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Docket No.:

80

FORM PTO-1595 (Modified)  
(Rev. 1-01)  
OMB No. 0651-0027 (exp. 5/31/2002)  
P08A/REV03



EET

U.S. DEPARTMENT OF COMMERCE  
Patent and Trademark Office

12-31-01

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

1. Name of conveying party(ies):  
**Douglas M. Smith**  
**Kevin H. Roderick**  
**Ezra L. Merrill**  
**Charles J. Call**

Additional names(s) of conveying party(ies)  Yes  No



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

Name: **Nanopore, Inc.**

Address: **2501 Alamo Avenue SE**

City: **Albuquerque** State/Prov.: **NM**

Country: **USA** ZIP: **87106**

Additional name(s) & address(es)  Yes  No

3. Nature of conveyance:

Assignment  Merger

Security Agreement  Change of Name

Other \_\_\_\_\_

Execution Date: **10/18/01; 10/20/01**

4. Application number(s) or patent numbers(s):

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

Patent Application No.	Filing date	B. Patent No.(s)
<b>09/932,264</b>	<b>August 17, 2001</b>	

Additional numbers  Yes  No

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

Name: **David F. Dockery**

Registration No. **34,323**

Address: **Marsh Fischmann & Breyfogle LLP**  
**3151 S. Vaughn Way, Suite 411**  
**01/03/2002 TDIAZ1 00000133 09932264**  
**01 FC:581 40.00 DP**  
City: **Aurora** State/Prov.: **CO**  
Country: **USA** ZIP: **80014**

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: **50-1419**

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

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.

**David F. Dockery** \_\_\_\_\_ **November 2, 2001**

Name of Person Signing Signature Date

Total number of pages including cover sheet, attachments, and

Mail documents to be recorded with required cover sheet information to:  
Commissioner of Patents & Trademarks, Box Assignments  
Washington, D.C. 20231

**PATENT**  
**REEL: 012409 FRAME: 0378**

ASSIGNMENT

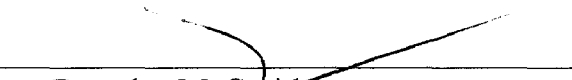
WHEREAS, we, Douglas M. Smith of 215 Richmond SE, Albuquerque, New Mexico, 87106, Kevin H. Roderick of 1438 Adams NE, Albuquerque, New Mexico, 87110, Ezra L. Merrill of 3208 Monterey SE, Albuquerque, New Mexico, 87106, and Charles J. Call of 1005 Grove NE, Albuquerque, New Mexico, 87110 have invented a certain new and useful invention entitled "COOLING DEVICE, for which an application for Letters Patent of the United States has been prepared and filed on August 17, 2001, receiving Serial No. 09/932,264, and further identified as Attorney File No. 50001-00007.

NOW THEREFORE, be it known that we, the said inventors, for and in consideration of certain good and valuable consideration, the sufficiency and receipt of which is hereby acknowledged, at the request of the assignee do sell, assign and transfer unto said assignee, Nanopore, Inc., a New Mexico corporation having a place of business at 2501 Alamo Avenue, SE, Albuquerque, New Mexico, 87106, its successors, legal representatives and assigns, the aforesaid application for the territory of the United States of America and all continuation, divisional, continuation-in-part and reissue applications, all patent applications in foreign countries, all applications pursuant to the Patent Cooperation Treaty, and all applications for extension filed or to be filed for the invention, and all Letters Patent, Invention Registrations, Utility Models, Extensions or Reissues and other patent rights, obtained for the invention in the United States or any other country; we also assign any right, title or interest in and to the invention which has not already been transferred to the assignee; we warrant that we have made no assignment of the invention, application or patent therefor to a party other than Nanopore, Inc. and we are under no obligation to make any assignment of the invention, application, or patent therefor to any other party; and we further agree to cooperate with the assignee hereunder in the obtaining and sustaining of any and all such Letters Patent and in confirming assignee's exclusive ownership of the invention, but at the expense of said assignee.

The Commissioner of Patents is hereby authorized and requested to issue the Letters Patent solely in accordance with the terms of this Assignment, to Nanopore, Inc., its successors, legal representatives and assigns, as the assignee of the entire right, title and interest therein.

IN WITNESS WHEREOF, the parties hereto have executed this Assignment as of the date indicated hereunder.

Date: 10/18/01

By:   
Douglas M. Smith

Date: 10/18/01

By:   
Kevin H. Roderick

Date: 10/18/01

By:   
Ezra L. Merrill

Date: 10/20/01

By:   
Charles J. Call

STATE OF NEW MEXICO )  
 ) SS.  
COUNTY OF )



OFFICIAL SEAL  
**Juanita R. Peters**  
NOTARY PUBLIC - STATE OF NEW MEXICO  
My commission expires: 6/8/02

Before me, a Notary Public in and for said County and State, personally appeared Douglas M. Smith, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and considerations therein expressed.

Given under my hand and seal of office this 18 day of Oct, 2001.

Juanita R. Peters  
Notary Public

My Commission Expires: 6/8/02

STATE OF NEW MEXICO )  
 ) SS.  
COUNTY OF )



OFFICIAL SEAL  
**Juanita R. Peters**  
NOTARY PUBLIC - STATE OF NEW MEXICO  
My commission expires: 6/8/02

Before me, a Notary Public in and for said County and State, personally appeared Kevin H. Roderick, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and considerations therein expressed.

Given under my hand and seal of office this 18 day of Oct, 2001.

Juanita R. Peters  
Notary Public

My Commission Expires: 6/8/02

STATE OF NEW MEXICO )  
 ) ss.  
COUNTY OF )



J. [unclear] Peters  
NOTARY PUBLIC - STATE OF NEW MEXICO  
Commission expires: 6/8/02

Before me, a Notary Public in and for said County and State, personally appeared Ezra L. Merrill, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and considerations therein expressed.

Given under my hand and seal of office this 18 day of Oct, 2001.

Juanita R. Peters  
Notary Public

My Commission Expires: 6-8-02

STATE OF NEW MEXICO )  
 ) ss.  
COUNTY OF Bernalillo )

Before me, a Notary Public in and for said County and State, personally appeared Charles J. Call, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and considerations therein expressed.

Given under my hand and seal of office this 20th day of October, 2001.

Patricia J. Garcia  
Notary Public

My Commission Expires: August 22, 2004

