

FORM PTO-1595 (modified)

06-01-2004

(Rev 6-93)

RE



SHEET

U.S. DEPARTMENT OF COMMERCE

Patent and Trademark Office

5/26/04

102755404

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

1. Name of conveying party(ies):

Nobuo KOCHI  
Hitoshi OTANI  
Satoru NIIMURA



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

TOPCON CORPORATION  
75-1, Hasunuma-cho  
Itabashi-ku, Tokyo 174-8580 Japan

Additional conveying party(ies)

NO

3. Nature of conveyance:

ASSIGNMENT

Execution Date:

May 13, 2004

Additional name(s) &amp; address(es) attached?

NO

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

If this is being filed together with a new application, the execution date of the application is:

A. Patent Application Number(s):

10/485,276

B. Patent Number(s):

Additional numbers attached? NO

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

Richard L. Schwaab  
FOLEY & LARDNER LLP  
Washington Harbour  
3000 K Street, N.W., Suite 500  
Washington, D.C. 20007-5143

6. Total number of applications/patents involved: 1

7. Total fee (37 C.F.R. § 3.41):

\$40.00

☒ Check Enclosed

Charge to deposit account

8. Deposit account number: 19-0741

DO NOT USE THIS SPACE

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. The Commissioner is hereby authorized to charge any additional recordation fees which may be required in this matter to the above-identified deposit account.

Richard L. Schwaab

May 26, 2004

Name of person signing

Signature

Date

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

05/28/2004 MGETACHE 00000091 10485276

01 FC:8021

40.00 0P

# **ASSIGNMENT**

For good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, each undersigned inventor has sold and assigned, and by these presents hereby sells and assigns, unto

*name and* **TOPCON CORPORATION**  
*address of* **75-1, Hasunuma-cho, Itabashi-ku**  
*assignee* **Tokyo 174-8580, Japan**

(hereinafter ASSIGNEE) all right, title and interest for the United States, its territories and possessions in and to this invention relating to

*title of*  
*invention*

**SURFACE SHAPE MEASURING APPARATUS, SURFACE SHAPE MEASURING METHOD, AND SURFACE-STATE PLOTTING APPARATUS**

as set forth in this United States Patent Application

*check one* ☐ executed concurrently herewith  
☐ executed on \_\_\_\_\_  
☒ Serial No. PCT/JP02/07710 Filed July 30, 2002

in and to said United States Patent Application including any and all divisions or continuations thereof and in and to any and all Letters Patent of the United States which may issue on any such application or for said invention, including any and all reissues or extensions thereof, to be held and enjoyed by said ASSIGNEE, its successors, legal representatives 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 the undersigned had this Assignment not been made;

Each of the undersigned hereby authorizes and requests the Commissioner of Patents and Trademarks to issue any and all such Letters Patent to said ASSIGNEE, its successors or assigns in accordance herewith;

Each of the undersigned warrants and covenants that he has the full and unencumbered right to sell and assign the interests herein sold and assigned and that he has not executed and will not execute any document or instrument in conflict herewith;

Each of the undersigned further covenants and agrees he will communicate to said ASSIGNEE, its successors, legal representatives or assigns all information known to him relating to said invention or patent application and that he will execute and deliver any papers, make all rightful oaths, testify in any legal proceedings and perform all other lawful acts deemed necessary or desirable by said ASSIGNEE, its successors, legal representatives or assigns to perfect title to said invention, to said application including divisions and continuations thereof and to any and all Letters Patent which may be granted therefor or thereon, including reissues or extensions, in said ASSIGNEE, its successors, or assigns or to assist said ASSIGNEE, its successors, legal representatives or assigns in obtaining, reissuing or enforcing Letters Patent of the United States for said invention;

Each of the undersigned hereby grants the firm of **FOLEY & LARDNER** the power to insert in this Assignment any further identification which may be necessary or desirable to comply with the rules of the U.S. Patent and Trademark Office for recordation of this Assignment.

Each of the undersigned hereby grants the firm of **FOLEY & LARDNER** the power to insert in this Assignment any further identification which may be necessary or desirable to comply with the rules of the U.S. Patent and Trademark Office for recordation of this Assignment.

<b>NAMES AND SIGNATURES OF INVENTORS</b>		
Name: Nobuo KOCHI	Signature: <i>Nobuo Kochi</i>	Date: <i>May 13, 2004</i>
Name: Hitoshi OTANI	Signature: <i>Hitoshi Otani</i>	Date: <i>May 13, 2004</i>
Name: Satoru NIIMURA	Signature: <i>Satoru Niimura</i>	Date: <i>May 13, 2004</i>
Name:	Signature:	Date:
Name:	Signature:	Date:
<b>NAMES AND SIGNATURES OF WITNESSES</b>		
Name: <i>Hiroto WATANABE</i>	Signature: <i>Hiroto Watanabe</i>	Date: <i>May 13, 2004</i>
Name: <i>Kazuo KITAMURA</i>	Signature: <i>Kazuo Kitamura</i>	Date: <i>May 13, 2004</i>

Note: *Prima facie* evidence of execution may optionally be obtained by execution of this document before a U.S. Consul or before a local officer authorized to administer oaths whose authority is proved by a certificate from a U.S. Consul.