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(Rev. 6-03)
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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):
James J. Croft, III

Additional name(s) of conveying parties attached? ☐ Yes ☒ No

3. Nature of conveyance:

☒ Assignment

☐ Merger

☐ Security Agreement

☐ Change of Name

☐ Other _____

Execution Date: **09/27/2004**

2. Name and address of receiving party(ies)

Name: **American Technology Corporation**

Internal Address: _____

Street Address: **13114 Evening Creek Drive South**

San Diego, California 92128

Additional Name(s) & address(es) attached? ☐ Yes ☒ No

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).

B. Patent No(s). **4,803,733**

Additional numbers attached? ☐ Yes ☒ No

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

Name: **Steve M. Perry**

Mailing Address: **Thorpe, North & Western, LLP**

P.O. Box 1219

Sandy, UT 84091-1219

Street Address: **8180 South 700 East**

City: **Sandy** State: **Utah** Zip: **84070**

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

7. Total fee (27 CFR 3.41) **\$40.00**

☐ Enclosed

☒ Authorized to be charged to deposit account

8. Deposit account number:

20-0100 (Deficiencies Only)

(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.

Steve M. Perry

Name of Person Signing



Signature

October 6, 2004

Date

Total number of pages including this cover sheet, attachments, and document: **4**

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WHEN RECORDED RETURN TO:

ATTORNEY DOCKET NO. T9709

Steve M. Perry
THORPE NORTH & WESTERN, LLP
P.O. BOX 1219
SANDY, UTAH 84091-1219

ASSIGNMENT

WHEREAS, I, James J. Croft, III, resident of the state of California, whose postal mailing address is 13633 Quiet Hills Drive, Poway, CA 92064 (hereinafter "Assignor") the owner of all rights, and title, and interest in and to the inventions described and claimed in U.S. Patent No. 4,803,733 entitled "LOUDSPEAKER DIAPHRAGM MOUNTING SYSTEM AND METHOD" and issued on February 7, 1989 (hereinafter "US 4,807,733");

WHEREAS, American Technology Corporation, a corporation organized and existing under the laws of the State of Delaware, having a business address of 13114 Evening Creek Drive South, San Diego, California 92128 (hereinafter "Assignee"), is desirous of acquiring the entire right, title, and interest in the same;

NOW, THEREFORE, in consideration of one dollar (\$1.00) and other good and valuable consideration paid to me by the Assignee, the receipt and sufficiency whereof is hereby acknowledged, I the said Assignor, hereby grant and assign unto the said Assignee, my entire right, title and interest in US 4,807,733, and in all patent applications based thereon, including but not limited to the above identified United States Patents and in all divisions, continuations, and continuations-in-part of said application, or reissues or extensions of the Letters Patent or Patents granted thereon, and in all subsequent applications filed in countries foreign to the United States, and in all patents issuing thereon in the United States and foreign countries; the right, power and authority to file and prosecute U.S. and foreign patent applications on said invention, and to do so in its own name wherever such right may be legally exercised, and including the right to claim the priority and benefits of the International Convention for such applications; and the right to bring actions for infringement of any right in said invention in its own name, including past infringement, in any jurisdiction.

Assignment of US Patent Application

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I hereby authorize and request the United States Commissioner of Patents and Trademarks, and such Patent Office officials in foreign countries as are duly authorized by their patent laws to issue patents, to issue any and all Letters Patents on said inventions to the said Assignee as the owner of my entire interest, for the sole use and behoof of the said Assignee, its successors, assigns and legal representatives, to the full end of the term for which said Letters Patent may be granted, as fully and entirely as the same would have been held by me had this assignment and sale not been made.

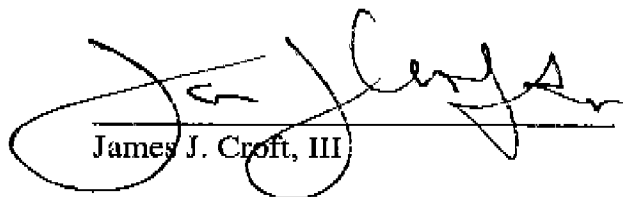
Assignee acknowledges that it takes ownership of US 4,807,733 subject to an existing license retained by Robert W. Carver which allows him to grant a sublicense to Sunfire Corporation.

I hereby agree, without further consideration and without expense to me, to sign all lawful papers and to perform all other lawful acts which the Assignee may request of me to make this Assignment fully effective, including, by way of example but not of limitation, the following: prompt execution of all original, divisional, substitution, reissue, reexamination and other United States and foreign patent applications on said invention, and all lawful documents as requested by the Assignee to further the prosecution of any of such patent applications; cooperation to the best of my ability including, but not limited to, the execution of all lawful documents, the production of evidence in any actions or proceedings concerning the invention, including, but not limited to, nullification, reissuing, extension, and infringement proceedings involving said invention.

This assignment and agreement shall be binding upon my heirs and legal representatives.

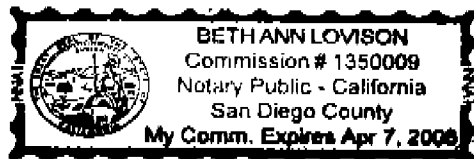
Assignment of US Patent Application
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Executed this 27th day of September 2004 at San Diego, CA.
(City) (State)


James J. Croft, III

STATE OF CA)
County of San Diego) ss

Before me personally appeared James J. Croft, III and acknowledged the foregoing instrument to be his free act and deed this 27th day of September, 2004.



Bethann Lovison
Notary Public

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