

## PATENT ASSIGNMENT COVER SHEET

Electronic Version v1.1  
 Stylesheet Version v1.2

EPAS ID: PAT6138223

<b>SUBMISSION TYPE:</b>	NEW ASSIGNMENT
<b>NATURE OF CONVEYANCE:</b>	MERGER AND CHANGE OF NAME
<b>EFFECTIVE DATE:</b>	05/06/2020

**CONVEYING PARTY DATA**

Name	Execution Date
NEON THERAPEUTICS, INC.	05/06/2020

**NEWLY MERGED ENTITY DATA**

Name	Execution Date
BIONTECH US INC.	05/06/2020

**MERGED ENTITY'S NEW NAME (RECEIVING PARTY)**

<b>Name:</b>	BIONTECH US INC.
<b>Street Address:</b>	40 ERIE STREET, SUITE 110
<b>City:</b>	CAMBRIDGE
<b>State/Country:</b>	MASSACHUSETTS
<b>Postal Code:</b>	02139

**PROPERTY NUMBERS Total: 19**

Property Type	Number
Application Number:	62583229
Application Number:	62588590
Application Number:	62618445
Application Number:	62737625
Application Number:	16735555
PCT Number:	US1859896
Application Number:	62607148
PCT Number:	US1866255
Application Number:	62912903
Application Number:	62660027
PCT Number:	US1928204
Application Number:	62764817
Application Number:	62810112
PCT Number:	US1946876
Application Number:	62778405

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Property Type	Number
Application Number:	62949137
Application Number:	62687188
Application Number:	62800735
PCT Number:	US1938019

#### CORRESPONDENCE DATA

**Fax Number:** (650)493-6811

*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.*

**Phone:** 650.493.9300

**Email:** pderby@wsgr.com, patentdocket@wsgr.com

**Correspondent Name:** WILSON SONSINI GOODRICH & ROSATI

**Address Line 1:** 650 PAGE MILL ROAD

**Address Line 4:** PALO ALTO, CALIFORNIA 94304-1050

<b>ATTORNEY DOCKET NUMBER:</b>	50401-720.101 - 730.601
<b>NAME OF SUBMITTER:</b>	PAULA DERBY
<b>SIGNATURE:</b>	/Paula Derby/
<b>DATE SIGNED:</b>	06/04/2020

#### Total Attachments: 6

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# Delaware

The First State

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*I, JEFFREY W. BULLOCK, SECRETARY OF STATE OF THE STATE OF  
DELAWARE, DO HEREBY CERTIFY THE ATTACHED IS A TRUE AND CORRECT  
COPY OF THE CERTIFICATE OF MERGER, WHICH MERGES:*

*"ENDOR LIGHTS, INC.", A DELAWARE CORPORATION,  
WITH AND INTO "NEON THERAPEUTICS, INC." UNDER THE NAME OF  
"BIONTECH US INC.", A CORPORATION ORGANIZED AND EXISTING UNDER  
THE LAWS OF THE STATE OF DELAWARE, AS RECEIVED AND FILED IN THIS  
OFFICE ON THE SIXTH DAY OF MAY, A.D. 2020, AT 9:53 O`CLOCK A.M.*



  
Jeffrey W. Bullock, Secretary of State

5418400 8100M  
SR# 20203499560

You may verify this certificate online at [corp.delaware.gov/authver.shtml](http://corp.delaware.gov/authver.shtml)

Authentication: 202885093  
Date: 05-06-20

**PATENT**  
**REEL: 052841 FRAME: 0912**

**CERTIFICATE OF MERGER**

**of**

**ENDOR LIGHTS, INC.**

**(a Delaware corporation)**

**with and into**

**NEON THERAPEUTICS, INC.**

**(a Delaware corporation)**

Pursuant to Title 8, Section 251(c) of the Delaware General Corporation Law (the "DGCL"), Neon Therapeutics, Inc., a Delaware corporation (the "Corporation"), organized and existing under and by virtue of the DGCL, does hereby execute this Certificate of Merger and certify the following information relating to the merger (the "Merger") of Endor Lights, Inc., a Delaware corporation ("Merger Sub"), with and into the Corporation:

**FIRST:** The name and state of incorporation of each of the constituent corporations to the Merger (the "Constituent Corporations") are as follows:

<u>Name</u>	<u>State of Incorporation</u>
Neon Therapeutics, Inc.	Delaware
Endor Lights, Inc.	Delaware

**SECOND:** An Agreement and Plan of Merger, dated as of January 15, 2020 (the "Agreement"), by and among BioNTech SE, a *Societas Europaea* existing under the laws of Germany ("Parent"), Merger Sub, a direct, wholly-owned subsidiary of Parent, and the Corporation, has been approved, adopted, certified, executed and acknowledged by each of the Constituent Corporations in accordance with the provisions of Section 251 of the DGCL.

**THIRD:** The Corporation shall be the surviving corporation (the "Surviving Corporation") after the Merger and the name of the Surviving Corporation shall be changed to, and its new name shall be, "BioNTech US Inc."

**FOURTH:** The Merger shall be effective immediately upon the filing of this Certificate of Merger with the Secretary of State of the State of Delaware (the "Effective Time").

**FIFTH:** Upon the Effective Time, the certificate of incorporation of the Corporation, as in effect immediately prior to the Effective Time, shall be amended and restated upon the Effective Time, to read in its entirety as set forth on Exhibit A attached hereto and, as so amended and restated, shall constitute the certificate of incorporation of the Surviving Corporation until thereafter amended as provided therein or in accordance with applicable law.

**SIXTH:** An executed copy of the Agreement is on file at 40 Erie Street, Suite 110, Cambridge, MA 02139, the principal place of business of the Surviving Corporation.

**SEVENTH:** A copy of the Agreement will be furnished by the Surviving Corporation on request, without cost, to any stockholder of either Constituent Corporation.

IN WITNESS WHEREOF, the Corporation has caused this Certificate of Merger to be executed by a duly authorized officer, this 6th day of May, 2020.

NEON THERAPEUTICS, INC.

By: 

Name: Hugh Q'Dowd

Title: President and Chief Executive Officer

[Signature Page to Certificate of Merger]

PATENT  
REEL: 052841 FRAME: 0915

**AMENDED AND RESTATED CERTIFICATE OF INCORPORATION  
OF  
BIONTECH US INC.**

**ARTICLE I  
NAME**

The name of the business corporation is BioNTech US Inc. (the "Corporation").

**ARTICLE II  
REGISTERED OFFICE AND REGISTERED AGENT**

The address of the Corporation's registered office in the State of Delaware is 8 The Green Suite B Dover, Delaware 19901, Kent County. The name of the Corporation's registered agent at such address is Northwest Registered Agent Service, Inc.

**ARTICLE III  
CORPORATE PURPOSE**

The purpose of the Corporation is to engage in any lawful act or activity for which corporations may be organized under the General Corporation Law of the State of Delaware (the "DGCL").

**ARTICLE IV  
CAPITAL STOCK**

The number of shares of capital stock that the Corporation shall have authority to issue is 5000 shares, which shall be shares of common stock with a par value \$0.01 per share.

**ARTICLE V  
RESERVATION OF RIGHT TO AMEND BYLAWS**

In furtherance and not in limitation of the powers conferred by statute, the board of directors of the Corporation is expressly authorized to adopt, amend or repeal the Bylaws of the Corporation to the fullest extent permitted by the provisions of the DGCL.

**ARTICLE VI  
ELECTION OF DIRECTORS**

The election of directors need not be conducted by written ballot except and to the extent provided in the Bylaws of the Corporation.

**ARTICLE VII  
LIMITATION OF LIABILITY AND INDEMNIFICATION**

To the fullest extent permitted by law, no director of the Corporation shall be personally liable for monetary damages for breach of fiduciary duty as a director. Without limiting the effect of the preceding sentence, if the DGCL is hereby amended to authorize the further elimination or

limitation of the liability of a director, then the liability of a director of the Corporation shall be eliminated or limited to the fullest extent permitted by the DGCL, as so amended.

The Corporation may indemnify to the fullest extent permitted by law any person made or threatened to be made a party to an action or proceeding, whether criminal, civil, administrative or investigative, by reason of the fact that he or she, his or her testator or intestate is or was a director, officer, employee or agent of the Corporation or any predecessor of the Corporation, or serves or served at any other enterprise as a director, officer, employee or agent at the request of the Corporation or any predecessor to the Corporation.

Neither any amendment nor repeal of this Article VII, nor the adoption of any provision of the Corporation's Certificate of Incorporation inconsistent with this Article VII, shall eliminate, reduce, or otherwise adversely affect any limitation on the personal liability of a director of the Corporation existing at the time of such amendment, repeal or adoption of such an inconsistent provision.

**ARTICLE VIII  
RESERVATION OF RIGHT TO AMEND  
CERTIFICATE OF INCORPORATION**

The Corporation reserves the right to amend, alter, restate, change or repeal any provisions contained in this Certificate of Incorporation, and other provisions authorized by the laws of the State of Delaware at the time in force may be added or inserted, in the manner now or hereafter prescribed by law and all the provisions of this Certificate of Incorporation and all rights, preferences, privileges and powers conferred in this Certificate of Incorporation on stockholders, directors, officers or any other persons are subject to the rights reserved in this ARTICLE VIII.