

04-06-1998

Atty. Docket No. FI9-97-262  
3R SHEET



100673308

To the Honorable Commissioner of Patents

attached original documents or copy thereof.

04/14/98  
09/04/97  
U.S. PTO

*MCD 3-18-98*

1. Name of Conveying party(ies): **Daniel C. Edelstein and Glenn A. Biery**

3. Nature of Conveyance: **Assignment**

Execution Date:  
03/17/98; 03/16/98.

2. Name & address of receiving party(ies)

Name: **International Business Machines Corporation**  
Street  
Address: **Old Orchard Road**  
City: **Armonk State: New York ZIP: 10504**

4. Application number(s) or patent number(s):

Title of Application: A TOPOGRAPHY MONITOR

If this document is being filed together with a new application, the execution date of the application is: 03/17/98; 03/16/98.

A. Patent Application No(s).  
Docket No. **FI9-97-262**

B. Patent No(s)

*09/044047*

Additional numbers attached? \_\_\_ Yes  No

5. Name and address of party to whom correspondence concerning document should be mailed:

Name: **Alison D. Mortinger**

Street Address:

**IBM Corporation  
Intellectual Property Law  
Dept. 18G Bldg. 300-482  
1580 Rt. 52  
Hopewell Junction, NY 12533**

6. Total number of applications and patents involved: 1

7. Total fee (37 CFR 3.41): \$40.00  
 Enclosed  
 Authorized to be charged to deposit account

8. Deposit A/C no.: 09-0458 (FI-148)  
(Attach duplicate copy of this page if paying by deposit account)

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9. Statement of signature:

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

**Alison D. Mortinger, Reg. #39,306**  
Name of Person Signing  
Telephone No. (914) 894-3667

*Alison D. Mortinger*  
Signature \_\_\_\_\_ Date 3/18/98

Total number of pages, including cover sheet, attachments and document 2

**CERTIFICATE OF MAILING**

US POSTAL EXPRESS MAIL NO. EI419857290US  
I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE BY EXPRESS MAIL IN AN ENVELOPE ADDRESSED TO: ASST. COMMISSIONER FOR PATENTS, WASHINGTON, D.C. 20231. APPLICANT AND/OR ATTORNEY REQUESTS THAT THE DATE OF DEPOSIT AS THE FILING DATE. Date of Deposit: March 18, 1998

*RobinAnn Zeno 3/18/98*  
RobinAnn Zeno (Signature & Date)

09044047  
0904458  
04/02/1998  
TTOM11  
01/PT:561  
40.00

**ASSIGNMENT**

WHEREAS, we

(1) Daniel C. Edelstein of New Rochelle  
County of Westchester and State of New York

and (2) <sup>A.</sup> Glenn Biery *SAB shshs* of Hyde Park  
County of Dutchess and State of New York

have invented certain improvements in

**A TOPOGRAPHY MONITOR**

and executed a United States patent application therefor on:  
(dates that Inventors signed the declaration)

(1) 3/17 1998, and (2) 3/16 1998, and

Whereas, INTERNATIONAL BUSINESS MACHINES CORPORATION, a corporation of New York, having a place of business at Armonk, New York 10504, (hereinafter called IBM), desires to acquire the entire, right, title and interest in the said application and invention, and to any United States and foreign patents to be obtained therefor;

Now therefore, for a valuable consideration, receipt whereof is hereby acknowledged, I, the above named, hereby sell, assign and transfer to IBM, its successors and assigns, the entire right, title and interest in the said application and the invention therein disclosed for the United States and foreign countries, and all rights of priority resulting from the filing of said United States application, and I request the Commissioner of Patents to issue any Letters Patent granted upon the invention set forth in said application to IBM, its successors and assigns; and I hereby agree that IBM may apply for foreign Letters Patent on said invention and I will execute all papers necessary in connection with the United States and foreign applications when called upon to do so by IBM.

Signed at (city and date)  
*East Fishkill, NY* *see 3/17/98*  
(1) at ~~Yorktown Heights, NY~~ *East Fishkill, NY* *see 3/17/98*  
on 3/17 1998, Daniel C. Edelstein

(2) at East Fishkill, NY  
on 3/16 1998, Glenn Biery  
*A. SAB shshs*