

AS. 151.879

Señora Directora
DIRECCIÓN DE NUEVAS CREACIONES
SUPERINTENDENCIA DE INDUSTRIA Y COMERCIO

RESPUESTA A OFICIO No. 7240 DEL 13 DE MAYO DE 2022

REF: Expediente No. NC2022/0005801 - Solicitud de Patente Fase Nacional
A favor de **VYTELLE LLC**
Titulada: COMPOSICIONES, MÉTODOS Y KITS PARA LA SELECCIÓN DE DONANTES
Y RECEPTORES PARA LA FECUNDACIÓN IN VITRO

JUAN PABLO CADENA SARMIENTO, vecino de Bogotá, portador de la tarjeta profesional No. 57492, obrando como apoderado de la sociedad **VYTELLE LLC**, según lo acredita el documento de poder anexo al presente escrito, para dar cumplimiento al requerimiento notificado de manera automática el 16 de mayo de 2022, cuyo término se prorrogó el 11 de julio de 2022, de acuerdo con los Artículos 38 y 39 de la Decisión 486 de la comisión de la Comunidad Andina, me permito:

1. Allegar documento de poder conferido por el solicitante.
2. Allegar documento donde consta la cesión del derecho a la Patente otorgado por los inventores al solicitante.
3. Aclarar que la tasa por las reivindicaciones adicionales se canceló junto con la presentación inicial según consta en el recibo de pago No. 22-37694 el cual adjuntamos para su mejor referencia.

De la señora Directora atentamente,



JUAN PABLO CADENA SARMIENTO
C.C. No. 80.410.337 de Usaquén
T. P. 57.492 del Consejo Superior de la Judicatura

Bogotá, 08 de septiembre de 2022
JPC/jpg

Brigard Castro

Calle 70 Bis No. 4 - 41
Bogotá, D.C., Colombia
Tel: (571) 7442200
NIT: 860.047.372-8

PODER

POWER OF ATTORNEY

Yo (nosotros), **VYTELLE, LLC**

I (We), **VYTELLE, LLC**

con domicilio en 80383 N Highway 395
Hermiston, Oregon 97838
USA

domiciled in 80383 N Highway 395
Hermiston, Oregon 97838
USA

Nombro(amos) a **JUAN PABLO CADENA SARMIENTO** y/o **MARTIN E. TORRES CARDOZO**, de Bogotá, Colombia, apoderados verdaderos y legales con poder especial, amplio y suficiente, para recabar de las oficinas y autoridades colombianas administrativas, judiciales y de policía, en cualquier instancia o recurso, la obtención de patentes de invención, registros de marcas, diseños industriales, modelos de utilidad, depósitos de nombres comerciales, lemas comerciales y enseñanzas, registros de derechos de autor y contratos sobre los mismos, obtención de certificados de caducidad, cancelación y nulidad, así como sus prórrogas, renovaciones, anotaciones de traspaso, cambios de nombre y/o domicilio y/o dirección; elaborar, tramitar y registrar contratos de licencia y licencias de cualesquiera clases; intervenir como demandante o como demandado en cualquier instancia y recurso ante cualquier juez, corporación, funcionario público o autoridad en acciones judiciales, administrativas y de policía tales como: oposiciones al registro de marcas; acciones de caducidad, cancelación y nulidad; acciones reivindicatorias, acciones derivadas de la obtención o explotación de licencias; acciones de competencia desleal; demandas penales; acciones de indemnización de perjuicios, reclamos y observaciones a solicitudes de patentes, diseños industriales, modelos de utilidad, en el ejercicio de medidas cautelares y en otras acciones o medidas similares.

Hereby appoints **JUAN PABLO CADENA SARMIENTO** and/or **MARTIN E. TORRES CARDOZO**, of Bogotá, Colombia, my (our) true and lawful attorneys with special, ample and sufficient power to obtain from the Colombian administrative, judicial and police offices and authorities, in any instance, privileges of patents of invention, registration of trademarks, industrial designs and utility models; registration of commercial names, slogans and emblems, registration of copyright and contracts related thereto, certificates of obtainment of vegetables varieties, as well as extensions, renewals and recordal of assignments and changes of name and domicile and/or address related to the above; to prepare, prosecute and register licenses of any kind; to act as plaintiff or defendant in any instance or recourse, and before any judge, corporation, public official or authority in judicial, administrative and police actions, such as: oppositions to the registration of trademarks; caducity, cancellation and nullity actions; claim actions derived from the obtaining or exploitation of licenses, action of unfair competition; criminal proceedings, actions for payment of damages: claims or observations on patent applications, models, industrial designs and utility models; in the exercise of preventive measures and in other actions or similar proceedings.

A este efecto, lo(s) faculto(amos) para elevar solicitudes, formular descripciones, enmiendas, protestas, declaraciones, oposiciones, cancelaciones, nulidades, apelaciones y reclamos; pagar impuestos, cuotas y gravámenes prescritos por la ley; renunciar o desistir a derechos concedidos o en curso de concesión; recibir toda clase de documentos y valores, dando el descargo respectivo, y, en general, para dar ante dichas autoridades todos los pasos necesarios al efecto indicado y tomar todas las medidas que creyeren conducentes al resguardo de mis (nuestros intereses), con todas las demás facultades legales necesarias.

To that effect they hereby empowered to file applications, formulate descriptions, amendments, protests, declarations, oppositions, cancellations, nullities, appeals and claims; to pay taxes, quotas and assessments prescribed by law, renounce or waive the rights granted or in the process of granting; to receive all kinds of documents and valuables, giving the respective release of receipt, and, in general, to take before said authorities the necessary steps to such effect, and any measures that they may deem pertinent to the safeguard of my (our) interest(s) with all the other necessary legal powers.

Este poder comprende la facultad de ratificar o confirmar en mi (nuestro) nombre lo actuado, así como la facultad de desistir, transigir, comprometer, y la de sustituirlo en todo o en parte y revocar sustituciones. Asimismo, nombro(amos) a **JUAN PABLO CADENA SARMIENTO** y/o **MARTIN E. TORRES CARDOZO**, domiciliado(s) en la Calle 70 Bis No. 4-41, mis (nuestros) apoderados en Colombia, con facultades para recibir notificaciones y designar apoderados judiciales o extrajudiciales.

This power includes the faculty to ratify or confirm desist, settle and compromise on my (our) behalf, and to substitute this power in whole or in part and to revoke substitutions. At the same time, I (We) hereby appoint **JUAN PABLO CADENA SARMIENTO** and/or **MARTIN E. TORRES CARDOZO**, domiciled in Calle 70 Bis No. 4-41, my (our) attorney(s) in fact, with powers to receive notifications and to designate judicial and extrajudicial attorneys.

Otorgado y firmado en

Granted and signed in Hermiston, OR

Hoy de de 2022

This day of of 2022

Firma

Signature
Kenneth Brucher

Assignment

WHEREAS, I/WE

**BRUNO VALENTE SANCHES
MICHAEL D. BISHOP
LUCIANO BONILLA
AMANDA FONSECA ZANGIROLAMO**

the Assignor(s), state the below application was made or authorized by me; I/we believe that I/we are the original inventor or an original joint inventor of a claimed invention in the application; and I/we have invented certain new and useful improvements in

COMPOSITIONS, METHODS, AND KITS FOR SELECTION OF DONORS AND RECIPIENTS FOR IN VITRO FERTILIZATION For Vytelle LLC

having its principal offices at **80383 N Highway 395, Hermiston, Oregon 97838, United States of America**, (hereinafter the "Assignee"), and the Assignee's successors, assigns, or legal representatives, we, the inventors, Bruno Valente Sanches, Michael D. Bishop, Luciano Bonilla, and Amanda Fonseca Zangirolamo, assign to Vytelle LLC all of my/our right, title and interest, in and to the Invention within the United States of America and its territories and possessions and all foreign countries, and in and to any patent application, including provisional or utility applications based thereon, and in and to any Letters Patent of the United States of America and foreign countries, including utility models, inventor's certificates and like government grants, and in and to all divisions, reissues, reexaminations, continuations, continuations-in-part, and extensions thereof that may be granted therefor, and the right to apply for Letters Patent(s) in foreign countries with full benefit of such priorities as may now or hereafter be granted to Assignor(s) by local laws or by treaty, including any international conventions, for the protection of industrial property, together with the right to extend the protection of the U.S. Letters Patent(s) to the various territorial possessions now owned or which may be hereafter acquired by the United States of America, all the rights to be held and enjoyed by the Assignee for its own use and benefit, and for the use and benefit of its successors, assigns, or other legal representatives, to the full end of the term for which the Letters Patent may be granted, as fully and entirely as the same would have been held and enjoyed by Assignor if this assignment had not been made. The aforesaid assignment includes the Assignor's right in and to all income, royalties, damages and payments now or hereafter due or payable with respect to any Letters Patent which may be granted, and in and to all causes of action (either in law or in equity), and the right to sue, counterclaim, and recover for past, present and future infringement of the rights assigned or to be assigned under this Assignment, as fully and entirely as the same would have been held and enjoyed by Assignor if this sale and assignment had not been made. And, Assignor does hereby request and authorize the Commissioner of Patents and Trademarks, U.S.A., to issue any U.S. Letters Patent, when granted, in accordance with this assignment.

UPON SAID CONSIDERATION, I/we do hereby covenant and agree with the Assignee that I/we will not execute any writing or do any act whatsoever conflicting with the foregoing, and that I/we will at any time upon request without further or additional consideration, but at the expense of the Assignee, execute such additional assignments and other writings and do such additional acts as the Assignee may deem necessary or desirable to perfect the Assignee's enjoyment of this grant, and render all necessary assistance in making application for and obtaining original, continuing, divisional, reissued, reexamined, or extended Letters Patent(s) of the United States of America on the Invention or like protection in any foreign country, and in enforcing any rights or choses in action accruing as a result of such applications or patents, including but not limited to, giving testimony in any proceedings or transactions involving such applications or patents, and executing preliminary statements and other affidavits, it being understood that the foregoing covenant and agreement shall bind and inure to the benefit of the successors, assigns, or legal representatives of all parties hereto.

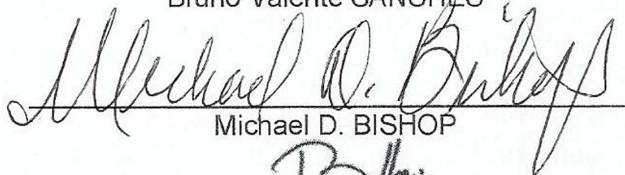
IN WITNESS WHEREOF, this Assignment has been executed by the Assignor(s):



Bruno Valente SANCHES

10/02/2019

Date



Michael D. BISHOP

10/18/2019

Date



Luciano BONILLA

10/02/2019

Date

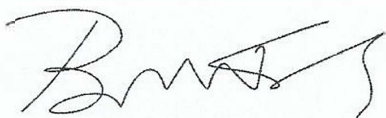


Amanda Fonseca ZANGIROLAMO

10/02/2019

Date

IN WITNESS WHEREOF, this Assignment has been executed by the Assignee:



Authorized Signatory for and behalf
of Vytelle LLC

10/02/2019

Date

Name: Bruno Valente SANCHES

Title: Chief Operating Officer



SUPERINTENDENCIA DE INDUSTRIA Y COMERCIO

NIT: 800.176.089-2

COMPROBANTE DE RECAUDO SISTEMA SIPI

Radicado: NC2022/0005801
Recibo: 22-37694
Fecha: 03/05/2022

JUAN PABLO CADENA SARMIENTO
CC: 80.410.337
Pago PSE No: 668554
CUS: 1441198235

Patente PCT
COMPOSICIONES, MÉTODOS Y KITS PARA LA SELECCIÓN DE DONANTES Y RECEPTORES PARA LA
FECUNDACIÓN IN VITRO

Detalle del pago

Id.	Rentístico	Concepto y Servicio	Cant.	Val. Unit.	Subtotal
1	50005-01-01	TRAMITES DE SOL. DE PATENTE DE INVENCION PCT (DESCUENTO INTERNET)	1	\$ 88,000	\$ 88,000
2	50005-01-02	Pago unitario reivindicacion adicional patente de invencion (A partir de de undí½cima reivindicacion) (DESCUENTO INTERNET)	62	\$ 44,500	\$ 2,759,000
TOTAL					\$ 2,847,000