

05-15-2000



FORM PTO-1595

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U.S. DEPARTMENT OF COMMERCE

(Rev. 6-93)

OMB No. 0651-0011 (exp. 4/94)

101354830

Patent and Trademark Office

M&G- 12008.11US01, 12008.11USC1, 12008.11USC2, 12008.11USD1, 12008.11USW0

To the Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

1. Name of conveying party(ies):

4-24-00

E. Heller & Company, Inc.
1360 South Loop Road
Alameda, California 94502

2. Name and address of receiving parties:

E. Heller & Company, Inc.
1360 South Loop Road
Alameda, California 94502

TheraSense, Inc.
1360 South Loop Road
Alameda, California 94502

Additional name(s) of conveying party(ies) attached? Yes No

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

3. Nature of conveyance:

- Assignment Merger
- Security Agreement Change of Name
- Other:

Execution Date: March 13, 2000

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:

A. Patent Application No.(s)

B. Patent No.(s)

08/795,767 09/413,735
 09/213,040 09/355,547
 09/326,235

Additional numbers attached? Yes No

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

Name: Bruce E. Black
Address: Merchant & Gould P.C.
P.O. Box 2903
Minneapolis, MN 55402-0903

6. Total number of applications and patents involved: 5

7. Total fee (37 CFR 3.41): \$200.00
 Enclosed
 Authorized to be charged to deposit account

8. Please charge any additional fees or credit any overpayments to our Deposit account number: 13-2725

05/11/2000 ISHERA27 00000143 08282767

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200.00 00

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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.

Bruce E. Black

Name of Person Signing

Signature

April 19, 2000

Date

Total number of pages including cover sheet, attachments, and document: 5

Do not detach this portion

Mail documents to be recorded with required cover sheet information to:

Commissioner of Patents and Trademarks
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Washington, D.C. 20231

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PATENT
REEL: 010775 FRAME: 0522

ASSIGNMENT

WHEREAS, E. Heller & Company, a Texas corporation having its principal place of business at 1360 South Loop Road, Alameda, California 94502, (hereinafter called "Assignor"), is the owner of the United States Patent Applications listed on the attached Schedule A.

AND WHEREAS, E. Heller & Company, Inc., a Texas corporation as stated above, and TheraSense, Inc., a corporation organized and existing under and by virtue of the laws of the State of California, and having an office and place of business at 1360 South Loop Road, Alameda, California 94502, (hereinafter "Assignee") are desirous of acquiring the joint ownership, right, title and interest in and to said inventions, improvements and applications, held jointly between E. Heller & Company, Inc. and TheraSense, Inc., and in and to the Letters Patent to be obtained therefor;

NOW THEREFORE, be it known that, for and in consideration of the sum of One Dollar (\$1.00) and other good and valuable consideration delivered by Assignee to Assignor, the receipt of which is hereby acknowledged, Assignor has sold, assigned, transferred and set over, and by these presents does sell, assign, transfer and set over, unto Assignee all of the Assignor's right, title and interest in the patents, patent applications, and foreign patent applications, including any continuations, continuations-in-part, or divisions thereof, and any and all reissues and extensions of said Letters Patents, and including the subject matter of any and all claims that may be obtained in every such patent, both foreign and domestic, the same to be held and enjoyed by the said Assignee, its successors, assigns or other legal representatives, for its own use and behoof, and for the use and behoof of its successors, assigns or other legal representatives, to the end of the term or terms for which said Letters Patents are or may be granted or reissued or extended, as fully and entirely as the same would have been held and enjoyed by Assignor had this assignment and sale not been made, together with all rights to profits and damages by reason of past infringement of said Letters Patent by any party or parties, with the right to sue for and collect the same for its own use and behoof, and for the use and behoof of its successors, assigns, or other legal representatives.

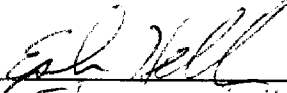
Assignor further covenants that it will, upon request to it, but without expense to it, do all other lawful acts necessary to enable Assignee to obtain, maintain, and enforce full benefits from and record the assignment to it of the rights and interests herein assigned.

This Assignment shall be binding upon the successors and assigns of Assignor and shall inure to the benefit of the successors and assigns of Assignee.

ASSIGNOR:

E. HELLER & COMPANY, INC.

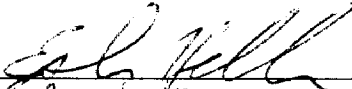

Date: 3/13/00

By: 
Name: Ephraim Heller
Title: President

ASSIGNEES:


E. HELLER & COMPANY, INC.

Date: 3/13/00

By: 
Name: President
Title: Ephraim Heller 

THERASENSE, INC.

Date: 3/13/00

By: 
Name: Ephraim Heller
Title: Vice President

Schedule A

Serial No.	Filing Date	Title	Attorney Docket No.
08/795,767	February 6, 1997	MEASURING PROCESS USING SMALL VOLUME IN VITRO ANALYTE SENSOR (AS AMENDED)	12008.11US01
09/213,040	December 16, 1998	SMALL VOLUME IN VITRO ANALYTE SENSOR	12008.11USC1
09/326,235	June 4, 1999	SMALL VOLUME IN VITRO ANALYTE SENSOR	12008.11USC2
09/413,735	October 6, 1999	SMALL VOLUME IN VITRO ANALYTE SENSOR	12008.11USD1
09/355,547	November 24, 1999	SMALL VOLUME IN VITRO ANALYTE SENSOR	12008.11USWO
PCT/US98/ 02652	February 6, 1998	SMALL VOLUME IN VITRO ANALYTE SENSOR	12008.11WO11
98906328.4	February 6, 1998	SMALL VOLUME IN VITRO ANALYTE SENSOR	12008.11EPWI
H10535046	February 6, 1998	SMALL VOLUME IN VITRO ANALYTE SENSOR	12008.11JPW1

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

State of California

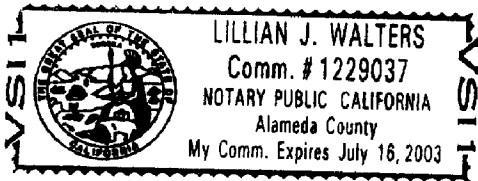
County of Alameda } ss.

On March 13, 2000, before me, Lillian J. Walters,
Date Name and Title of Officer (e.g., "Jane Doe, Notary Public")

personally appeared Ephraim Heller,
Name(s) of Signer(s)

- personally known to me
- proved to me on the basis of satisfactory evidence

to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.



Place Notary Seal Above

WITNESS my hand and official seal

Lillian J. Walters
Signature of Notary Public

OPTIONAL

Though the information below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of this form to another document.

Description of Attached Document

Title or Type of Document: Assignments on Schedule A

Document Date: 03/13/00 Number of Pages: 2

Signer(s) Other Than Named Above: _____

Capacity(ies) Claimed by Signer

Signer's Name: Ephraim Heller

- Individual
- Corporate Officer — Title(s): _____
- Partner — Limited General
- Attorney in Fact
- Trustee
- Guardian or Conservator
- Other: President

Signer Is Representing: _____

