


Form PTO-1595 (Rev. 10/02) OMB No. 0651-0027 (exp. 6/30/2005) Tab settings ⇌ ⇌ ⇌ ▼ ▼ ▼ ▼ ▼ ▼ ▼		RECORDATION FORM COVER SHEET PATENTS ONLY		U.S. DEPARTMENT OF COMMERCE U.S. Patent and Trademark Office	
To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.					
1. Name of conveying party(ies): John V. Smith, 4/13/04 Victor P. Hester, 4/13/04 Additional name(s) of conveying party(ies) attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No			2. Name and address of receiving party(ies) Name: <u>Racksaver, Inc.</u> Internal Address: _____ Street Address: <u>9449 Carroll Park Drive</u> City: <u>San Diego</u> State: <u>CA</u> Zip: <u>92121</u> Additional name(s) & address(es) attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
3. Nature of conveyance: <input checked="" type="checkbox"/> Assignment <input type="checkbox"/> Merger <input type="checkbox"/> Security Agreement <input type="checkbox"/> Change of Name <input type="checkbox"/> Other _____ Execution Date: <u>4/13/04</u>			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) <u>10/655,862</u> B. Patent No.(s) _____ Additional numbers attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
5. Name and address of party to whom correspondence concerning document should be mailed: Name: <u>Bernard L. Kleinke, Esq.</u> Internal Address: _____ <u>DUCKOR SPRADLING & METZGER</u> Street Address: <u>401 W. A Street, Suite 2400</u> City: <u>San Diego</u> State: <u>CA</u> Zip: <u>92101</u>			6. Total number of applications and patents involved: <u>1</u> 7. Total fee (37 CFR 3.41).....\$ <u>40.00</u> <input checked="" type="checkbox"/> Enclosed <input type="checkbox"/> Authorized to be charged to deposit account 8. Deposit account number: <u>502635</u>		
DO NOT USE THIS SPACE					
9. Signature. <div style="display: flex; justify-content: space-between; align-items: flex-end;"> <div style="width: 30%;"> <u>Bernard L. Kleinke, Esq.</u> Name of Person Signing </div> <div style="width: 30%; text-align: center;">  Signature </div> <div style="width: 30%; text-align: right;"> <u>May 12, 2004</u> Date </div> </div> <div style="text-align: right; margin-top: 10px;"> Total number of pages including cover sheet, attachments, and documents: <u>7</u> </div>					

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

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PATENT
REEL: 014623 FRAME: 0407

OP \$40.00 10655862

Atty. Dkt No. 7719-114

ASSIGNMENT AND AGREEMENT

WHEREAS, John V. Smith of 14072 Blue Ridge Trail, Poway, CA 92064; and **Victor P. Hester** of 2162 Shire Drive, El Cajon, CA 92019; (hereinafter referred to singly and collectively as "ASSIGNOR") have invented a certain invention entitled **PORTABLE DIAGNOSTIC APPARATUS FOR COMPUTER COMPONENTS AND SYSTEMS AND METHOD OF USING SAME** (Atty. Dkt. No. 7719-114 for which an application for United States Letters Patent was filed on September 5, 2003 as Application No. 10/655,862 and;

WHEREAS, RackSaver, Inc., a limited liability company duly organized and existing under the laws of the State of CA, and having its principal place of business at 9449 Carroll Park Drive, San Diego, CA 92121 (hereinafter referred to as "ASSIGNEE") is desirous of acquiring the entire interest therein;

NOW THEREFORE, in consideration of One Dollar (\$1.00) and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, ASSIGNOR has sold, assigned, and transferred, and by these presents hereby sells, assigns, and transfers, unto ASSIGNEE, its successors and assigns, the full and exclusive right, title, and interest in and to (a) the above-identified invention or inventions and all improvements and modifications thereof, (b) the above-identified application and all other applications for Letters Patent of the United States and countries foreign thereto for the above-identified invention or inventions and all improvements and modifications thereof, (c) all Letters Patent which may issue from said applications in the United States and countries foreign thereto, (d) all divisions, continuations, reissues, and extensions of said applications and Letters Patent, and (e) the right to claim for any of said applications the full benefits and priority rights under the International Convention and any other international agreement to which the United States adheres; such right, title, and interest to be held and enjoyed by ASSIGNEE, its successors and assigns, to the full end of the term or terms for which any and all such Letters Patent may be granted as fully and entirely as would have been held and enjoyed by ASSIGNOR had this Assignment not been made.

ASSIGNOR HEREBY AUTHORIZES AND REQUESTS the Commissioner of Patents and Trademarks to issue said Letters Patent to ASSIGNEE as assignee of the entire interest, for the sole use and benefit of ASSIGNEE, its successors and assigns.

ASSIGNOR HEREBY AGREES (a) to communicate to ASSIGNEE, its successors and assigns, or their representatives or agents, all facts and information known or available to ASSIGNOR respecting said invention or inventions, improvements, and modifications including evidence for interference, reexamination, reissue, opposition, revocation, extension, or infringement purposes or other legal, judicial, or administrative proceedings, whenever requested by ASSIGNEE; (b) to testify in person or by affidavit as required by ASSIGNEE, its successors and assigns, in any such proceeding in the United States or a country foreign thereto; (c) to execute and

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Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Date: May 12, 2004

Respectfully submitted,

DUCKOR SPRADLING & METZGER
A Law Corporation
Customer Number 36412



36412
PATENT TRADEMARK OFFICE

Telephone: 619.231.3666
Facsimile: 619.231.6629

By

A handwritten signature in cursive script, appearing to read "Bernard L. Kleinknecht", written over a horizontal line.

Bernard L. Kleinknecht
Attorney for Applicant
Registration No. 22,123