

04-05-2001

FORM PTO-1595

RECORDATION FORM COVER

(Rev. 6-93)

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

PATENTS ONLY

Commerce  
ark Office

101669058

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

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

**Derek J. Daw, William R. Patterson, Stephen E. Myrick,  
Jeffrey L. Creech, Vincent Divino, Jr.,  
Gregory P. Watson, Paul J. Zalesky**

Additional name(s) of conveying party(ies) attached?

☐ Yes ☒ No

## 3. Nature of conveyance:

☒ Assignment☐ Merger☐ Security Agreement☐ Change of Name☐ OtherExecution Date: **March 16, 2001 and March 19, 2001**

MRD

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

Name: **TherOx, Inc.**

Internal Address:

Street Address: **2400 Michelson Drive**City: **Irvine** State: **California** Zip: **92612-1310**Additional name(s) & address(es) attached? ☐ Yes ☒ NoJ1046 U.S. PTO  
09/813068  
03/20/014. Application number(s) or registration number(s): **Unassigned**If this document is being filed together with a new application, the execution date of the application is: **Application Filed  
March 20, 2001**A. Patent Application No.(s): **Unassigned**

09813068

B. Patent No.(s)

Additional numbers attached? ☐ Yes ☒ No

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

Name: **Margaret A. Kivinski**Address: **THEROX, INC.  
2400 Michelson Drive  
Irvine, California 92612-1310**6. Total number of applications and patents involved: **1**7. Total fee (37 C.F.R. 3.41)----- \$ **40.00**☐ Enclosed☒ Authorized to be charged to deposit account8. Deposit account number: **501769**

(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.***Margaret A. Kivinski**

Name of Person Signing

Signature

**March 20, 2001**

Date

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

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

Assistant Commissioner for Patents, Box Assignments

Washington, D.C. 20231

04/04/2001 044RE01 00000159 501769 09813068

04-05-2001 40.00

**PATENT  
REEL: 011640 FRAME: 0791**

## ASSIGNMENT

FOR GOOD AND VALUABLE CONSIDERATION, the receipt, sufficiency and adequacy of which are hereby acknowledged, the undersigned, does hereby:

SELL, ASSIGN AND TRANSFER to **TherOx, Inc.** (the "Assignee"), having a place of business at **2400 Michelson Drive, Irvine, California, 92612**, the entire right, title and interest for the United States and all foreign countries in and to any and all improvements which are disclosed in the application for United States Letters Patent, which has been executed by the undersigned concurrently herewith, and is entitled "**SYSTEM FOR ENRICHING A BODILY FLUID WITH A GAS,**" such application and all divisional, continuing, substitute, renewal, reissue and all other applications for patent which have been or shall be filed in the United States and all foreign countries on any of such improvements; all original and reissued patents which have been or shall be issued in the United States and all foreign countries on such improvements; and specifically including the right to file foreign applications under the provisions of any convention or treaty and claim priority based on such application in the United States;

AUTHORIZE AND REQUEST the issuing authority to issue any and all United States and foreign patents granted on such improvements to the Assignee;

WARRANT AND COVENANT that no assignment, grant, mortgage, license or other agreement affecting the rights and property herein conveyed has been or will be made to others by the undersigned, and that the full right to convey the same as herein expressed is possessed by the undersigned;

COVENANT, when requested and at the expense of the Assignee, to carry out in good faith the intent and purpose of this assignment, the undersigned will (1) execute all divisional, continuing, substitute, renewal, reissue, and all other patent applications on any and all such improvements; (2) execute all rightful oaths, declarations, assignments, powers of attorney and other papers; (3) communicate to the Assignee all facts known to the undersigned relating to such improvements and the history thereof; (4) cooperate with the Assignee in any interference, opposition, dispute, or litigation involving any of the applications or patents for such improvements; and (5) generally do everything possible which the Assignee shall consider desirable for vesting title to such improvements in the Assignee, and for securing, maintaining and enforcing proper patent protection for such improvements;

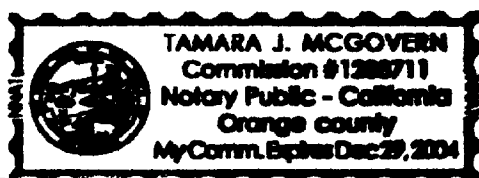
TO BE BINDING on the heirs, assigns, representatives and successors of the undersigned and extend to the successors, assigns and nominees of the Assignee.

(Signature): *Derek J. Daw*  
Name: **Derek J. Daw**

Date: 3/19/01

STATE OF CALIFORNIA    §  
                                 § ss.  
COUNTY OF ORANGE    §

BEFORE ME, the undersigned authority, on this 19 day of March, 2001, personally appeared **Derek J. Daw** proved to me on the basis of satisfactory evidence to be the person whose name subscribed to the foregoing instrument and acknowledged to me that he executed the same of his own free will for the purposes and consideration therein expressed.



[SEAL]

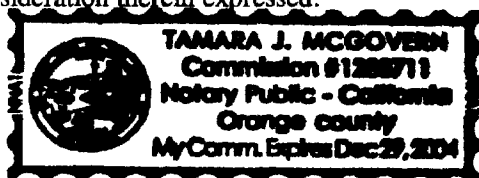
*Tamara J. McGovern*  
Tamara J. McGovern, Notary Public

(Signature): W. R. Patterson  
Name: William R. Patterson

Date: 3/19/01

STATE OF CALIFORNIA §  
§ ss.  
COUNTY OF ORANGE §

BEFORE ME, the undersigned authority, on this 19 day of March, 2001, personally appeared **William R. Patterson** proved to me on the basis of satisfactory evidence to be the person whose name subscribed to the foregoing instrument and acknowledged to me that he executed the same of his own free will for the purposes and consideration therein expressed.



Tamara J. McGovern  
Tamara J. McGovern, Notary Public

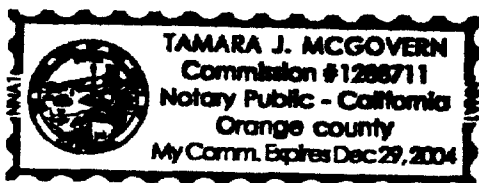
[SEAL]

(Signature): Stephen E. Myrick  
Name: Stephen E. Myrick

Date: 3/19/01

STATE OF CALIFORNIA §  
§ ss.  
COUNTY OF ORANGE §

BEFORE ME, the undersigned authority, on this 19 day of March, 2001, personally appeared **Stephen E. Myrick** proved to me on the basis of satisfactory evidence to be the person whose name subscribed to the foregoing instrument and acknowledged to me that he executed the same of his own free will for the purposes and consideration therein expressed.



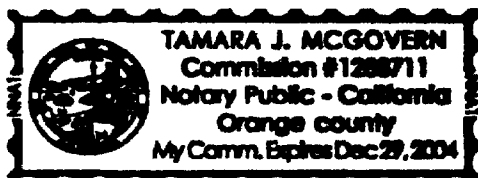
Tamara J. McGovern  
Tamara J. McGovern, Notary Public

[SEAL]

(Signature): Jeffrey L. Creech Date: 3/16/01  
Name: Jeffrey L. Creech

STATE OF CALIFORNIA §  
§ ss.  
COUNTY OF ORANGE §

BEFORE ME, the undersigned authority, on this 16 day of March, 2001, personally appeared **Jeffrey L. Creech** proved to me on the basis of satisfactory evidence to be the person whose name subscribed to the foregoing instrument and acknowledged to me that he executed the same of his own free will for the purposes and consideration therein expressed.



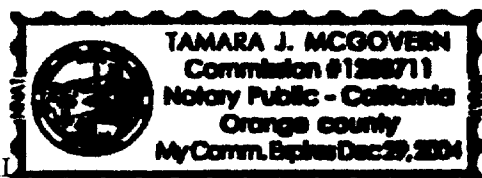
[SEAL]

Tamara J. McGovern  
Tamara J. McGovern, Notary Public

(Signature): Vincent Divino, Jr. Date: 3/19/01  
Name: Vincent Divino, Jr.

STATE OF CALIFORNIA §  
§ ss.  
COUNTY OF ORANGE §

BEFORE ME, the undersigned authority, on this 19 day of March, 2001, personally appeared **Vincent Divino, Jr.** proved to me on the basis of satisfactory evidence to be the person whose name subscribed to the foregoing instrument and acknowledged to me that he executed the same of his own free will for the purposes and consideration therein expressed.



[SEAL]

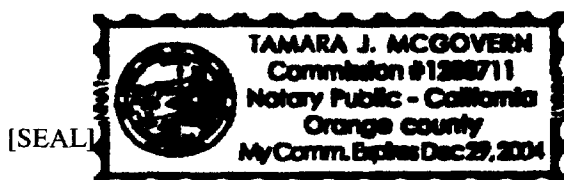
Tamara J. McGovern  
Tamara J. McGovern, Notary Public

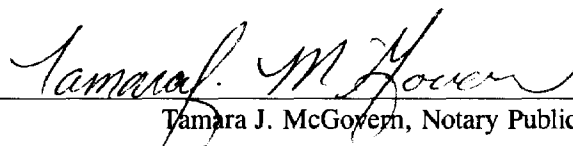
(Signature):   
Name: Gregory P. Watson

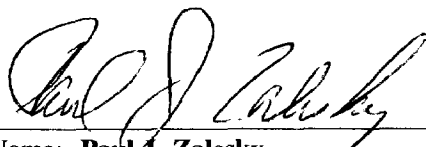
Date: 3-19-01

STATE OF CALIFORNIA    §  
                                  § ss.  
COUNTY OF ORANGE    §

BEFORE ME, the undersigned authority, on this 19 day of March, 2001, personally appeared **Gregory P. Watson** proved to me on the basis of satisfactory evidence to be the person whose name subscribed to the foregoing instrument and acknowledged to me that he executed the same of his own free will for the purposes and consideration therein expressed.



  
Tamara J. McGovern, Notary Public

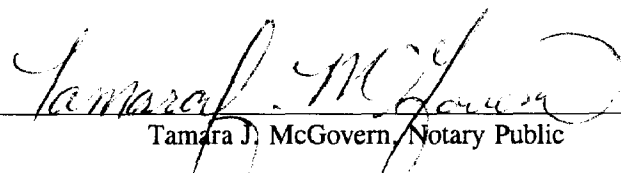
(Signature):   
Name: Paul J. Zalesky

Date: 3/19/01

STATE OF CALIFORNIA    §  
                                  § ss.  
COUNTY OF ORANGE    §

BEFORE ME, the undersigned authority, on this 19 day of March, 2001, personally appeared **Paul J. Zalesky** proved to me on the basis of satisfactory evidence to be the person whose name subscribed to the foregoing instrument and acknowledged to me that he executed the same of his own free will for the purposes and consideration therein expressed.



  
Tamara J. McGovern, Notary Public