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U.S. DEPARTMENT OF COMMERCE  
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102426487

To the Honorable Commissioner of Patents and Trademarks, enclosed are attached original documents or copy thereof.

1. Name of conveying party(ies):

Kazutaka AKIYAMA

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

Name: KABUSHIKI KAISHA TOSHIBA

Address: 1-1, Shibaura 1-chome,  
Minato-ku, Tokyo 105-8001, JAPAN

Additional name(s) of conveying party(ies) attached?  Yes  No

3. Nature of Conveyance:

- Assignment
- Security Agreement
- Other
- Merger
- Change of Name

Execution Date: August 20, 2002

Additional name(s) and 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)

10/238,694

B. Patent No.(s)

Additional numbers attached?  Yes  No

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



22850

Tel. (703) 413-3000  
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6. Total applications and patents involved: 1

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

- Enclosed
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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.*

Marvin J. Spivak

Name of Person Signing

*Joseph A. Scafetta Jr.*  
Signature

*April 17, 2003*  
Date

Registration Number: 24,913

Joseph A. Scafetta, Jr.  
Registration No. 26,803

Total number of pages including this cover sheet: 3

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PATENT  
REEL: 013970 FRAME: 0575

10/238,694

# Assignment of Application

WHEREAS, I (WE) Kazutaka AKIYAMA 205, 12-3, Tokiwadaira Jinyamae, Matsudo-shi, Chiba 270-2265,  
JAPAN

INVENTORS:  
ADDRESS:  
RESIDENCE:

\_\_\_\_\_, respectively,

INVENTORS:  
ADDRESS:

have invented certain new and useful improvements in: SEMICONDUCTOR DEVICE AND METHOD OF  
FABRICATING THE SAME

INVENTORS:  
ADDRESS:

for which an application for Letters Patent was executed on August 20, 2002

(Application No. 10/238,694, filed September 11, 2002), and

INVENTORS:  
ADDRESS:  
COMPANY:

WHEREAS, KABUSHIKI KAISHA TOSHIBA

(hereinafter referred to as "ASSIGNEE") having a place of business at: \_\_\_\_\_

1-1, Shibaura 1-chome, Minato-ku, Tokyo 105-8001, JAPAN

is desirous of acquiring the entire right, title and interest in and to said invention and in and to any Letters Patent that may be granted therefore in the United States and its territorial possessions and in any and all foreign countries;

NOW, THEREFORE, in consideration of the sum of FIVE DOLLARS (\$5.00), the receipt whereof is hereby acknowledged, and for other good and valuable consideration, I (WE), by these presents do sell, assign and transfer unto said ASSIGNEE, the full and exclusive right to the said invention in the United States and its territorial possessions and in all foreign countries and the entire right, title and interest in and to any and all Letters Patent which may be granted therefor in the United States and its territorial possessions and in any and all foreign countries and in and to any and all divisions, reissues, continuations, substitutions and renewals thereof.

I (WE) hereby authorize and request the Patent Office Officials in the United States and its territorial possessions and any and all foreign countries to issue any and all of said Letters Patent, when granted, to said ASSIGNEE as the assignee of my (our) entire right, title and interest in and to the same, for the sole use and behoof of said ASSIGNEE, its (his) successors and assigns, to the full end of the term for which said Letters Patent may be granted, as fully and entirely as the same would have been held by me (us) had this Assignment and sale not been made.

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Further, I (WE) agree that I (WE) will communicate to said ASSIGNEE or its (his) representatives any facts known to me (us) respecting said invention, and testify in any legal proceeding, sign all lawful papers, execute all divisional, continuation, substitute, renewal and reissue applications, execute all necessary assignment papers to cause any and all of said Letter Patent to be issued to said ASSIGNEE, make all rightful oaths, and, generally do everything possible to aid said ASSIGNEE, its (his) successors and assigns, to obtain and enforce proper protection for said invention in the United States and its territorial possessions and in any and all foreign countries.

The undersigned hereby grant(s) the firm of Oblon, Spivak, McClelland, Maier & Neustadt, P.C. of Fourth Floor, 1755 Jefferson Davis Highway, Arlington, Virginia 22202 the power to insert on this assignment any further identification, including the application number and filing date, which may be necessary or desirable in order to comply with the rules of the United States Patent and Trademark Office for recordation of this document.

Date: August 20, 2002 *Kazutaka Akiyama*  
 (Signature of Inventor) Kazutaka AKIYAMA

Date: \_\_\_\_\_  
 (Signature of Inventor)

Date: \_\_\_\_\_  
 (Signature of Inventor)

Date: \_\_\_\_\_  
 (Signature of Inventor)

Date: \_\_\_\_\_  
 (Signature of Inventor)

Date: \_\_\_\_\_  
 (Signature of Inventor)

Date: \_\_\_\_\_  
 (Signature of Inventor)

Date: \_\_\_\_\_  
 (Signature of Inventor)

**OBLON, SPIVAK, McCLELLAND, MAIER & NEUSTADT, P.C.**  
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10/01