

AGREEMENT BETWEEN THE MAX PLANCK INSTITUTE FOR DEVELOPMENTAL BIOLOGY  
AND RECIPIENT OF BIOLOGICAL MATERIALS

Biological materials (the "Biological Materials") to which this Agreement applies:

and any progeny thereof and any related information or biological material supplied in connection therewith by the Max Planck Institute for Developmental Biology ("MPI") and any modifications or derivatives to the extent owned by the MPI. Ownership of said modifications and derivatives will be determined in good faith by the parties hereto depending upon (a) the parties' relative contributions to the creation of said modifications and derivatives and (b) any applicable laws and regulations relating to inventorship.

We are pleased to provide Institution with the Biological Materials, from the Department of Molecular Biology (Head: Prof. Dr. Detlef Weigel) of the MPI, subject to terms contained herein.

1. The Biological Materials will be used for non-commercial research purposes only in Scientist's laboratories located at the Institution identified below. All applicable NIH guidelines will be followed. The Biological Materials will not be used for testing in or treatment of humans.
2. The Biological Materials will not be distributed further to third parties for any purpose without the prior written consent of MPI.
3. Nothing in this Agreement grants any rights under any patents or in any know-how of the MPI nor any rights to use the Biological Materials for profit-making or commercial purposes such as, but not limited to, production, sale, screening or drug design.
4. The MPI makes no representation that the use of the Biological Materials will not infringe any patent or other proprietary right.
5. THE BIOLOGICAL MATERIALS ARE PROVIDED FOR RESEARCH PURPOSES TO THE RESEARCH COMMUNITY. SUCH MATERIALS ARE PROVIDED WITHOUT WARRANTY OF MERCHANTABILITY OR FITNESS FOR A PARTICULAR PURPOSE OR ANY OTHER WARRANTY, EXPRESS OR IMPLIED. IT IS UNDERSTOOD THAT THE MPI AND ITS EMPLOYEES AND AGENTS HAVE NO LIABILITY IN CONNECTION WITH SUCH BIOLOGICAL MATERIALS OR THEIR USE.

If this is acceptable to you, please sign and return the original of this letter and we will make immediate shipment.

MAX PLANCK INSTITUTE FOR DEVELOPMENTAL BIOLOGY  
Dept. of Molecular Biology, Spemannstrasse 37-39, D-72076 Tübingen

By \_\_\_\_\_ Prof. Dr. Detlef Weigel, Director

Accepted and agreed to this \_\_\_\_\_ day of \_\_\_\_\_, 200

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Signature of Scientist

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Institution

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Name Printed

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Address

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Title

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Telephone

**THIS FORM IS NOT CONSIDERED  
COMPLETE UNLESS SIGNED BY AN  
OFFICER OR OTHER AUTHORIZED  
REPRESENTATIVE OF THE  
INSTITUTION.**

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**Signature of Authorized Representative**

**Name Printed:** \_\_\_\_\_

**Title:** \_\_\_\_\_