

SUPERINTENDENCIA DE INDUSTRIA Y COMERCIO



No. 13-300927- -00004-0000

Fecha: 2014-04-10 09:42:56 Dep. 2020 DIR.NUEVASCR
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Act. 444 RESPUESTAREQUE Folios: 13

Señores

**DIRECCIÓN DE NUEVAS CREACIONES
SUPERINTENDENCIA DE INDUSTRIA Y COMERCIO
Bogotá, D.C.**

**Re.: Expediente No. 13 300.927
Fase nacional de Solicitud
de Patente PCT a nombre de
NGM BIOPHARMACEUTICALS, INC.
Código 011 – 378 - 444**

En relación con la solicitud contenida en el expediente de la referencia y, en particular, para dar respuesta a su requerimiento contenido en el Oficio No. 1597, expedido dentro del mismo, dentro de término conferido, por medio del presente escrito me permito manifestarle:

1. Acompaño copia auténtica del poder conferido por mi representada, la sociedad NGM BIOPHARMACEUTICALS, INC., debidamente firmado.
2. Acompaño los documentos (2) en que consta la cesión del derecho a las patentes de los Inventores
 - Lei Ling
 - Darrin Anthony Lindhout

a favor de la sociedad solicitante NGM BIOPHARMACEUTICALS, INC., debidamente firmados y certificados.

Les solicito se sirvan agregar este escrito y sus anexos al expediente y continuar con el trámite de la solicitud.

De ustedes Atentamente,

GERMAN CASTILLO GRAU

T.P. No. 2.978 del C.S.J.

Castillo Grau & Associates
Law Offices
P.O. Box 251473
Bogotá, Colombia

FOR PATENTS AND TRADEMARKS IN
COLOMBIA

PODER GENERAL

(1)

domiciliado en (2)

nombra al Dr. Germán Castillo Grau y/o Adriana Castillo Gibsone y/o Luis Felipe Castillo Gibsone

con oficinas en la Carrera 13 No. 37-43, Piso 12 en Santafé de Bogotá, D.C., Colombia como sus representantes con poder especial amplio y suficiente, para recabar de las oficinas y autoridades Colombianas, administrativas, judiciales o de policía, en primera o segunda instancia, la Obtención de Patentes de Invención, Registro de Marcas, de Diseños Industriales, de Nombres y Enseñas Comerciales, lo mismo que trasposos, extensiones, renovaciones, cambios de nombre y domicilio, registro de licencias de explotación y registro de licencias de uso referentes a tales actuaciones, a cuyo efecto les faculta para dar ante dichas autoridades todos los pasos necesarios al objeto indicado, elevar solicitudes, formular descripciones, enmiendas, protestas, declaraciones, apelaciones y reclamos, solicitar la aplicación de medidas cautelares, aceptar en nuestro nombre y representación la Cesión de derechos de invención y de patente de invención que se nos haga por cualquier persona, abonar todos los impuestos cuotas y pagos determinados por la ley, recibir todos los documentos y valores dando el descargo respectivo, llenar cualesquiera otros requisitos, desistir, y tomar en fin todas las medidas que creyeran conducentes al resguardo de nuestros intereses y en caso de presentarse oposiciones para que intervengan como demandantes o como demandados, con todas las demás facultades legales necesarias. Este poder comprende además las facultades de recibir, desistir, transigir, comprometer, sustituir, revocar sustituciones, recibir notificaciones y nombrar apoderados judiciales o extra-judiciales

Dado y firmado en (4)

GENERAL POWER OF ATTORNEY

(1) NGM BIOPHARMACEUTICALS, INC.

domiciled in (2)

630 Gateway Boulevard,
South San Francisco, CA 94080, USA

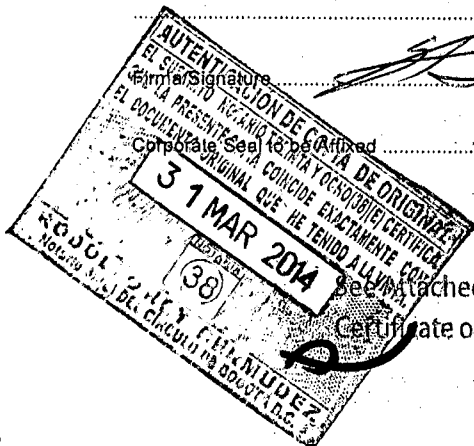
hereby appoint Dr. Germán Castillo Grau and/or Adriana Castillo-Gibsone and/or Luis Felipe Castillo-Gibsone

with offices at Carrera 13 No. 37-43, 12th Floor in Bogotá, Colombia as our representatives with special ample and sufficient power to obtain from the offices and Colombian authorities, administrative, judicial and police, in first or in second instance, Patents of Invention, registration of Trade or Service Marks, Industrial Designs, of Commercial Names and Ensigns, as well as assignments, extensions, renewals, changes of names and addresses, registration of licences of exploitation and licences of use referring to said actions who are empowered to take before said authorities all of the necessary steps for the purposes indicated, to file applications, to formulate descriptions, corrections, protests, declarations, appeals and claims, apply for precautionary measures, to accept on our behalf and representation the assignment of rights on invention and titles of invention that may be done to us by any person, to pay all taxes, quotas and payments prescribed by law, to receive all the documents and proceeds giving the respective acquittance or receipt, to fulfill any other requisites to desist and take in fact any other measures that may be deemed conducive to the safeguard of our interests, and in case oppositions are presented to intervene as plaintiff or defendat, with all necessary legal faculties. This power includes the faculties to receive, desist, compromise, transact, substitute it in all or in part, to revoke substitutions, to receive notifications and to appoint judicial or extra-judicial attorneys.

Given and signed in (4)

SOUTH SAN FRANCISCO,

CA, USA. 12/4/2013



Attached California All Purpose
Certificate of Acknowledgment / Jurat

DECLARACION NOTARIAL
(Individual)

A los días del mes de de
compareci... personalmente ante mí, Notario
Público.....

A quien(es) doy fe de conocer y me consta que
es(son) la(s) persona(s) descrita(s) y firmante(s)
del documento que precede, declarando ante mí
que otorga(n) el mismo para los fines y
propósitos que en él se expresan.

El Notario Público

(Sociedades)

El infrascrito Notario certifica: que la firma que

antecede y dice
.....

es auténtica; que el signatario desempeña el

cargo de

de

que tiene facultad para otorgar este poder; y que

dicha compañía está domiciliada
en.....

y actualmente existe y está organizada de

acuerdo a las leyes de

Todos los hechos anteriores le constan por

haber examinado los documentos respectivos y

de todo ello da fe..

Dado y firmado en.....
.....

El Notario Público

(Con Legalización Consular)

NOTARIAL CERTIFICATE
(Individuals)

On this 4th day of December of 2013
personally appeared before me, a Notary Public,
Hui Tian

to me known, and known to me be the person(s)
described in and who executed the foregoing
document, and he(~~they~~) duly acknowledged to
me that he(~~they~~) executed same for the uses
and purposes therein expressed.

Notary Public

[Signature]
(Corporations)

The undersigned Notary Public certifies: that

The preceeding signature reading

Hui Tian
is authentic; that the signor at present fills the

post of

VP of Research

of NGM Biopharmaceuticals, Inc.
and that he is empowered to grant this power;

and that said company is domiciled in.....

South San Francisco, CA, USA

and actually exists and is organized in

accordance with the laws of

Delaware, USA
all the foregoing facts are known to the Notary

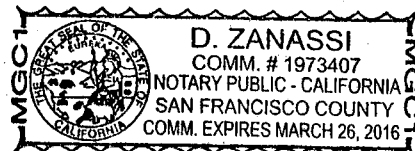
due to his having examined the respective

documents to which he, the Notary, attests.

Ganted and signed
in South San Francisco,
California

Notary Public

(With Consular Legalization)



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The image shows two overlapping official documents from the Government of Bermuda. The top document is a 'DECLARATION OF ORIGINALITY' dated 1 MAR 2014, signed by the Registrar General. The bottom document is a 'DECLARATION OF ORIGINALITY' dated 1 MAR 2014, signed by the Registrar General. Both documents are stamped with 'GOVERNMENT OF BERMUDA' and 'DECLARATION OF ORIGINALITY'.

VERIFICATION

STATE OF NEW YORK)
) ss:
COUNTY OF NEW YORK)

I verify that the attached document identified as:

Assignment

is a copy of the document as executed on August 5, 2011 by Lei Ling and Darrin Anthony Lindhout, to **NGM BIOPHARMACEUTICALS, INC.** of United States and corresponding foreign rights in connection with U.S. Serial No. 61/515,126 filed August 4, 2011.


John Wolfe

Subscribed and sworn to before me this 17th day of
December, 2013.

Amy Lewis
Notary Public

AMY LEWIS
Notary Public, State of New York
No. 01LE6180070
Qualified in Kings County
Certificate Filed in New York County
Commission Expires Jan. 7, 2016

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ASSIGNMENT

WHEREAS, we, LEI LING, a citizen of the United States, residing at 411 Nantucket Street, Foster City, CA 94404 and DARRIN ANTHONY LINDHOUT, a citizen of Canada, residing at 1533 Miramonte Avenue, Mountain View, CA 94040, made certain new and useful inventions and improvements for which was filed an application for Letters Patent of the United States on August 4, 2011, which application was assigned U.S. patent application serial number 61/515,126, and is entitled COMPOSITIONS, USES AND METHODS FOR TREATMENT OF METABOLIC DISORDERS AND DISEASES;

AND WHEREAS, NGM BIOPHARMACEUTICALS, INC., existing under and by virtue of the laws of the State of Delaware, and having an office and place of business at 630 Gateway Boulevard, South San Francisco, CA 94080-7014 (hereinafter "Assignee"), is desirous of acquiring the entire right, priority right, title and interest in and to said inventions, improvements and application and in and to the Letters Patent to be obtained therefore;

NOW, THEREFORE, to all whom it may concern, be it known that for good and valuable consideration, the receipt and sufficiency whereof is hereby acknowledged, we have sold, assigned, and transferred, and by these presents do sell, assign and transfer unto said Assignee, its successors or assigns, the entire right, title and interest for all countries in and to all inventions and improvements disclosed in the aforesaid application including the right to claim priority, and in and to the said application, all divisions, continuations, continuations-in-part, renewals or substitutes thereof, all Letters Patent which may be granted therefrom, and all reissues, re-examinations or extensions of such patents, and in and to any and all applications which have been or shall be filed in any foreign countries for Letters Patent on the said inventions and improvements, including an assignment of all rights under the provisions of the International Convention, and all Letters Patent of foreign countries which may be granted therefrom; and we do hereby authorize and request the Commissioner of Patents and Trademarks to issue any and all United States Letters Patent for the aforesaid inventions and improvements to the said Assignee as the assignee of the entire right, title and interest in and to the same, for the use of the said Assignee, its successors and assigns.

AND, for the consideration aforesaid, we do hereby agree that we and our executors and legal representatives will make, execute and deliver any and all other instruments in writing including any and all further application papers, affidavits, assignments and other documents,

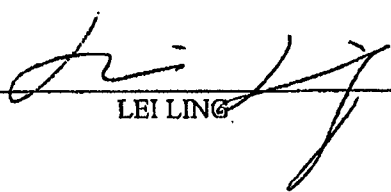
Docket No: 094325-0397233
Serial Number : 61/515,126
Filing Date : August 4, 2011
Page 2 of 3

and will communicate to said Assignee, its successors and representatives all facts known to us relating to said improvements and the history thereof and will testify in all legal proceedings and generally do all things which may be necessary or desirable more effectually to secure to and vest in said Assignee, its successors or assigns the entire right, title and interest in and to the said improvements, inventions, applications, Letters Patent, rights, titles, benefits, privileges and advantages hereby sold, assigned and conveyed, or intended so to be.

AND, furthermore, we covenant and agree with said Assignee, its successors and assigns, that no assignment, grant, mortgage, license or other agreement or encumbrance affecting the rights and property herein conveyed has been or will be made to others by us that would conflict with this assignment, and that full right to convey the same as herein expressed is possessed by us.

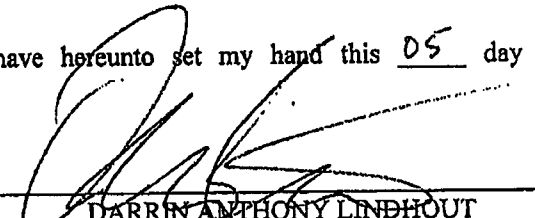
IN TESTIMONY WHEREOF, I have hereunto set my hand this 5 day of

August, 2011.


LEI LING

Docket No: 094325-0397233
Serial Number : 61/515,126
Filing Date : August 4, 2011
Page 3 of 3

IN TESTIMONY WHEREOF, I have hereunto set my hand this 05 day of
August, 2011.


DARRIN ANTHONY LINDHOUT

VERIFICATION

STATE OF NEW YORK)
) ss:
COUNTY OF NEW YORK)

I verify that the attached document identified as:

Assignment

is a copy of the document as executed on July 11, 2011 by Lei Ling and Darrin Anthony Lindhout, to **NGM BIOPHARMACEUTICALS, INC.** of United States and corresponding foreign rights in connection with U.S. Serial No. 61/504,128 filed July 1, 2011.


John Wolfe

Subscribed and sworn to before me this 17th day of
December, 2013.

Amy Lewis
Notary Public

AMY LEWIS
Notary Public, State of New York
No. 01LE6180070
Qualified in Kings County
Certificate Filed in New York County
Commission Expires Jan. 7, 2016

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ASSIGNMENT

WHEREAS, we, LEI LING, a citizen of the United States, residing at 411 Nantucket Street, Foster City, CA 94404 and DARRIN ANTHONY LINDHOUT, a citizen of Canada, residing at 1533 Miramonte Avenue, Mountain View, CA 94040, made certain new and useful inventions and improvements for which was filed an application for Letters Patent of the United States on July 1, 2011, which application was assigned U.S. patent application serial number 61/504,128, and is entitled COMPOSITIONS, USES AND METHODS FOR TREATMENT OF METABOLIC DISORDERS AND DISEASES;

AND WHEREAS, NGM BIOPHARMACEUTICALS, INC., existing under and by virtue of the laws of the State of Delaware, and having an office and place of business at 630 Gateway Boulevard, South San Francisco, CA 94080-7014 (hereinafter "Assignee"), is desirous of acquiring the entire right, priority right, title and interest in and to said inventions, improvements and application and in and to the Letters Patent to be obtained therefore;

NOW, THEREFORE, to all whom it may concern, be it known that for good and valuable consideration, the receipt and sufficiency whereof is hereby acknowledged, we have sold, assigned, and transferred, and by these presents do sell, assign and transfer unto said Assignee, its successors or assigns, the entire right, title and interest for all countries in and to all inventions and improvements disclosed in the aforesaid application including the right to claim priority, and in and to the said application, all divisions, continuations, continuations-in-part, renewals or substitutes thereof, all Letters Patent which may be granted therefrom, and all reissues, re-examinations or extensions of such patents, and in and to any and all applications which have been or shall be filed in any foreign countries for Letters Patent on the said inventions and improvements, including an assignment of all rights under the provisions of the International Convention, and all Letters Patent of foreign countries which may be granted therefrom; and we do hereby authorize and request the Commissioner of Patents and Trademarks to issue any and all United States Letters Patent for the aforesaid inventions and improvements to the said Assignee as the assignee of the entire right, title and interest in and to the same, for the use of the said Assignee, its successors and assigns.

AND, for the consideration aforesaid, we do hereby agree that we and our executors and legal representatives will make, execute and deliver any and all other instruments in writing including any and all further application papers, affidavits, assignments and other documents,

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Serial Number : 61/504,128
Filing Date : July 1, 2011
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and will communicate to said Assignee, its successors and representatives all facts known to us relating to said improvements and the history thereof and will testify in all legal proceedings and generally do all things which may be necessary or desirable more effectually to secure to and vest in said Assignee, its successors or assigns the entire right, title and interest in and to the said improvements, inventions, applications, Letters Patent, rights, titles, benefits, privileges and advantages hereby sold, assigned and conveyed, or intended so to be.

AND, furthermore, we covenant and agree with said Assignee, its successors and assigns, that no assignment, grant, mortgage, license or other agreement or encumbrance affecting the rights and property herein conveyed has been or will be made to others by us that would conflict with this assignment, and that full right to convey the same as herein expressed is possessed by us.

IN TESTIMONY WHEREOF, I have hereunto set my hand this 11th day of

July, 2011.

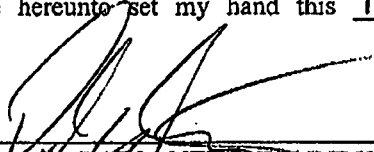


LEI LING

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Filing Date : July 1, 2011
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IN TESTIMONY WHEREOF, I have hereunto set my hand this 11 day of
July, 2011.


BARRIN ANTHONY LINDHOUT