

09-07-2000

FORM PTO-1595
1-31-92

RECORD



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To the Honorable Assistant Commissioner for Patents and

documents or copy thereof.

1. Name of conveying party(ies):
John R. STUELPNAGEL; Mark S. CHEE;
Richard J. PYTELEWSKI; Todd Alan Dickson;
and Gan G. WANG
Additional name(s) of conveying party(ies) attached? Yes No

2. Name and address of receiving party(ies):
Name: ILLUMINA, INC.
Internal Address: _____

3. Nature of Conveyance:
 Assignment Merger
 Security Agreement Change of Name
 Other _____

Street Address: 9390 Towne Centre Drive - Suite 200
City: Irvine
State: California Zip: 92121
Country: U.S.A.
Additional name(s) & address(es) attached? Yes No

Execution Date: 18, 21, 22 and 24 May 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)
09/574,962

B. Patent No.(s)

Additional numbers attached? Yes No

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

Name: Michael A. Kaufman
Internal Address: FLEHR HOHBACH TEST
ALBRITTON & HERBERT LLP

Street Address: Four Embarcadero Center - Suite 3400
City: San Francisco
State: California Zip: 94111-4187

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: 06-1300
Please debit any underpayment or credit any overpayment to the above deposit account.
Our Order No. A-68079-1/DJB/RMS/MAK
(Attach duplicate 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.

Michael A. Kaufman Michael A. Kaufman 3 August 2000
Name of Person Signing Signature Date

Total number of pages including cover sheet, attachments and document: 6

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

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40.00 DP

PATENT
REEL: 011040 FRAME: 0213

ASSIGNMENT

WHEREAS, the undersigned,

- (1) John R. STUELPNAGEL
- (2) Mark S. CHEE
- (3) Richard J. PYTELEWSKI
- (4) Todd Alan DICKINSON
- (5) Gan WANG

(hereinafter termed "Inventors"), residents of

- (1) Encinitas
- (2) Del Mar
- (3) San Diego
- (4) San Diego
- (5) San Diego

respectively, Counties of

- (1) San Diego
- (2) San Diego
- (3) San Diego
- (4) San Diego
- (5) San Diego

respectively, States of

- (1) California
- (2) California
- (3) California
- (4) California
- (5) California

respectively, have invented certain new and useful improvements in METHOD AND APPARATUS FOR RETAINING AND PRESENTING AT LEAST ONE MICROSPHERE ARRAY TO SOLUTIONS AND/OR TO OPTICAL IMAGING SYSTEMS

(Accompanying application)

and have executed concurrently herewith an application for a United States patent disclosing and identifying the invention;

(Not accompanying application)

for which an application for a United States Patent was filed on _____, having Application Number ____/____.

and

WHEREAS,

ILLUMINA, INC., a corporation of the State of California, having a place of business at 9390 Towne Centre Drive, Suite 200, San Diego, California 92121

(hereinafter termed "Assignee"), is desirous of acquiring the entire right, title and interest in and to said application and the invention disclosed therein, and in and to all embodiments of the invention, heretofore conceived, made or discovered jointly or severally by said Inventors (all collectively hereinafter termed "said invention"), and in and to any and all patents, inventor's certificates and other forms of protection (hereinafter termed "patents") thereon granted in the United States and foreign countries.

NOW, THEREFORE, in consideration of good and valuable consideration acknowledged by said Inventors to have been received in full from said Assignee:

1. Said Inventors do hereby sell, assign, transfer and convey unto said Assignee, the entire right, title and interest (a) in and to said application and said invention; (b) in and to all rights to apply for foreign patents on said invention pursuant to the International Convention for the Protection of Industrial Property or otherwise; (c) in and to any and all applications filed and any and all patents granted on said invention in the United States or any foreign country, including each and every application filed and each and every patent granted on any application which is a division, substitution, or continuation of any of said applications; and (d) in and to each and every reissue or extensions of any of said patents.

2. Said Inventors hereby jointly and severally covenant and agree to cooperate with said Assignee to enable said Assignee to enjoy to the fullest extent the right title and interest herein conveyed in the United States and foreign countries. Such cooperation by said Inventors shall include prompt production of pertinent facts and documents, giving of testimony, execution of petitions, oaths, specifications, declarations or other papers, and other assistance all to the extent deemed necessary or desirable by said Assignee (a) for perfecting in said Assignee the right, title and interest herein conveyed; (b) for prosecuting any of said applications; (c) for filing and prosecuting substitute, divisional, continuing or additional applications covering said invention; (d) for filing and prosecuting applications for reissuance of any said patents; (e) for interference or other priority proceedings involving said invention; and (f) for legal proceedings involving said invention and any applications therefor and any patents granted thereon, including without limitation opposition proceedings, cancellation proceedings, priority contests, public use proceedings, infringement actions and court actions; provided, however, that the expense incurred by said Inventors in providing such cooperation shall be paid for by said Assignee.

3. The terms and covenants of this assignment shall inure to the benefit of said Assignee, its successors, assigns and other legal representatives, and shall be binding upon said Inventors, their respective heirs, legal representatives and assigns.

[continued on next page]

4 Said Inventors hereby jointly and severally warrant and represent that they have not entered and will not enter into any assignment, contract, or understanding in conflict herewith.

IN WITNESS WHEREOF, the said Inventors have executed and delivered this instrument to said

Assignee this

- (1) 22d day of May, 2000.
- (2) 18th day of May, 2000.
- (3) 21st day of May, 2000.
- (4) 24th day of May, 2000.
- (5) 18th day of May, 2000.

respectively.

(1) John R Stuepengel
 (inventor)

County of _____ }
 State of _____ } ss.

On this _____ day of _____, in the year _____, before me, _____, a Notary Public of the State of _____, personally appeared (1) _____, personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to the within instrument, and acknowledged that he/she executed the same in his/her authorized capacity(ies), and that by his/her signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal.

Signature John R Stuepengel L.S.

(2) Mark Chee
 (inventor)

County of _____ }
 State of _____ } ss.

On this _____ day of _____, in the year _____, before me, _____, a Notary Public of the State of _____, personally appeared (2) _____, personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to the within instrument, and acknowledged that he/she executed the same in his/her authorized capacity(ies), and that by his/her signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal.

Signature Mash Chee

L.S.

(3) Richard J. Pytlewski
(inventor)

County of _____ }
State of _____ } ss.

On this _____ day of _____, in the year _____, before me, _____, a Notary Public of the State of _____, personally appeared (3) _____, personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to the within instrument, and acknowledged that he/she executed the same in his/her authorized capacity(ies), and that by his/her signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal.

Signature Richard J. Pytlewski

L.S.

(4) Todd Alan Dickinson
(inventor)

County of _____ }
State of _____ } ss.

On this _____ day of _____, in the year _____, before me, _____, a Notary Public of the State of _____, personally appeared (4) _____, personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to the within instrument, and acknowledged that he/she executed the same in his/her authorized capacity(ies), and that by his/her signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal.

Signature Todd Alan Dickinson

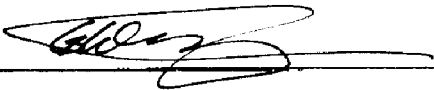
L.S.

(5) Gan G. Wang
(inventor)

County of _____ }
State of _____ } ss.

On this _____ day of _____, in the year _____, before me, _____, a Notary Public of the State of _____, personally appeared (4) _____, personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to the within instrument, and acknowledged that he/she executed the same in his/her authorized capacity(ies), and that by his/her signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal.

Signature 

L.S.

[Atty. Docket No. A-68079-1/DJB/RMS/MAK]