

PATENTS ONLY

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<p>1. Name of party or parties conveying an interest:</p> <p>Roger L. Frick <span style="float: right;">7-16-03</span></p>	<p>2. Name and address of party or parties receiving an interest:</p> <p>Name: Rosemount, Inc., a Minnesota corporation 12001 Technology Drive Eden Prairie, Minnesota 55344</p>
<p>3. Description of the interest conveyed:</p> <p><input checked="" type="checkbox"/> Assignment <input type="checkbox"/> Merger <input type="checkbox"/> Change of Name <input type="checkbox"/> Security Agreement</p> <p>Execution Date: June 13, 2003</p>	<p>Other:</p> <p style="text-align: center;">FINANCE SECTION JUL 16 AM 8:00</p>
<p>4. Application number(s) or patent number(s). Additional sheet attached? YES ___ NO <input checked="" type="checkbox"/></p> <p>A. Patent Application no.: <u>10/323,195</u></p>	<p>If the document is being filed together with a new application, the execution date of the application is:</p> <p>B. Patent no.:</p>
<p>5. Name and address of party to whom correspondence concerning this cover sheet should be mailed:</p> <p>Name: Paul B. Stephens Reg. No. 47,970 MARSHALL, GERSTEIN &amp; BORUN Street Address: 6300 Sears Tower 233 S. Wacker Drive City: Chicago State: Illinois Zip: 60606-6357</p>	<p>6. Number of applications and/or patents identified on this cover sheet: 1</p> <p>7. Amount of fee enclosed or authorized to be charged: \$40.00</p> <p>8. Any additional required fee may be charged, or any overpayment credited to our deposit account: 13-2855</p>

9. To the best of my knowledge and belief, the information contained on this cover sheet is true and correct and any copy submitted is a true copy of the original document.

Date: July 11, 2003

Paul B. Stephens  
Registration No. 47,970

Total number of pages including cover sheet, attachments, and document: 3

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## ASSIGNMENT

Attorney Docket No. 30203/37721

File Number: UP 795

**WHEREAS**, I, Roger L. Frick, of Hackensack, Minnesota, United States, have invented certain new and useful improvements as described in an application entitled TUNABLE OPTICAL FILTER for Letters Patent of the United States, the application having been executed on even date herewith, and/or being identifiable in the United States Patent and Trademark Office by Serial No. 10/323,195 and filed December 18, 2002.

**WHEREAS**, ROSEMOUNT INC., a corporation organized and existing under the law of the State of Minnesota, having offices at 12001 Technology Drive, Eden Prairie, Minnesota 55344 ("Assignee") is desirous of acquiring the entire right, title and interest in and to the invention, the application, and any and all Letters Patent or similar legal protection, foreign or domestic, to be obtained therefor;

**NOW, THEREFORE**, for good and valuable consideration, including the Consulting and License Agreement, the receipt and adequacy of which is hereby acknowledged, I transfer to Assignee, its successors and assigns, my entire right, title and interest in and to the invention, the above-identified application, corresponding domestic and foreign applications, all Letters Patent and similar legal protection issuing thereon, and all rights and benefits under any applicable treaty and convention; and I authorize the Commissioner of Patents and Trademarks of the United States or foreign equivalent thereof to issue the Letters Patent or similar legal protection to the Assignee.

I authorize the Assignee, its successors and assigns, to insert in this instrument the filing date and serial number of the application when ascertained.

