

05-16-2001

Docket No.: 21295/22US

FORM PTO-1595 (Modified)

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PATENTS ONLY

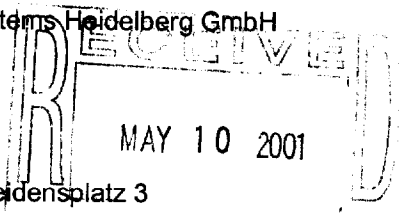
U.S. DEPARTMENT OF COMMERCE
Patent and Trademark Office

5-1001

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

1. Name of conveying party(ies):
Engelhardt, Dr. Johann Hoffmann, Dr. Juergen
Storz, Dr. Rafael Ulrich, Dr. Heinrich
Bewersdorf, Joerg Birk, Dr. Hoger
Additional names(s) of conveying party(ies) Yes No

2. Name and address of receiving party(ies):
Name: Leica Microsystems Heidelberg GmbH
Internal Address:
Street Address: Am Friedensplatz 3
City: Mannheim GERMANY D-68165
Additional name(s) & address(es) attached? Yes No



3. Nature of conveyance:
 Assignment Merger
 Security Agreement Change of Name
 Other
Execution Date: March 16, 2001, March 19, 2001
and March 21, 2001 and March 28, 2001

4. Application number(s) or registration numbers(s):
If this document is being filed together with a new application, the execution date of the application is:
A. Patent Application No.(s)
09/825,273
B. Patent No.(s)
Additional numbers attached? Yes No

5. Name and address of party of whom correspondence concerning document should be mailed:
Name: Maria M. Eliseeva
Internal Address:
Brown, Rudnick, Freed & Gesmer, P.C.
Box IP, 18th Floor
Street Address:
One Financial Center
City: Boston State: MA Zip: 02111

6. Total number of applications and patents involved: **1**
7. Total fee (37 CFR 3.41):.....\$40.00
 Enclosed - Any excess or insufficiency should be credited or debited to deposit account
 Authorized to be charged to deposit account
8. Deposit account number: 50-0369

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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.
Maria M. Eliseeva, Reg. No. 43,328
Name of Person Signing
Signature: Maria Eliseeva
Date: May 4, 2001

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

ASSIGNMENT

Whereas we, the undersigned,

Dr. Johann Engelhardt, a citizen of Germany, residing at Schiessmauerweg 6, D-76669 Bad Schoenborn, Germany;

Dr. Juergen Hoffmann, a citizen of Germany, residing at Bierstadter Hoehe 63, D-65191 Wiesbaden, Germany;

Dr. Rafael Storz, a citizen of Germany, residing at Reilsheimerstr. 32-1, D-69245 Bammental, Germany;

Dr. Heinrich Ulrich, a citizen of Germany, residing at Langgewann 2, D-69121 Heidelberg, Germany;

Dr. Joerg Bewersdorf, a citizen of Germany, residing at Muehlthalstrasse 90, D-69121 Heidelberg, Germany; and

Jc
03/21/01

Dr. Holger Birk, a citizen of Germany, residing at Am ^{Rohrbaechle} ~~Muehlrain~~ 10, D-74909 Meckesheim, Germany;

hereby have made certain inventions or discoveries (or both) set forth in an application for Letters Patent of the United States of America entitled **APPARATUS FOR COMBINING LIGHT AND CONFOCAL SCANNING MICROSCOPE**, identified as Attorney Docket No. 102847- 36 , which application was executed by us on _____, and assigned Application No. 09/825,273 . In the event that the execution date, filing date and/or Application No. are not entered above at the time we execute this document, and if such information is deemed necessary, we hereby authorize and request my attorneys at Nutter, McClennen & Fish, LLP, One International Place, Boston, MA 02110-2699, to insert above the execution date, filing date and/or Application No. of said application; and

Whereas, Leica Microsystems Heidelberg GmbH, having an office and a place of business at Am Friedensplatz 3 D-68165 Mannheim, and which, together with its successors and assigns, is hereinafter called "Assignee," is desirous of acquiring the title, rights, benefits and privileges hereinafter recited;

Now, therefore, for valuable consideration furnished by Assignee to us, receipt and sufficiency of which we hereby acknowledge, we hereby, without reservation:

1. Assign, transfer and convey to Assignee the entire right, title and interest in and to said inventions and discoveries, said application for Letters Patent of the United States of America, any and all other applications for Letters Patent on said inventions and discoveries in whatsoever countries, including all divisional, renewal, substitute, continuation, reissue and Convention applications based in whole or in part upon said inventions or discoveries, or upon said applications, together with the right of priority of earlier-filed **German Patent Application Serial No. DE-100 16 377.7 filed on April 4, 2000**, and any and all Letters Patent, reissues, reexaminations, and extensions of Letters Patent granted for said inventions and discoveries or upon said applications, and every priority right that is or may be predicated upon or arise from said inventions, said discoveries, said applications and said Letters Patent;

2. Authorize Assignee to file patent applications in any or all countries on any or all of said inventions and discoveries in our names or in the name of Assignee or otherwise as Assignee may deem advisable, under the International Convention or otherwise;

3. Authorize and request the Commissioner of Patents and Trademarks of the United States of America and the empowered officials of all other governments to issue or transfer all said Letters Patent to Assignee, as assignee of the entire right, title and interest therein or otherwise as Assignee may direct;

4. Warrant that we have not knowingly conveyed to others any right in said inventions, discoveries, applications or patents or any license to use the same or to make, use or sell anything embodying or utilizing any of said inventions or discoveries; and that we have good right to assign the same to Assignee without encumbrance;

5. Bind our heirs, legal representatives and assigns, as well as ourselves, to do, upon Assignee's request and at Assignee's expense, but without additional consideration to us or them, all acts reasonably serving to assure that the said inventions and discoveries, the said patent applications and the said Letters Patent shall be held and enjoyed by Assignee as fully and entirely as the same could have been held and enjoyed by us, our heirs, legal representatives and assigns if this assignment had not been made; and particularly to execute and deliver to Assignee all lawful application documents including petitions, specifications, and oaths, and all assignments, disclaimers, and lawful affidavits in form and substance as may be requested by Assignee; to communicate to Assignee all facts known to us relating to said inventions and discoveries or the history thereof; and to furnish Assignee with any and all documents, photographs, models, samples and other physical exhibits in our control or in the control of our heirs, legal representatives or assigns which may be useful for establishing the facts of our conceptions, disclosures, and reduction to practice of said inventions and discoveries.

In testimony of which we have executed this Assignment on the dates indicated next to our names.

Dated: 03/19/01

Johann Engelhardt
Dr. Johann Engelhardt

Witness: Kyrra Mollmann

Date: 03/19/01

Dated: 03/28/01

Juergen Hoffmann
Dr. Juergen Hoffmann

Witness: _____

Date: _____

Dated: 03/16/01

Rafael Storz
Dr. Rafael Storz

Witness: Kyrra Mollmann

Date: 03/16/01

Dated: 03/16/01

Heinrich Ulrich
Dr. Heinrich Ulrich

Witness: Kyrra Mollmann

Date: 03/16/01

Dated: 03/21/01

Joerg Bewersdorf
Dr. Joerg Bewersdorf

Witness: Ulrich

Date: 03/21/01

Dated: 03/19/01

Holger Birk
Dr. Holger Birk

Witness: Kyrra Mollmann

Date: 03/19/01