

09-28-2001

Form PTO-1595
(Rev. 03/01)

OMB No. 0651-0027 (exp. 5/31/2002)

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PATENTST U.S. DEPARTMENT OF COMMERCE
U.S. Patent and Trademark Office

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

1. Name of conveying party(ies):

Timothy A. Kershenstine 09/24/01
Kershenstine Medical Instruments
Inc.,Additional name(s) of conveying party(ies) attached? ☐ Yes ☒ No

3. Nature of conveyance:

- ☐ Assignment ☐ Merger
☐ Security Agreement ☐ Change of Name
☒ Other Court order Judgment

12/20/99 Affirmed by Court of
Appeals
Execution Date: _____

2. Name and address of receiving party(ies)

Name: Robin P. Martin

Internal Address: _____

Street Address: 3109 Celeste Dr.

City: Edinburg State: TX Zip: 78539

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: _____

A. Patent Application No.(s)

B. Patent No.(s) 5,417,660; 5,318,538;
5,300,040; 5,242,420; 5,201,708
5,921,964Additional numbers attached? ☐ Yes ☒ No

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

Name: Robin P. Martin

Internal Address: _____

Street Address: 3109 Celeste Dr.

City: Edinburg State: TX Zip: 78539

6. Total number of applications and patents involved: 6

7. Total fee (37 CFR 3.41).....\$240⁰⁰

- ☒ Enclosed
☐ Authorized to be charged to deposit account

8. Deposit account number:

(Attach duplicate copy of this page if paying by deposit account)

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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.

Robin P. Martin

Name of Person Signing

Robin P. Martin

Signature

8/31/01

Date

09/27/2001 BYRNE 00000930 5417660

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

01 FC:581

240.00

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

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REEL: 012188 FRAME: 0611

FILED

APR 09 2001

CHARLES R. FULBRUGE III
CLERK

**UNITED STATES COURT OF APPEALS
FOR THE FIFTH CIRCUIT**

No. 00-30635

TIMOTHY A. KERSHENSTINE; ET AL.,

Plaintiffs,

**TIMOTHY A. KERSHENSTINE; KERSHENSTINE
MEDICAL INSTRUMENTS, INC.,**

Plaintiffs - Appellants,

versus

ROBIN P. MARTIN,

Defendant - Appellee.

**Appeal from the United States District Court
for the Eastern District of Louisiana
(97-CV-2148-N)**

Before GARWOOD, HALL,¹ and BARKSDALE, Circuit Judges.

PER CURIAM:²

AFFIRMED. See 5TH Cir. R. 47.6.

A true copy
Test
Clerk, U. S. Court of Appeals, Fifth Circuit
By Claudia Farrington
Deputy
New Orleans, Louisiana 8/31/01

¹Circuit Judge of the Ninth Circuit, sitting by designation.

²Pursuant to 5TH CIR. R. 47.5, the court has determined that this opinion should not be published and is not precedent except under the limited circumstances set forth in 5TH CIR. R. 47.5.4.

FILED
U.S. DISTRICT COURT
EASTERN DISTRICT OF LA

1999 DEC 21 A 11: 27

LORETTA G. WHYTE
CLERK

[Handwritten signature]

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF LOUISIANA

TIMOTHY A. KERSHENSTINE, ET AL.

* CIVIL ACTION

VERSUS

* NO. 97-2148

ROBIN P. MARTIN

* SECTION "N"

J U D G M E N T

Considering the answers of the jury to the interrogatories propounded by the Court at the trial of this matter; and the Court's previous rulings on Motions for Summary Judgment; and further considering the direction of the Court as to entry of judgment in accordance with the verdict of the jury; accordingly,

IT IS ORDERED, ADJUDGED AND DECREED that there be judgment in favor of Robin P. Martin and against Timothy A. Kershenstine and Kershenstine Medical Instruments, Inc., dismissing plaintiffs' main demand.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that there be judgment in favor of Robin P. Martin, as plaintiff-in-counterclaim, and against Timothy A. Kershenstine, as defendant-in-counterclaim, in the amount of \$2,700,000.00, with interest from date of judgment

DATE OF ENTRY DEC 21 1999

Fee _____
Process _____
X Dkt'd 1296
CtRmDep 121
Doc.No. 101

until paid.

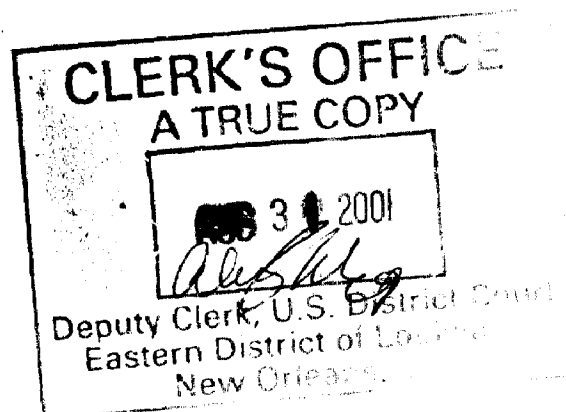
IT IS FURTHER ORDERED, ADJUDGED AND DECREED that there be judgment in favor of Timothy A. Kershenstine and against Robin P. Martin, in the amount of \$2,000,000.00, to compensate plaintiff for performance rendered.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that defendant is entitled to dissolution of the assignments and agreements between the parties, and that plaintiff shall cause to be transferred and returned to defendant any and all rights, title and interest in and to the "Point Guard Self Locking Safety Syringe" invention and "Safety Blood Collecting Device" invention that were assigned and transferred previously by defendant to plaintiff pursuant to Assignments dated December 4, 1991, and February 2, 1993, and Agreements to Compensate dated April 1, 1992, and September 9, 1993.

Dated at New Orleans, Louisiana, this 20 day of December, 1999.


UNITED STATES DISTRICT JUDGE

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US PATENT & TRADEMARK OFFICE

PATENT FULL TEXT AND IMAGE DATABASE

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Searching 1991-1995...

Results of Search in 1991-1995 db for:
(Martin AND Kershenstine): 5 patents.

Hits 1 through 5 out of 5

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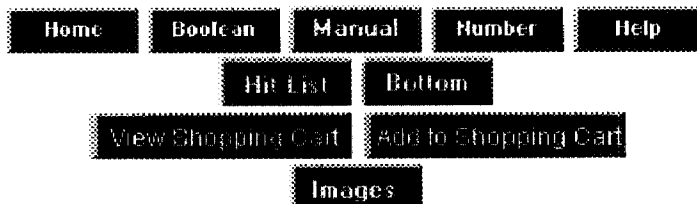
PAT. NO.	Title
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- | | |
|---|--|
| 1 | 5,417,660 T Self-locking syringe holder for use with a hypodermic syringe |
| 2 | 5,318,538 T Self-locking safety syringe |
| 3 | 5,300,040 T Self-locking safety syringe |
| 4 | 5,242,420 T Self-locking safety syringe |
| 5 | 5,201,708 T Self-locking safety syringe |

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US PATENT & TRADEMARK OFFICE

PATENT FULL TEXT AND IMAGE DATABASE



(1 of 1)

United States Patent
Martin

5,921,964
July 13, 1999

Safety blood collecting device

Abstract

The invention relates to a safety blood collecting device adapted to prevent accidental puncturing of attending medical personnel by an infected blood collecting needle. The blood collecting device has a forward conical portion which is provided with a vein aligning groove to allow convenient positioning of the needle guard in relation to the vein of the patient for precise injection of the needle. One or more resilient depressible locking tabs are carried by the needle guard and extend through corresponding aligned openings formed in the casing to lock the needle guard in an extended position covering the needle. When the locking tabs are depressed and an inward pressure is exerted on the forward end of the needle guard, the needle guard can be moved against the tension of a coil spring inside the casing and uncover the blood collecting needle to allow withdrawing of the blood from the patient.

Inventors: **Martin; Robin** (Rte. 5, Box 3766, Lufkin, TX 75901)

Appl. No.: **014682**

Filed: **February 8, 1993**

Current U.S. Class:

604/198; 600/578

Intern'l Class:

A61M 005/32

Field of Search:

**604/198, 199, 110, 192, 263, 197, 195, 162, 167, 187, 196
128/764, 765, 763, 919**

References Cited [Referenced By]

U.S. Patent Documents

<u>5137521</u>	Aug., 1992	Wilkins	604/198.
<u>5201708</u>	Apr., 1993	Martin	604/110.
<u>5217025</u>	Jun., 1993	Okamura	128/765.
<u>5269761</u>	Dec., 1993	Stehrenberger et al.	604/110.
<u>5279566</u>	Jan., 1994	Kline, Jr. et al.	604/110.

Foreign Patent Documents