

4-9-01

RECORDATION FORM COVER SHEET
PATENTS ONLY

04-26-2001



Docket No. 261/168

To the Honorable Commissioner of Patents and Trademarks. Please record the attached orig...

101689287

1. Name of conveying party(ies):
James M. Brugger, Jeffrey H. Burbank, and Dennis M. Treu
Additional name(s) of conveying party(ies) attached?
☐ Yes ☒ No

2. Name and address of receiving party:
Name: NxSTAGE MEDICAL, INC.

Internal Address: Fifth Floor

3. Nature of conveyance:
☒ Assignment ☐ Merger
☐ Security Agreement ☐ Change of Name

☐ Other

Execution Date: March 12, 2001

City: State: Zip:

Street Address: 439 South Union Street

City: Lawrence State: MA Zip: 01843

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: March 12, 2001

A. Patent Application No(s):

B. Patent No(s): 09829670

Additional numbers attached? ☐ Yes ☒ No

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

Name: John Kappos

Internal Address: LYON & LYON LLP
633 West Fifth Street, Suite 4700
Los Angeles, CA 90071-2066

6. Total number of applications and patents involved: one

7. Total fee (37 CFR 3.41): \$ 40.00

☒ Enclosed☐ Charge this Deposit Account if any additional fee is required

8. Deposit Account Number: 12-2475

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.

John Kappos
John Kappos, Reg. No. 37,861

Date: April 9, 2001

Total number of pages including cover sheet: 3

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

Do not detach this portion

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

Director — U.S. Patent and Trademark Office

Box Assignments

Washington, D.C. 20231

04/12/2001 SDIRETA1 00000007 09829670

03 FC:581

40.00 OP

Public burden reporting for this sample cover sheet is estimated to average about 30 minutes per document to be recorded, including time for reviewing the document and gathering the data needed, and completing and reviewing the sample cover sheet. Send comments regarding this burden estimate to the U.S. Patent and Trademark Office, Office of Information Systems, PK2-1000C, Washington, D.C. 20231, and to the Office of Management and Budget, Paperwork Reduction Project, (0651-0011), Washington, D.C. 20503

EXPRESS MAILING LABEL

PATENT EL494995931US

REEL: 011713 FRAME: 0448

ASSIGNMENT OF PATENT APPLICATION

WHEREAS, WE, JAMES M. BRUGGER, JEFFREY H. BURBANK and DENNIS M. TREU, all citizens of the United States of America (hereinafter referred to as "ASSIGNORS"), have invented DEVICES FOR WARMING FLUID AND METHODS OF USE for which application for Letters Patent of the United States of America has been executed on even date herewith; and

WHEREAS, NxSTAGE MEDICAL, INC., a corporation organized and existing under and by virtue of the laws of the State of Delaware and having its place of business at 439 South Union Street, Fifth Floor, Lawrence, Massachusetts 01843 (hereinafter referred to as "ASSIGNEE"), is desirous of acquiring the exclusive right, title and interest in, to and under said invention and in, to and under any Patent or similar legal protection to be obtained therefore in the United States of America, its territorial possessions and in any and all countries foreign thereto.

NOW, THEREFORE, for good and valuable consideration, the receipt of which is hereby acknowledged, ASSIGNORS hereby sell, assign, transfer and set over unto the said ASSIGNEE, its successors and assigns, the full and exclusive right, title and interest to said invention and to all Letters Patent or application or similar legal protection, not only in the United States of America and its territorial possessions, but in all countries foreign thereto, to be obtained for said invention by said application, and to any continuation, division, renewal, substitute or reissue thereof or any legal equivalent thereof in the United States of America or a foreign country for the full term or terms for which the same may be granted, including all priority rights under the International Convention; and ASSIGNORS hereby authorize and request the Commissioner of Patents and Trademarks to issue said Letters Patent or any legal equivalent thereof to said ASSIGNEE, its successors and assigns, in accordance with this Assignment.

ASSIGNORS hereby covenant that no assignment, sale, agreement or encumbrance has been or will be made or entered into which would conflict with this Agreement;

ASSIGNORS further covenant that ASSIGNEE will, upon its request, be provided promptly with all pertinent facts and documents relating to said application, said invention and said Letters Patent and legal equivalents as may be known and accessible to ASSIGNORS and will testify as to the same in any interference or litigation related thereto and will promptly execute and deliver to ASSIGNEE or its legal representative any and all papers, instruments or affidavits required to apply for, obtain, maintain, issue and enforce said application, said invention and said Letters Patent and said equivalents in the United States of America or in any foreign country, which may be necessary or desirable to carry out the purposes thereof.

IN WITNESS WHEREOF the ASSIGNORS have executed this Assignment at:

Newburyport, MA James M. Brugger 12-MAR-01
(City) James M. Brugger Date

Liverford, MA Jeffrey H. Burbank March 12, 2001
(City) Jeffrey H. Burbank Date

Bedford, ^{NH}MA Dennis M. Treu 12 MAR 01
(City) Dennis M. Treu Date