

C. R. HAIGH, MA., CPA.
J. A. G. COLLIER, MA., CPA.
T. J. WILLIAMS, MA., CPA.
D. L. CANNON, MA., CPA.
H. F. KELLY, CPA.
W. G. F. ALLEN, BA., CPA.
D. M. GOLDIN, BSC., CPA.
P. B. MYERSCOUGH, MA., CPA.
P. G. A. ELLIS-JONES, MA., CPA.
R. J. BARLOW, BSC., CPA.
A. M. SENIOR, MA., CPA.
S. BENTHAM, MA., CPA.
M. L. S. AYERS, BSC., CPA.
A. D. OVERIN, MA., CPA.

G. C. WOODS, MA., CPA.
B. LEWIS, M.I.T.M.A.
G. S. PERRYMAN

Please reply to LONDON office

J. A. KEMP & CO.

CHARTERED PATENT AGENTS
EUROPEAN PATENT ATTORNEYS
TRADE MARK AGENTS

14 SOUTH SQUARE
GRAY'S INN
LONDON WC1R 5EU
TELEPHONE: 01-405 3292
TELECOPIER: 01-405 3292
CABLES: KEMPATENT
TELEX: No 23676

MUNICH OFFICE

WIDENMAYERSTRASSE 36
8000 MUNCHEN 22
TELEPHONE (089) 48 30 09
TELECOPIER (089) 48 30 09
CABLES: KEMPAT MUNCHEN
TELEX: 522849 (EUPAT)

Our Ref : G.0576 GSP/PG

4th March 1982

Mr. R. Cooper,
Rotheras,
Solicitors,
Friary Chambers,
24 Friar Lane,
Nottingham,
NG1 6DW

Dear Mr. Cooper,

Re : Monsanto patents licensed to
Speywood Laboratories Limited

I am writing with reference to Mr. Lees' letter to you of 19th February and our more recent telephone conversation. Having read the papers it seems clear to me that the licence should be registered in the U.K. in respect both of the British patents and the European patents (UK), the latter having now been granted (see below). The consequences of non-registration of the licence could be very embarrassing, especially in view of the priority rule (Patents Act 1977 Sec. 33(1)) and restrictions on the recovery of damages (Section 68). Therefore unless there are other compelling reasons to the contrary, we would recommend registration without delay. I am enclosing a copy of a letter I have written to Mr. Hall.

...../2

With regard to item 5 of your letter of 4th February I can answer some at least of these questions as follows :

5(a) British Patent 1,269,868 Monsanto Company

"Separating proteins"

was sealed 2 August 1972 and is in force. If the remaining renewal fees are paid it will be in force until 27 May 1990. After 27 May 1986 the patent will be deemed endorsed "licences of right" which effectively means that any third party requiring a licence to work the invention may obtain a licence from the patentee on terms which, failing agreement between the parties, will be settled by the Patent Office on terms which it deems reasonable.

British Patent 1,543,111 Monsanto Company

"Production of serum albumin"

was sealed 30 May 1979 and is in force. If the remaining renewal fees are paid it will be in force until 20 July 1997. After 20 July 1993 the patent will be deemed endorsed "licences of right".

European Patent Application 78300177.9 Monsanto Company

Publication No. 0 000 651 7 February 1979

"Method of separating a factor IX preparation from blood plasma"

Granted as Patent No. 0 000 651 on 27 January 1982 and is still in force.

Designated states : Belgium, Switzerland, West Germany,
France, U.K., Netherlands, Sweden

If renewal fees are paid in the U.K., this European Patent (UK) will remain in force until 20 July 1998.

European Patent Application 78300175.3 Monsanto Company

Publication No. 0 000 977 7 March 1979

"Aggregated polyelectrolytes, their preparation and uses in the fractionation of blood and other proteinaceous substances"

Granted as Patent No. 0 000 977 on 2 September 1981 and is still in force.

Designated states : same as the preceding

If renewal fees are paid in the U.K. this European Patent (UK) will remain in force until 20 July 1998.

European Patent Application 78300176.1 Monsanto Company

Publication No. 0 000 650 7 February 1979

"Non-activating polyelectrolytes and their use in a method for separation of blood coagulation factors"

Granted as Patent No. 0 000 650 on 2 September 1981 and is still in force.

Designated states : same as the preceding

If renewal fees are paid in the U.K. this European Patent (UK) will remain in force until 20 July 1998.

There is no record of any assignment or licence on the Official Register on any of the above British or European (UK) patents.

We are obtaining copies of the U.S. patents and will revert to this shortly. In the meantime please let me know if there is any point on which I can be of further assistance.

Yours sincerely,

J.A.G. Collier

c.c. Mr. P. Lees - Speywood Laboratories Limited