

02-25-2004



SHEET

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Patent and Trademark Office

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To the Director of the United States Patent and Trademark Office: Please record the attached original documents or copy thereof.

1. Name of conveying party(ies):
Jeffrey A. Kline

2-13-04

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

Name: **The Charlotte-Mecklenburg Hospital Authority**

Address: **P.O. Box 32861**

Additional names(s) of conveying party(ies) Yes No

3. Nature of conveyance:

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

Execution Date: **February 13, 2004**

City: **Charlotte** State/Prov.: **NC**

Country: **US** ZIP: **28232-2861**

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

4. Application number(s) or patent numbers(s):

10778477

If this document is being filed together with a new application, the execution date of the application is: **February 13, 2004**

Patent Application No. _____ Filing date _____

B. Patent No.(s) _____

Additional numbers Yes No

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

Name: **James D. Wright**

Registration No. **43,291**

Address: **Kennedy Covington Lobdell & Hickman, LLP**

Hearst Tower, 47th Floor

214 N. Tryon Street

City: **Charlotte** State/Prov.: **NC**

Country: **US** ZIP: **28202**

6. Total number of applications and patents involved: **1**

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

Enclosed - Any excess or insufficiency should be credited or debited to deposit account

Authorized to be charged to deposit account

8. Deposit account number:

18-1215

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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.

James D. Wright

Name of Person Signing

Signature

February 13, 2004

Date

Total number of pages including cover sheet, attachments, and

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ASSIGNMENT

WHEREAS,

**Jeffrey A. Kline
12026 Matthew Martin Lane
Charlotte, North Carolina 28216**

(hereinafter "Assignor") has invented certain new and useful improvements and/or designs (hereinafter "Invention"), for a full description of which reference is here made to a patent application entitled:

DEVICE AND METHOD FOR COLLECTION OF EXHALED ALVEOLAR BREATH CONDENSATE

for which an application for United States Letters Patent was executed by Jeffrey A. Kline on February _____, 2004 and filed in the United States Patent Office concurrently herewith (hereinafter "Application"); and

WHEREAS,

**The Charlotte-Mecklenburg Hospital Authority
P.O. Box 32861
Charlotte, North Carolina 28232-2861**

(hereinafter "Assignee") is desirous of acquiring the entire right, title and interest in, to, and under the Invention and the Application, and in, to, and under any and all patents that may be obtained for the Invention, together with all foreign rights corresponding thereto;

NOW, THEREFORE, to all whom it may concern, be it known that, for and in consideration of the sum of One Dollar (\$1.00), and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, Assignor has agreed to sell, assign, transfer and convey, and by these presents do hereby sell, assign, transfer and convey, unto Assignee the entire right, title, and interest in, to and under:

- The Invention and the Application;
- Any patent of the United States of America that may be obtained for the Invention;
- Any corresponding applications for patent of the Invention in any and all foreign countries; and

- Any reissue, extension, renewal, substitution, confirmation, division, continuation and the like of any of the foregoing (hereinafter collectively "Invention Rights").

FURTHERMORE,

Assignor hereby covenants and agrees, and binds any and all heirs, administrators, legal representatives, and assigns, to assist and cooperate with Assignee in the preparation and prosecution of any application included within the Invention Rights and in the prosecution or defense of any interference, opposition, or other proceeding that may arise in connection with any application or patent included within the Invention Rights and, further, to execute and deliver to Assignee any and all additional petitions, oaths, assignments, or other papers or instruments that may be requested by Assignee for the purpose of implementing the terms of this Agreement.

Assignor hereby authorizes and empowers Assignee to invoke and claim for any application or patent included within the Invention Rights the benefit of any rights to which Assignor might be entitled under international law or under the laws of any particular foreign country, and to invoke and claim such rights without further written or oral authorization from Assignor.

Assignor hereby consents and agrees that a copy of this Assignment shall be deemed a full legal and formal equivalent of any assignment, consent to file, or like document that may be required in any particular foreign country for any purpose and, more particularly, in proof of the right of Assignee to claim the aforesaid benefit of the right of priority.

Assignor covenants and agrees that this Assignment and all the terms thereof shall inure to the benefit of the successors, assigns, legal representatives, or nominees of Assignee, without further written or oral authorization from Assignor.

Finally, Assignor hereby authorizes and requests the Commissioner of Patents and Trademarks of the United States Patent and Trademark Office to issue any patent included within the Inventions Rights to Assignee.

This the 13th day of February, 2004.

[Handwritten Signature]

Jeffrey A. Kline (Assignor)

Witness #1 Signature

Witness #2 Signature

Witness # 1 Name

Witness #2 Name

Witness #1 Address

Witness #2 Address

Witness #1 Address

Witness #2 Address

NOTARIZATION

State of North Carolina

County of Mecklenburg
United States of America

On this 13th day of February, 2004, appeared before me the above-identified person who executed the foregoing document, and who acknowledged that he/she signed it as a free act on his/her own behalf (or on behalf of the identified corporation or other juristic entity, and with authority to do so).

Martha B. Carpenter
Notary Public

My Commission Expires: July 23, 2005

