest in and to the Nexagon Intellectual Property, free and clear of any liens or other encumbrances;

REDACTED

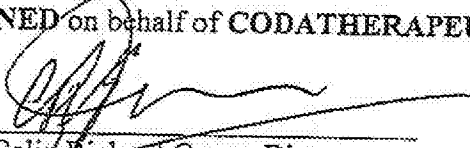
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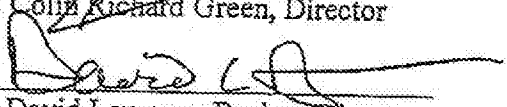
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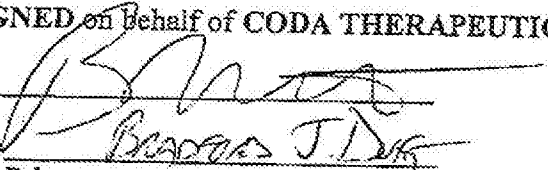
IN WITNESS WHEREOF, duly authorized representatives of the Parties have  
duly executed this Agreement to be effective as of the Effective Date.

SIGNED on behalf of CODATHERAPEUTICS (NZ) LIMITED:

  
By: Colin Richard Green, Director

  
By: David Laurence Becker, Director

SIGNED on behalf of CODA THERAPEUTICS, INC.:

  
By: BRADEN J. DRAKE  
Print name  
Director

## EXHIBIT A

### Nexagon Patents

#### PART I

##### International (PCT)

| Application No.                 | Application Date | Title                                                      |
|---------------------------------|------------------|------------------------------------------------------------|
| PCT/GB00/00238<br>(WO 00/44409) | January 27, 2000 | Formulations comprising antisense nucleotides to connexins |

##### New Zealand

| Application No. | Application Date | Title                                                      |
|-----------------|------------------|------------------------------------------------------------|
| 333928          | January 27, 1999 | Formulations comprising antisense nucleotides to connexins |
| 500190          | October 7, 1999  | Formulations comprising antisense nucleotides to connexins |
| 513154          | January 27, 2000 | Formulations comprising antisense nucleotides to connexins |

##### Australia

| Application No.          | Application Date | Title                                                      |
|--------------------------|------------------|------------------------------------------------------------|
| 21193/00; (AU<br>776512) | January 27, 2000 | Formulations comprising antisense nucleotides to connexins |

##### USA

| Application No. | Application Date | Title                                                      |
|-----------------|------------------|------------------------------------------------------------|
| 09/890,363      | January 27, 2001 | Formulations comprising antisense nucleotides to connexins |

**Canada**

| Application No. | Application Date | Title                                                      |
|-----------------|------------------|------------------------------------------------------------|
| 2361251         | January 27, 2000 | Formulations comprising antisense nucleotides to connexins |

**Europe**

| Application No.            | Application Date                 | Title                                                      |
|----------------------------|----------------------------------|------------------------------------------------------------|
| 00901236;<br>(EPI146908)   | January 27, 2000                 | Formulations comprising antisense nucleotides to connexins |
| 05016736.0;<br>(EPI621212) | January 27, 2000<br>(Divisional) | Formulations comprising antisense nucleotides to connexins |

**Japan**

| Application No. | Application Date | Title                                                      |
|-----------------|------------------|------------------------------------------------------------|
| 00/595,711      | January 27, 2000 | Formulations comprising antisense nucleotides to connexins |

**Switzerland**

| Application No. | Application Date | Title                                                      |
|-----------------|------------------|------------------------------------------------------------|
| 00901236        | January 27, 2000 | Formulations comprising antisense nucleotides to connexins |

**Belgium**

| Application No. | Application Date | Title                                                      |
|-----------------|------------------|------------------------------------------------------------|
| 00901236        | January 27, 2000 | Formulations comprising antisense nucleotides to connexins |

**Austria**

| Application No.           | Application Date | Title                                                      |
|---------------------------|------------------|------------------------------------------------------------|
| (AT00901236);<br>AT300959 | January 27, 2000 | Formulations comprising antisense nucleotides to connexins |

**Cyprus**

| Application No. | Application Date | Title                                                      |
|-----------------|------------------|------------------------------------------------------------|
| 00901236        | January 27, 2000 | Formulations comprising antisense nucleotides to connexins |

**Denmark**

| Application No.            | Application Date | Title                                                      |
|----------------------------|------------------|------------------------------------------------------------|
| DK00901236;<br>(DK1146908) | January 27, 2000 | Formulations comprising antisense nucleotides to connexins |

**Finland**

| Application No. | Application Date | Title                                                      |
|-----------------|------------------|------------------------------------------------------------|
| 00901236        | January 27, 2000 | Formulations comprising antisense nucleotides to connexins |

**Great Britain**

| Application No. | Application Date | Title                                                      |
|-----------------|------------------|------------------------------------------------------------|
| 00901236        | January 27, 2000 | Formulations comprising antisense nucleotides to connexins |

**France**

| Application No. | Application Date | Title                                                      |
|-----------------|------------------|------------------------------------------------------------|
| 00901236        | January 27, 2000 | Formulations comprising antisense nucleotides to connexins |

#### Portugal

| Application No. | Application Date | Title                                                      |
|-----------------|------------------|------------------------------------------------------------|
| PT1146908       | January 27, 2000 | Formulations comprising antisense nucleotides to connexins |

#### Netherlands

| Application No. | Application Date | Title                                                      |
|-----------------|------------------|------------------------------------------------------------|
| 00901236        | January 27, 2000 | Formulations comprising antisense nucleotides to connexins |

#### Monaco

| Application No. | Application Date | Title                                                      |
|-----------------|------------------|------------------------------------------------------------|
| 00901236        | January 27, 2000 | Formulations comprising antisense nucleotides to connexins |

#### Luxemburg

| Application No. | Application Date | Title                                                      |
|-----------------|------------------|------------------------------------------------------------|
| 00901236        | January 27, 2000 | Formulations comprising antisense nucleotides to connexins |

#### Italy

| Application No. | Application Date | Title                                                      |
|-----------------|------------------|------------------------------------------------------------|
| 00901236        | January 27, 2000 | Formulations comprising antisense nucleotides to connexins |

#### Ireland

| Application No. | Application Date | Title                                                      |
|-----------------|------------------|------------------------------------------------------------|
| 00901236        | January 27, 2000 | Formulations comprising antisense nucleotides to connexins |

#### Sweden

| Application No. | Application Date | Title                                                      |
|-----------------|------------------|------------------------------------------------------------|
| 00901236        | January 27, 2000 | Formulations comprising antisense nucleotides to connexins |

#### Spain

| Application No.            | Application Date | Title                                                      |
|----------------------------|------------------|------------------------------------------------------------|
| ES00901236;<br>(ES2245638) | January 27, 2000 | Formulations comprising antisense nucleotides to connexins |

#### Greece

| Application No. | Application Date | Title                                                      |
|-----------------|------------------|------------------------------------------------------------|
| 00901236        | January 27, 2000 | Formulations comprising antisense nucleotides to connexins |

#### Germany

| Application No.              | Application Date | Title                                                      |
|------------------------------|------------------|------------------------------------------------------------|
| DE600021700;<br>(DE60021700) | January 27, 2000 | Formulations comprising antisense nucleotides to connexins |

## PART II

### International (PCT)

| Application No.                   | Application Date | Title                                                             |
|-----------------------------------|------------------|-------------------------------------------------------------------|
| PCT/IB04/40683;<br>(WO2005053600) | December 3, 2004 | Antisense compounds targeted connexins and methods of use thereof |

### New Zealand

| Application No. | Application Date | Title                            |
|-----------------|------------------|----------------------------------|
| 529936          | December 3, 2003 | Tissue engineering or remodeling |

**EXHIBIT B**

**REDACTED**

**EXHIBIT C**

**REDACTED**