

Attorney Docket No. CHM-010PAT

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(Rev. 10/02)
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RECORDATION FORM COVER SHEET U.S. DEPARTMENT OF COMMERCE
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PATENTS ONLY

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

1. Name of conveying party(ies):
Michael John Rutter

2. Name and address of receiving party(ies)

Children's Hospital Medical Center
The Children's Hospital Research Foundation
3333 Burnet Avenue
Cincinnati, OH 45229

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

3. Nature of conveyance:

- Assignment Merger
- Security Agreement Change of Name
- Other

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

Execution Date: 12/12/03

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):
10/737,128

B. Patent No.(s):

Additional numbers attached? Yes No

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

Hasse Guttag & Nesbitt LLC
7550 Central Park Blvd.
Mason, OH 45040

6. Total number of applications and patents involved: 1

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

- Enclosed
- Authorized to be charged to deposit account

8. Deposit account number

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

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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.

Donald E. Hasse
Name of Person Signing

Donald E. Hasse
Signature

May 11, 2004
Date

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

OP \$40.00 10737128

ASSIGNMENT

WHEREAS, I:

Michael John Rutter of 1110 Brayton Avenue, Cincinnati, OH 45215

have made a certain new and useful invention as set forth in an application for United States Letters Patent entitled TRACHEOTOMY ENDOTRACHEAL TUBE, Attorney's Docket No. CHM-010, Serial No. 10/737,128, filed the 15th day of December, 2003, (the hereinafter named assignee or the attorney of record for said patent application being hereby authorized to insert said Serial Number and filing date when ascertained), and as set forth in United States Provisional Patent Application Serial No. 60/433,736, filed on December 16, 2002.

I made said invention set forth in said patent application while employed by Children's Hospital Medical Center of Cincinnati, Ohio, and acknowledge my obligation at the time the invention was made to assign said invention to Children's Hospital Medical Center. Pursuant to said obligation, I assign to Children's Hospital Medical Center, its legal representatives, successors and assigns, the entire right, title and interest, including the right to claim priority of the filing date of said patent application under international conventions, in said invention as set forth in said patent application, including any divisional, continuation, continuation-in-part, continued prosecution, or provisional application thereof, and in all patents, including any reissued, reexamined, or extended patent thereof, of the United States and of any foreign country which may be issued for said invention, as fully and completely as the same would have been held by us/me had this assignment not been made. The entire right, title and interest shall vest irrevocably in Children's Hospital Medical Center. I further agree upon request, without additional compensation but at no expense to me, to execute or assent to foreign applications, and to execute all other legal documents as may be necessary or desirable to vest the enjoyment of the rights assigned to Children's Hospital Medical Center, its legal representatives, successors and assigns, or as said Children's Hospital Medical Center may direct.

AND I request the Commissioner of Patents and Trademarks to issue any Letters Patent of the United States which may be issued for said invention to said Children's Hospital Medical Center, its legal representatives, successors or assigns, as the sole owner of the entire right, title, and interest in said patent and the invention covered thereby.

Michael John Rutter
MICHAEL JOHN RUTTER

12/12/03
Date

State of OHIO
County of HAMILTON

On this 12th day of December, 2003, before me personally appeared Michael John Rutter to me known to be the person named in and who executed the above instrument, and acknowledged to me that they executed the same for the uses and purposes therein set forth.

Donald S. Haase Notary