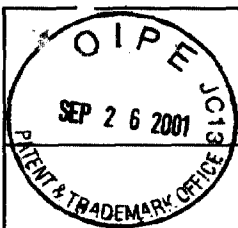


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AGENTS ONLY

9.26.01

Attorney Docket Number

10539-017-999

TO THE HONORABLE COMMISSIONER OF PATENTS AND TRADEMARKS

Box Assignment
Washington, DC 20231

Please record the attached original documents or copy thereof.

1. Name of conveying party(ies):

Xuefeng CHENG (8/31/01)
Xiaorong XU (8/31/01)
Shuoming ZHOU (8/31/01)
Lai WANG (9/07/01)Additional name(s) of conveying party(ies) attached? ☐ Yes ☒ No

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

Name: Photonify Technologies, Inc.Address: 1287 Forgewood Avenue
Sunnyvale, CA 94089

Country (if other than USA): _____

3. Nature of conveyance:

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

Execution Date: See Above

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) 09/877,515

B. Patent No.(s) _____

Additional numbers attached? ☐ Yes ☒ No

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

PENNIE & EDMONDS LLP
1155 Avenue of the Americas
New York, NY 100366. Number of applications and patents involved: 17. Total fee (37 CFR 3.41):.....\$ 40.00
Please charge to the deposit account listed in Section 8.8. Deposit account number:
16-115010/04/2001 DBYRNE 00000029 161150 09877515
01 FC:581 40.00 CH

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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.*Brett Lovejoy43,813

Signature

September 26, 2001

Date

For Thomas E. Friebe, Reg. No. 29,258

Total number of pages including cover sheet:

2Mail documents to be recorded with required cover sheet information to:
Commissioner of Patents & Trademarks, Box Assignment
Washington, D.C. 20231PATENT
REEL: 012208 FRAME: 0132

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JOINT ASSIGNMENT

WHEREAS, WE, Xuefeng CHENG, 1775 Milmont Dr., Apt. A212, Milpitas, CA 95035; Xiaorong XU, 357 6th Avenue, #6, Menlo Park, CA 94025; Shuoming ZHOU, 19608 Pruneridge Ave., Apt. 8207, Cupertino, CA 95014; and Lai WANG, 18680 Newson Avenue, Cupertino, CA 95014, ASSIGNORS, citizens of People's Republic of China, residing at California, United States of America, are the inventors of the invention *A System and Method for Measuring Absolute Oxygen Saturation* for which we have executed an application for a Patent of the United States

- ☐ which is executed on ☐ even date herewith or ☐ _____
- ☒ which is identified by Pennie & Edmonds LLP docket no. 10539-017-999
- ☒ which was filed on June 7, 2001, Application No. 09/877,515

and WHEREAS, PHOTONIFY TECHNOLOGIES, INC., having a place of business at 1287 Forgewood Avenue, Sunnyvale, California 94089, ASSIGNEE is desirous of obtaining our entire right, title and interest in, to and under the said invention and the said application:

NOW, THEREFORE, in consideration of the sum of One Dollar (\$1.00) to us in hand paid, and other good and valuable consideration, the receipt of which is hereby acknowledged, we, the said ASSIGNORS, have sold, assigned, transferred and set over, and by these presents do hereby sell, assign, transfer and set over, unto the said ASSIGNEE, its successors, legal representatives and assigns, our entire right, title and interest in, to and under the said invention, and the said United States application and all divisions, renewals and continuations thereof, and all Patents of the United States which may be granted thereon and all reissues and extensions thereof; and all applications for industrial property protection, including, without limitation, all applications for patents, utility models, and designs which may hereafter be filed for said invention in any country or countries foreign to the United States, together with the right to file such applications and the right to claim for the same the priority rights derived from said United States application under the Patent Laws of the United States, the International Convention for the Protection of Industrial Property, or any other international agreement or the domestic laws of the country in which any such application is filed, as may be applicable; and all forms of industrial property protection, including, without limitation, patents, utility models, inventors' certificates and designs which may be granted for said invention in any country or countries foreign to the United States and all extensions, renewals and reissues thereof;

AND WE HEREBY authorize and request the Commissioner of Patents and Trademarks of the United States, and any Official of any country or countries foreign to the United States, whose duty it is to issue patents or other evidence or forms of industrial property protection on applications as aforesaid, to issue the same to the said ASSIGNEE, its successors, legal representatives and assigns, in accordance with the terms of this instrument.

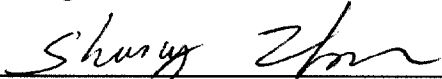
AND WE HEREBY covenant and agree that we have full right to convey the entire interest herein assigned, and that we have not executed, and will not execute, any agreement in conflict herewith.

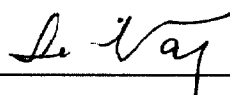
AND WE HEREBY further covenant and agree that we will communicate to the said ASSIGNEE, its successors, legal representatives and assigns, any facts known to us respecting said invention, and testify in any legal proceeding, sign all lawful papers, execute all divisional, continuing, reissue and foreign applications, make all rightful oaths, and generally do everything possible to aid the said ASSIGNEE, its successors, legal representatives and assigns, to obtain and enforce proper protection for said invention in all countries.

IN TESTIMONY WHEREOF, We hereunto set our hands and seals the day and year set opposite our respective signatures.

Date 8/31/01, 2001 
Xuefeng CHENG

Date 8/31/01, 2001 
Xiaorong XU

Date 8/31/01, 2001 
Shuoming ZHOU

Date 9/7/01, 2001 
Lai WANG