

05-18-1998

COVER SHEET  
ONLYU.S. DEPARTMENT OF COMMERCE  
Patent and Trademark Office

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To the Honorable Commissioner

100713069

Record the attached original documents or copy thereof.

## 1. Name of conveying party(ies):

Michael E. Moran, Joseph M. McMahon  
and Shane R. ManningAdditional name(s) of conveying party(ies) attached? ☐ Yes ☒ No

## 3. Nature of conveyance:

- ☒ Assignment ☐ Merger  
☐ Security Agreement ☐ Change of Name  
☐ Other \_\_\_\_\_

Execution Date: April 8, 1998

## 2. Name and address of receiving party(ies):

Name: Oxygen Generating Systems, Inc.

Internal Address: \_\_\_\_\_

Street Address: 2221 Niagara Falls Boulevard

City: Niagara Falls State: NY ZIP: 14304

Additional name(s) & address(es) attached? ☐ Yes ☒ No

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

If this document is being filed together with a new application, the execution date of the application is: April 8, 1998

A. Patent Application No.(s)

B. Patent No.(s)

Additional numbers attached? ☐ Yes ☒ No

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

Name: Phillips, Lytle, Hitchcock, Blaine & Huber LLP  
Intellectual Property Group

Internal Address: \_\_\_\_\_

Street Address: 3400 Marine Midland Center

05/13/1998 DFLOYD 00000046 09067713

02 FC:581

40.00 OP

City: Buffalo State: NY ZIP: 14203

## 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 account number:

(Attach duplicate copy of this page if paying by deposit account)

DO NOT USE THIS SPACE

## 9. Statement and 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.*Peter K. Sommer, Reg. No. 26,587  
Name of Person Signing

Signature

PATENT

Date

April 28, 1998

REEL: 9166 FRAME: 0965  
Total number of pages comprising cover sheet:

## ASSIGNMENT

WHEREAS, WE, MICHAEL E. MORAN, of 235 North Harvest, Williamsville, New York 14271, JOSEPH M. McMAHON, of 593 East Thompson, North Tonawanda, New York 14120, and SHANE R. MANNING, of 43 Prospect Street, Newport, Vermont 05955, have invented certain new and useful improvements in an OXYGEN GENERATOR, for which we are about to make application for Letters Patent of the United States; and

WHEREAS, OXYGEN GENERATING SYSTEMS, INC., a New York corporation, of 2221 Niagara Falls Boulevard, Niagara Falls, New York 14304, is desirous of acquiring an interest in the said invention and application, and in any Letters Patent that may be granted therefor:

NOW, THEREFORE, in consideration of the sum of One Dollar (\$1.00), and other good and valuable consideration to us in hand paid, the receipt whereof is hereby acknowledged, we have assigned, sold and set over, and do hereby assign, sell and set over, unto the said OXYGEN GENERATING SYSTEMS, INC., the full and exclusive right, title and interest in and to the said invention and application for the United States and all foreign countries, as fully set forth and described in the specification prepared and executed by us on the 3<sup>rd</sup> day of April, 1998, preparatory to obtaining Letters Patent therefor; said invention, application and any Letters Patent to be held and enjoyed by the said OXYGEN GENERATING SYSTEMS, INC.; for its own use and behoof, and for its successors and assigns, to the full end of the term for which any Letters Patent may be granted, as fully and entirely as the same would have been held by us had this assignment not been made.

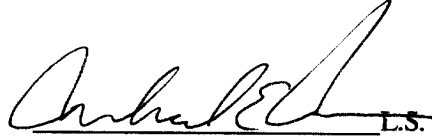
AND WE do hereby authorize and request the Commissioner of Patents and Trademarks to issue the said Letters Patent to the said OXYGEN GENERATING SYSTEMS, INC., as the assignee of the entire right, title and interest thereto.

AND WE agree to sign and properly execute such necessary and lawful papers for filing continuations and divisions of said application for patent, for interference or proceedings, and for obtaining any reissue or reissues of any Letters Patent that may be granted for our aforesaid invention, as the assignee thereof shall hereafter require and prepare at its own expense.

AND WE do further understand that in executing this document, we are transferring our entire interest in and to said invention and application(s) to the assignee hereof, and that the attorney(s) that we have appointed in said application(s) also represent the assignee and any co-inventor(s) identified in said application(s). We consent to such multiple representation for the purpose of prosecuting said application(s), and do hereby authorize said attorney(s) to take all future instructions from the assignee. We are unaware of any poten-

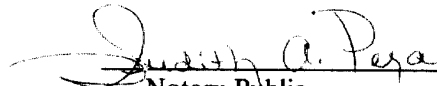
tial interest that we may have that differs from, or is adverse to, that of the assignee with respect to the prosecution of this application(s), and we further acknowledge that, prior to executing this document, we did not seek or obtain any legal advice from said attorney(s) with respect to this assignment, and that we had been informed of our right to seek independent counsel of our own choosing and at our own personal expense.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my seal this 8th day of April, 1998.

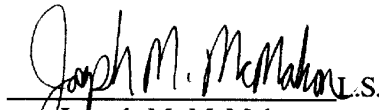
  
Michael E. Moran

STATE OF NEW YORK )  
                                ) NIAGARA ) SS:  
COUNTY OF ERIE )

On this 8th day of April, 1998, before me, the subscriber, personally appeared, MICHAEL E. MORAN, to me known and known to me to be the person described in and who executed the within instrument, and he acknowledged to me that he executed the same for the purposes therein mentioned.

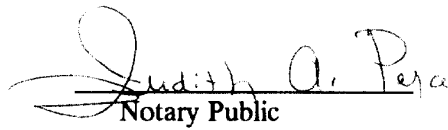
  
Notary Public  
JUDITH A. PERA  
Notary Public, State of New York  
Qualified in Niagara County  
My Commission Expires 11-19-98

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my seal this 8th day of April, 1998.

  
Joseph M. McMahon

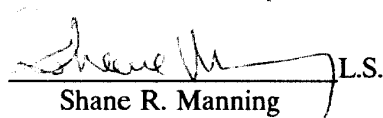
STATE OF NEW YORK )  
                                ) NIAGARA ) SS:  
COUNTY OF ERIE )

On this 8th day of April, 1998, before me, the subscriber, personally appeared, JOSEPH M. McMAHON, to me known and known to me to be the person described in and who executed the within instrument, and he acknowledged to me that he executed the same for the purposes therein mentioned.

  
Notary Public

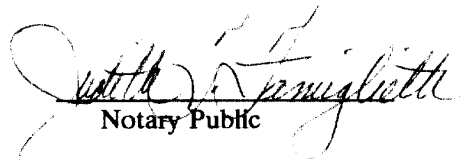
JUDITH A. PERA  
Notary Public, State of New York  
Qualified in Niagara County  
My Commission Expires 11-19-98

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed  
my seal this 16th day of April, 1998.

 L.S.  
Shane R. Manning

STATE OF Vermont,  
COUNTY OF Chittenden } SS:

On this 16th day of April, 1998, before me, the subscriber, personally appeared, SHANE R. MANNING, to me known and known to me to be the person described in and who executed the within instrument, and he acknowledged to me that he executed the same for the purposes therein mentioned.

  
Notary Public

484692.01

JUDITH T. FAMIGLIETTI  
Notary Public, Vermont  
My Commission Expires 2/10/99