

FORM PTO-1595
(Rev. 6-93)

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Attorney Docket No. 020534-000400US

U.S. Department of Commerce
Patent and Trademark Office

To the Honorable Asst. Commissioner

documents or copy thereof

1. Name of conveying party(ies)

FORMAN, MICHAEL R.

Additional name(s) of conveying parties attached?

☐ Yes ☒ No

2. Name and address of receiving party(ies)

Name: **XOFT MICROTUBE, INC.**

Street Address: **49000 MILMONT DRIVE**

City: **FREMONT** State: **CA** ZIP: **94538-4301**

Additional names and addresses attached?

☐ Yes ☒ No

3. Nature of conveyance:

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

Execution Date: 08/14/01

4. Application Number(s) or Patent Numbers.

If this document is being filed together with a new application, the execution date of the application is:

A. Patent Application No(s):

09/850,721

B. Patent No(s):

Additional numbers attached? ☐ Yes ☒ No

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

Name: **NENA BAINS**
TOWNSEND AND TOWNSEND AND CREW LLP
Two Embarcadero Center, 8th Floor
San Francisco, California 94111-3834
(415) 576-0200

6. Total number of applications and patents involved 1

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

- ☐ Enclosed ☒ Charge Fees to Deposit Account
☒ Charge any additional fees associated with this paper or during the pendency of this application, or credit any overpayment, to deposit account.

8. Deposit account number: **20-1430**

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To the best of my knowledge and belief, the foregoing is true and correct and any attached copy is a true of copy of the original document.

NENA BAINS

Name of Person Signing

Signature

5 September 2001

Date

Atty. Reg. No. 47,400

Total number of pages including cover sheet, attachments and document 2

10. Change Correspondence Address to that of Part 5? ☒ Yes ☐ No

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

Mail documents to be recorded with required cover to:

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Asst. Commissioner for Patents
Box: Assignments
Washington, D.C. 20231

PA 3162480 v1

PATENT
REEL: 012164 FRAME: 0578

ASSIGNMENT OF PATENT APPLICATION

SOLE

WHEREAS, MICHAEL R. FORMAN, of 18311 Las Cumbres Drive, Los Gatos, California 95033; hereinafter referred to as "Assignor," is the inventor of the invention described and set forth in the below-identified application for United States Letters Patent:

Title of Invention: METHODS AND APPARATUS FOR COMBINING
 RADIATION AND DRUG TREATMENTS FOR
 INHIBITING HYPERPLASIA

Date(s) of execution of Declaration: 8-14-01

Filing Date: May 7, 2001

Application No.: 09/850,721; and

WHEREAS, XOFT, MICROTUBE, INC., a corporation of the state of Delaware, located at 49000 Milmont Drive, Fremont, CA 94538-4301, hereinafter referred to as "ASSIGNEE," is desirous of acquiring an interest in the invention and application and in any U.S. Letters Patent and Registrations which may be granted on the same;

For good and valuable consideration, receipt of which is hereby acknowledged by Assignor, Assignor has assigned, and by these presents does assign to Assignee all right, title and interest in and to the invention and application and to all foreign counterparts (including patent, utility model and industrial designs), and in and to any Letters Patent and Registrations which may hereafter be granted on any patent application claiming priority from the same in the United States and all countries throughout the world, and to claim the priority from the application as provided by the Paris Convention. The right, title and interest is to be held and enjoyed by Assignee and Assignee's successors and assigns as fully and exclusively as it would have been held and enjoyed by Assignor had this Assignment not been made, for the full term of any Letters Patent and Registrations which may be granted thereon, or of any division, renewal, continuation in whole or in part, substitution, conversion, reissue, prolongation or extension thereof.

Assignor further agrees that Assignor will, without charge to Assignee, but at Assignee's expense, (a) cooperate with Assignee in the prosecution of U.S. Patent applications and foreign counterparts on the invention and any improvements, (b) execute, verify, acknowledge and deliver all such further papers, including applications and instruments of transfer, and (c) perform such other acts as Assignee lawfully may request to obtain or maintain Letters Patent and Registrations for the invention and improvements in any and all countries, and to vest title thereto in Assignee, or Assignee's successors and assigns.

IN TESTIMONY WHEREOF, Assignor has signed his/her name on the date indicated.

Dated: 8-14-2001


MICHAEL R. FORMAN

PA 3158012 v1

RECORDED: 09/10/2001

PATENT
REEL: 012164 FRAME: 0579