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PATENT
REEL: 015188 FRAME: 0313

Correspondent Name and Address

Area Code and Telephone Number

(202) 912-2000

Name **HELLER EHRMAN WHITE & MCAULIFFE**

Address (line 1) **1666 K Street, N.W.**

Address (line 2) **Suite 300**

Address (line 3) **Washington, D.C. 20006**

Address (line 4)

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8

Application Number(s) or Patent Number(s)

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Patent Application Number(s)

Patent Number(s)

09/554,376

If this document is being filed together with a new Patent Application, enter the date the patent application was signed by the first named executing inventor.

Month Day Year

Patent Cooperation Treaty (PCT)

Enter PCT application number only if a U.S. Application Number as not been assigned.

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Number of Properties

Enter the total number of properties involved.

1

Fee Amount

Fee Amount for Properties Listed (37 CFR 3.41):

\$ **40.00**

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April 7, 2004

Deed of Assignment

Deed of Assignment

IMBcom Pty Limited

and

Nanomics Biosystems Pty Ltd

Deed of Assignment

Table of Contents

| | | |
|----|------------|---|
| 1. | Grant | 3 |
| 2. | Completion | 4 |
| 3. | Acceptance | 4 |
| | Schedule 1 | 5 |
| | The Patent | 5 |

Deed of Assignment

| | |
|----------|--|
| Date | the <u>2nd</u> day of <u>February</u> 200 <u>4</u> |
| Parties | |
| 1. | IMBcom Pty Limited, of Research Road, The University of Queensland, St Lucia, in the State of Queensland, Australia, 4072 (<i>Assignor</i>) |
| 2. | Nanomics Biosystems Pty Ltd, of 59 Bunowang Street, Balmoral, in the State of Queensland, Australia, 4171 (<i>Assignee</i>) |
| Recitals | |
| A. | <i>Assignor</i> is the owner of the invention described and/or claimed in the United States patent applications listed in the attached Schedule 1 (<i>the patent applications</i>) |
| B. | <i>Assignee</i> wishes to acquire <i>Assignor's</i> entire right, title and interest in the United States in and to the <i>patent applications</i> and the invention described and/or claimed therein |

It is agreed as follows:-

1. Grant

- 1.1 For the sum of One Dollar (AU\$1.00) and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the *Assignor* confirms that it has sold, assigned and transferred and by these presents does hereby sell, assign and transfer to the *Assignee*, its successors, assigns and legal representatives, the *Assignor's* entire right, title and interest in the **United States** in and to the invention described and/or claimed in the *patent applications*, in and to the *patent applications* and any and all divisionals, reissues, substitutions, continuations and extensions thereof and any and all application for the invention in the **United States** and any and all Letters Patent which may issue or be issued for the invention in the **United States** to the full end of the term for which each said Letters Patents may be granted.
- 1.2 *Assignor* confirms that the entire right, title and interest assigned and transferred to the *Assignee* by these presents includes all the rights, powers, liberties and immunities conferred on the owner by the grant of said Letters Patent free from all encumbrances and including the right to sue for damages and other remedies in respect of any infringement of the Letters Patent which may have accrued up to the date hereof.
- 1.3 *Assignor* authorizes and requests the Commissioner of Patents to issue Letters Patent on the *patent applications*, and all Letters Patents resulting from any applications derived therefrom, in the **United States**, to the *Assignee*, its successors, assigns and legal representatives.

Deed of Assignment

2. Completion

- 2.1 *Assignor* further agrees to do all such lawful acts and things and to execute without further consideration such further lawful Assignments, Powers of Attorney, Applications, Declarations, Affidavits, and other instruments as may reasonably be required by the *Assignee* to effect said sale, transfer and assignment and to vest or perfect such rights, title and interest to the *Assignee*, its successors, assigns and legal representatives.

3. Acceptance

- 3.1 *Assignee* hereby accepts the foregoing assignment made by the *Assignor*.

Deed of Assignment

Schedule1

The Patent

| Application No. | Patent No. | Status |
|------------------------|-------------------|-------------------|
| 09/554,376 | | Under Examination |
| 09/856,859 | | Under Examination |

Deed of Assignment

Executed in Brisbane as a Deed.

SIGNED for and on behalf of **IMBCOM PTY LIMITED**

by: 

Print Name Dr Peter Isdale
Chief Executive Officer
Position Held IMBcom Pty Ltd
ABN 30 094 733 909

in the presence of:



Witness
OLIVIA TEED
Name

Executed in Brisbane, as a Deed.

SIGNED for and on behalf of **NANOMICS BIOSYSTEMS PTY LTD**

by: 

Print Name MARK MILSON

Position Held Company Secretary

in the presence of:



Witness
OLIVIA TEED
Name