

02-07-2003

ER SHEET

Y

Commissioner of Patent



Please record the attached

102359679

U.S. PTO  
10/354561  
01/30/03

|   |  |   |  |
|---|--|---|--|
| <b>1. Name of conveying party(ies):</b><br><br>1-30-03<br><br>Alan Haviland<br>William Hufford<br>Gregory Bennett<br>Dennis Bird<br>Additional name(s) of conveying party(ies) attached?<br><input type="checkbox"/> Yes <input checked="" type="checkbox"/> No   |  | <b>2. Name and address of receiving party(ies):</b><br><br>Name: LifeScan, Inc.<br><br>Street Address: 1000 Gibraltar Drive<br>City: Milpitas<br>State: CA Zip: 95035-6312<br>Additional name(s) & address(es) attached?<br><input type="checkbox"/> Yes <input checked="" type="checkbox"/> No |  |
| <b>3. Nature of conveyance:</b><br><br><input checked="" type="checkbox"/> Assignment <input type="checkbox"/> Merger<br><input type="checkbox"/> Security Agreement <input type="checkbox"/> Change of Name<br><input type="checkbox"/> Other<br><br>Execution Date: October 25 & 26, 2001   |  |   |  |
| <b>4. Application number(s) or patent number(s):</b> 10354561<br><br>If this document is being filed together with a new application, the execution date of the application is: October 25 & 26, 2001<br><br>A. Patent Application No.(s) unknown<br>B. Patent No.(s)<br><br>Additional numbers attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No |  |   |  |
| <b>5. Name and address of party to whom correspondence concerning document should be mailed:</b><br><br>Johnson & Johnson<br>International Patent Law Division<br>Attention: Philip Johnson<br>P.O. Box 1222<br>New Brunswick, NJ 08903   |  | <b>6. Total number of applications &amp; patents involved:</b> 1<br><br><b>7. Total fee (37 CFR 3.41) .....</b> \$40.00<br><br><input checked="" type="checkbox"/> Authorized to be charged to Deposit Account<br><br><b>8. Deposit Account Number:</b> 10-0750<br>/LFS0131USADIV/MM            |  |
| <b>9. Statement and signature</b><br><br><i>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.</i><br><br>Mayumi Maeda<br><br>Name of Person Signing Signature Date<br>Total number of pages including cover sheet, attachments, and document:                              |  |   |  |

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

Box Assignments  
Commissioner of Patent and Trademarks  
Washington, D.C. 2023102/07/2003 DBYRNE 00000003 100750 10354561  
01 FC:8021 40.00 CHPATENT  
REEL: 013721 FRAME: 0532

A S S I G N M E N T

Serial No. 09/884,368  
Filed June 19, 2001

WHEREAS, Alan Haviland, William Hufford, Gregory Bennett and Dennis Bird, residing at 16730 McGraw Avenue, Morgan Hill, CA 95037, 1238 Elkwood Drive, Milpitas, CA 950936, 700 Wessesx Place, Milpitas, CA 95035 and 785 Sherman Oaks Drive, San Jose, CA 95128 respectively (hereinafter called "Assignors"), have made certain new and useful inventions or discoveries relating to

IMPROVED TEST DEVICE AND METHOD OF USE THEREOF

for which they have on the <sup>25th</sup>~~26th~~ day of ~~Oct.~~<sup>Oct.</sup>, 2001 executed an application for Letters Patent of the United States; and

WHEREAS, LifeScan, Inc, a corporation of the State of California, (hereinafter called "Assignee"), is desirous of acquiring Assignors' entire right, title, and interest therein:

NOW, THEREFORE, BE IT KNOWN that for and in consideration of the sum of One Dollar and other valuable considerations to them moving, the receipt of which is hereby acknowledged, Assignors have sold, assigned, and transferred, and do hereby sell, assign and transfer unto said Assignee their entire right, title and interest in and to all said inventions and discoveries disclosed in said application whose identification above by serial number and filing date, when available is hereby authorized, and in and to said application, all substitutions, divisions, and continuations thereof, and in and to all Letters Patent, United States and foreign, that may be granted for said inventions and discoveries, and in and to all extensions, renewals, and reissues thereof, the same to be held and enjoyed by said Assignee, its successors and assigns, as fully and entirely as the same would have been held and enjoyed by Assignors if this Assignment and sale had not been made;

And Assignors hereby authorize and request the Commissioner of Patents of the United States to issue said Letters Patent in accordance with this Assignment;

And for the consideration aforesaid, Assignors covenant and agree with said Assignee that he has a full and unencumbered title to the inventions and discoveries above

described and hereby assigned, which title they warrant unto said Assignee, its successors and assigns;

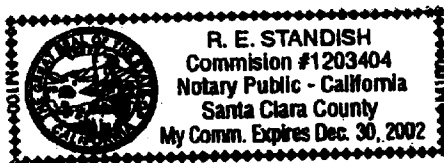
And for the consideration aforesaid, Assignors further covenant and agree that they will, whenever requested, but without cost to them promptly communicate to said Assignee or its representatives any facts known to them relating to said inventions and discoveries, testify in any interference or legal proceedings involving said inventions and discoveries, and execute any additional papers that may be necessary to enable said Assignee or its representatives, successors, nominees, or assigns to secure full and complete protection for the said inventions and discoveries or that may be necessary to vest in said Assignee the complete title to the said inventions and discoveries and patents hereby conveyed and to enable it to record said title.

IN TESTIMONY WHEREOF, Assignor has hereunto set his hand and seal this 25 day of Oct, 2001

  
\_\_\_\_\_  
Alan Haviland (L.S.)

STATE OF CALIFORNIA  
COUNTY OF SANTA CLARA ) ss.

BE IT REMEMBERED, That on this 25 day of October, 2001, before me, a Notary Public, personally appeared Alan Haviland who I am satisfied is the person named in and who executed the foregoing instrument in my presence, and I having first made known to him the contents thereof, he did acknowledge that he signed, sealed, and delivered the same as his voluntary act and deed for the uses and purposes therein expressed.



  
\_\_\_\_\_  
Notary Public

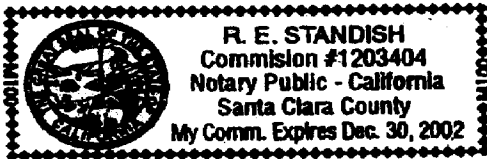
IN TESTIMONY WHEREOF, Assignor has hereunto set his hand and seal this 25 day of OCT, 2001

William Hufford  
William Hufford

(L.S.)

STATE OF CALIFORNIA  
COUNTY OF SANTA CLARA ) SS.

BE IT REMEMBERED, That on this 25<sup>th</sup> day of OCTober, 2001, before me, a Notary Public, personally appeared William Hufford who I am satisfied is the person named in and who executed the foregoing instrument in my presence, and I having first made known to him the contents thereof, he did acknowledge that he signed, sealed, and delivered the same as his voluntary act and deed for the uses and purposes therein expressed.



R. E. Standish

Notary Public

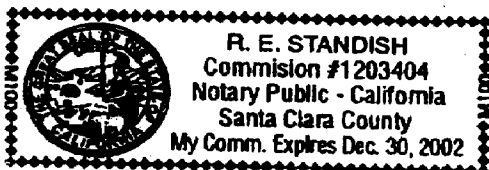
IN TESTIMONY WHEREOF, Assignor has hereunto set his hand and seal this day of , 2001

Gregory Bennett  
Gregory Bennett

(L.S.)

STATE OF CALIFORNIA  
COUNTY OF SANTA CLARA ) SS.

BE IT REMEMBERED, That on this 26 day of OCTober 2, 2001, before me, a Notary Public, personally appeared Gregory Bennett who I am satisfied is the person named in and who executed the foregoing instrument in my presence, and I having first made known to him the contents thereof, he did acknowledge that he signed, sealed, and delivered the same as his voluntary act and deed for the uses and purposes therein expressed.



R. E. Standish

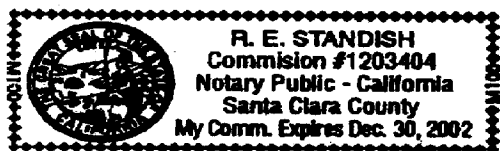
Notary Public

IN TESTIMONY WHEREOF, Assignor has hereunto set his hand and seal this 25 day of Oct, 2001

Dennis Bird (L.S.)  
Dennis Bird

STATE OF CALIFORNIA  
COUNTY OF SANTA CLARA ) ss.

BE IT REMEMBERED, That on this 25<sup>th</sup> day of October, 2001, before me, a Notary Public, personally appeared Dennis Bird who I am satisfied is the person named in and who executed the foregoing instrument in my presence, and I having first made known to him the contents thereof, he did acknowledge that he signed, sealed, and delivered the same as his voluntary act and deed for the uses and purposes therein expressed.



R. E. Standish

Notary Public