

G. HOLLMANN RESTREPO
ABOGADOS LTDA.

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SUPERINTENDENCIA DE INDUSTRIA Y COMERCIO

DIVISION DE NUEVAS CREACIONES

E. S. D.

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Trámite : 011 PCT-PATENT 379 FASE NACI 329 COMPLETOS
Dependencia: 2020 DIVISION DE NUEVAS CREACIONES

Re: Expediente No. 04 042477

Solicitud de patente PCT fase nacional

Solicitud internacional No. PCT/FR02/03810

Solicitante: AVENTIS PHARMA S.A..

Yo, GUSTAVO HOLLMANN RESTREPO, vecino de Bogotá D.C., portador de la tarjeta profesional No. 5903, obrando como apoderado en este negocio, manifiesto a usted que acompaño al presente memorial, para que sean agregados al expediente de la referencia los siguientes documentos:

El documento en el cual consta la cesión del derecho a la patente de los inventores al solicitante, debidamente legalizado.

La Forma PCT/IPEA/409 correspondiente al Reporte del Examen Preliminar Internacional de la solicitud internacional No. PCT/FR02/03810, con la traducción al español.

Señor Superintendente,


GUSTAVO HOLLMANN RESTREPO

C.C. No. 2.878.023 de Bogotá

T.P. No. 5903

mm.

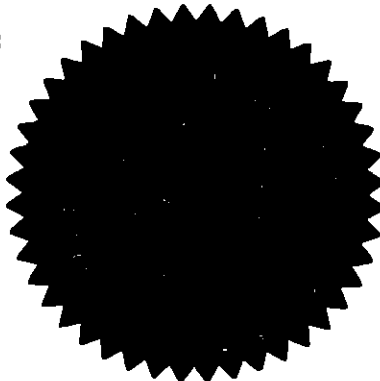
APOSTILLE

(CONVENTION DE LA HAYE DU 5 OCTOBRE 1961)

1. COUNTRY: UNITED STATES OF AMERICA
2. THIS PUBLIC DOCUMENT HAS BEEN SIGNED BY:
NANCY J INGRAM
3. ACTING IN THE CAPACITY OF:
NOTARY PUBLIC OF NEW JERSEY
4. BEARS THE SEAL/STAMP OF:
NANCY J INGRAM, NOTARY

CERTIFIED

5. AT TRENTON, NEW JERSEY
6. THE 6TH DAY OF JULY 2004
7. BY: John E McCormac, CPA, NEW JERSEY TREASURER
8. NO. A201997
9. SEAL/STAMP:
10. SIGNATURE



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NOTARIAL TRUE COPY

UNITED STATES OF AMERICA)
STATE OF NEW JERSEY) ss.
COUNTY OF SOMERSET)

TO ALL TO WHOM THESE PRESENTS SHALL COME,

I Do Hereby Certify under the Oath of my Office and Seal that the annexed document(s) are TRUE COPIES of the original document(s) which I have compared.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the Seal under the Oath of my Office

At Bridgewater, New Jersey, United States of America

this 24th day of June, 2004.

SEAL

Nancy J. Ingram
Notary Public

Nancy J. Ingram
Notary Public of New Jersey
My Commission Expires August 2, 2004

Notary Signature

Print or Type Name
of Notary, Expiration
Date, if any, Title or
Jurisdiction Area

Docket No. ST01033

ASSIGNMENT AND AGREEMENT

For value received and intending to be legally bound, I/we, the undersigned joint inventor(s) (Assignor(s)), sell, assign and transfer to Aventis Pharma S.A. (Assignee), 20, Avenue Raymond Aron, Antony, 92165 Cedex, France, and its successors, assigns and legal representatives, the entire right, title and interest in and to my/our invention and any improvements thereon for all countries of the world, relating in and to the application for United States Letters Patent as identified below and for all patent applications which claim priority to or are derived from said priority applications

FR Priority Application No. 01/14510
FR Filing Date: November 9, 2001

US Provisional Application No. 60/352,797
US Filing Date: January 30, 2002

therefor, assigned Attorney Docket No. ST01033 US PSP, and entitled

2-AMINO-THIAZOLINE DERIVATIVES AND THEIR USE AS INHIBITORS OF INDUCIBLE NO-SYNTASE

and all the rights and privileges, including any and all benefits under the International Convention for the Protection of Industrial Property, including the right to claim priority based on said United States application, and under any and all Letters Patent which may be granted therefor, and all right, title and interest in and to every patent application filed or to be filed on said invention in any other country or patent organization, including continuations, divisions, renewals, revivals, and any substitute applications of said United States application, and any and all patents which may issue thereon, and any reissues, pipelines and extensions, and governmental exclusivity rights of the same.

I/we authorize and request competent authorities to grant and issue any and all patents on said invention to said assignee or its successor, assigns and legal representatives, or to such nominees as said assignee may designate.

I/we agree that, when requested, I/we will, without charge to said assignee but at its expense, sign all papers, take all rightful oaths, and do all acts which may be necessary, desirable or convenient for securing and maintaining patents for said invention in any and all countries and for vesting title thereto in said assignee, its successors, assigns, legal representatives or nominees.

I/we covenant with said assignee, its successors, assigns and legal representatives, that the rights and property herein conveyed are free and clear of any encumbrance, and that I/we have full right to convey the same as herein expressed.

Signed at Vitry Sur Seine, France on this 26th day of May, 2004.
(City, State and Nation)

Signature: Antony Bigot
Inventor's Name: Antony Bigot
Residential Address: 8 rue Jean Rostand
F-91300 Massy
France

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ST01033 US PSP

Signed at Vitry sur Seine, France on this 26th day of May, 2004.
(City, State and Nation)

Signature: Jean-Christophe Carry
Inventor's Name: Jean-Christophe Carry
Residential Address: 41, rue du Dauphine
F-94100 Saint Maur des fosses
France

Signed at Vitry sur Seine, France on this 2 day of June, 2004.
(City, State and Nation)

Signature: Serge Mignani
Inventor's Name: Serge Mignani
Residential Address: 14, Avenue de Robinson
F-92290 Chateauf-Malabry
France

Applicant's or agent's file reference ST01033	FOR FURTHER ACTION	See Notification of Transmittal of International Preliminary Examination Report (Form PCT/IPEA/416)
International application No. PCT/FR2002/003810	International filing date (day/month/year) 07 novembre 2002 (07.11.2002)	Priority date (day/month/year) 09 novembre 2001 (09.11.2001)
International Patent Classification (IPC) or national classification and IPC C07D 277/18		
Applicant AVENTIS PHARMA S.A.		

1.	This international preliminary examination report has been prepared by this International Preliminary Examining Authority and is transmitted to the applicant according to Article 36.
2.	This REPORT consists of a total of <u>2</u> sheets, including this cover sheet. ☐ This report is also accompanied by ANNEXES, i.e., sheets of the description, claims and/or drawings which have been amended and are the basis for this report and/or sheets containing rectifications made before this Authority (see Rule 70.16 and Section 607 of the Administrative Instructions under the PCT). These annexes consist of a total of _____ sheets.
3.	This report contains indications relating to the following items: I ☒ Basis of the report II ☐ Priority III ☐ Non-establishment of opinion with regard to novelty, inventive step and industrial applicability IV ☐ Lack of unity of invention V ☒ Reasoned statement under Article 35(2) with regard to novelty, inventive step or industrial applicability; citations and explanations supporting such statement VI ☐ Certain documents cited VII ☐ Certain defects in the international application VIII ☐ Certain observations on the international application

Date of submission of the demand 26 juin 2003 (26.06.2003)	Date of completion of this report 10 November 2003 (10.11.2003)
Name and mailing address of the IPEA/EP Facsimile No.	Authorized officer Telephone No.

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I. Basis of the report

The basis of international preliminary examination report is the application as originally filed.

V. Reasoned statement under Rule 66.2(a)(ii) with regard to novelty, inventive step or industrial applicability

In light of the documents cited in the international search report, it is considered that the invention as defined in at least some of the claims does not appear to meet the criteria mentioned in Article 33(1) PCT, i.e. does not appear to be novel and/or to involve an inventive step (see international search report, in particular the documents cited X and/or Y and corresponding claim references).

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TRATADO DE COOPERACIÓN DE PATENTES
PCT
REPORTE DE EXAMEN PRELIMINAR INTERNACIONAL
(PCT Artículo 36 y Regla 70)

Referencia de archivo del solicitante o agente

ST01033

PARA ACCIÓN ADICIONAL Ver Notificación de Transmisión del Reporte de Examen Preliminar Internacional (Forma PCT/IPEA/416)

Solicitud internacional No. PCT/FR2002/003810

Fecha de presentación internacional (día/mes/año) 07 noviembre 2002 (07.11.2002)

Fecha de prioridad /día/mes/año) 09 noviembre 2001 (07.11.2001)

Clasificación Internacional de Patentes (IPC) o tanto clasificación nacional como IPC
C07D 277/18

Solicitante

AVENTIS PHARMA S.A.

1. Este reporte de examen preliminar internacional ha sido preparado por esta Autoridad Internacional de Examen Preliminar y es transmitida al solicitante de acuerdo con el Artículo 36.

2. Este REPORTE consiste de un total de 2 hojas, incluyendo esta hoja de cubierta

Este reporte también está acompañado por ANEXOS, es decir, hojas de la descripción, reivindicaciones y/o dibujos que ha sido corregidos y son la base para este reporte y/o hojas que contienen rectificaciones hechas ante esta Autoridad (ver Regla 70.16 y Sección 607 de las Instrucciones Administrativas bajo el PCT).

Estos anexos consisten de un total de hojas.

3. Este reporte contiene indicaciones relacionadas con los siguientes ítems:

- | | | |
|------|---|--|
| I | X | Base de la opinión |
| II | | Prioridad |
| III | | No establecimiento de opinión con respecto a novedad, paso inventivo y aplicabilidad industrial |
| IV | | Falta de unidad de invención |
| V | X | Declaración con razones bajo la Regla 66.2(a)(ii) con respecto a novedad, paso inventivo o aplicabilidad industrial: citas y explicaciones que soportan cada declaración |
| VI | | Algunos documentos citados |
| VII | | Algunos defectos en la solicitud internacional |
| VIII | | Algunas observaciones sobre la solicitud internacional |
-

Fecha de presentación de la solicitud 26 junio 2003 (26.06.2003)

Fecha de completado este reporte 10 Noviembre 2003 (10.11.2003)

Nombre y dirección de envío del IPEA/EP

Facsímil No.

Funcionario autorizado

Teléfono No.

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Forma PCT/IPEA/409 (Hoja de cubierta) (Julio 1998)

REPORTE DE EXAMEN PRELIMINAR INTERNACIONAL

Solicitud Internacional No. PCT/FR2002/003810

I. Base del reporte

La base del reporte de examen preliminar internacional es la solicitud tal como se presentó originalmente.

V. Declaración con razones bajo el Artículo 66.2(a)(ii) con respecto a la novedad, el paso inventivo o la aplicabilidad industrial.

A la luz de los documentos citados en el reporte de búsqueda internacional, se considera que la invención como se define en por lo menos algunas de las reivindicaciones no parece cumplir con los criterios mencionados en el Artículo 33(1) PCT es decir, no parece ser novedosa y/o involucrar un paso inventivo (ver el reporte de búsqueda internacional, en particular los documentos citados X y/o Y y las referencias reivindicadas correspondientes).

Forma PCT/409NE1 (EPO-Marzo 2002) P20752