

FORM PTO-1619A

Expires 06/30/99

OMB 0651-0027

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Name (line 1) MICHAEL D. JENKINS

Execution Date
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01/21/04

Name (line 2)

Second Party

Name (line 1)

Execution Date
Month Day Year

Name (line 2)

Receiving Party

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Name (line 1) XYBERNAUT CORPORATION

Name (line 2)

Address (line 1) 12701 FAIR LAKES CIRCLE, SUITE 550

Address (line 2)

Address (line 3) FAIRFAX

VIRGINIA

22033

City

State/Country

Zip Code

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Name JAMES J. RALABATE

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Address (line 4)

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1

Application Number(s) or Patent Number(s) 15760095 Mark if additional numbers attached

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Patent Application Number(s)

Patent Number(s)

15760095				

If this document is being filed together with a new Patent Application, enter the date the patent application was

Month Day Year

Patent Cooperation Treaty (PCT)

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

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Fee Amount for Properties Listed (37 CFR 3.41): \$

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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. Charges to deposit account are authorized, as indicated herein.

JAMES J. RALABATE
Name of Person Signing

James J. Ralabate
Signature

6-18-04
Date

ASSIGNMENT

Whereas, I, MICHAEL D. JENKINS, residing at 6507 Burke Woods Dr., Burke, Virginia 22015, having invented certain new and useful Improvements in "*System and Method of Accessing and Recording Messages at Coordinate Way Points*" (hereinafter "invention") for which an application for United States Letters Patent was executed and filed on January 16, 2004, further identified as Docket No. XIP 208, and,

Whereas, XYBERNAUT CORPORATION, a Delaware Corporation, having a place of business at 12701 Fair Lakes Circle, Suite 550, Fairfax, Virginia, 22033, is desirous of acquiring the entire right, title and interest in and to said invention and in and to any Letters Patent that may be granted therefor in the United States and in any and all foreign countries;

Now, Therefore, in consideration of the sum of One Dollar (\$1.00) to me in hand paid, the receipt whereof is hereby acknowledged, and other good and valuable consideration, I, MICHAEL D. JENKINS, have sold, assigned and transferred and by these presents do sell, assign and transfer unto the said XYBERNAUT CORPORATION the full and exclusive right to the invention in the United States and its territorial possessions and in all foreign countries and the entire right, title and interest in and to any and all Letters Patent which may be granted therefor in the United States and its territorial possessions and in any and all foreign countries and in and to any and all divisions, reissues, continuations and extensions thereof.

I hereby authorize and request the Patent and Trademark Office Officials in the United States and any and all foreign countries to issue any and all of said Letters Patent, when granted, to said XYBERNAUT CORPORATION, as the assignee of my entire right, title and interest in and to the same, for the sole use and enjoyment of said XYBERNAUT CORPORATION, its successors and assigns.

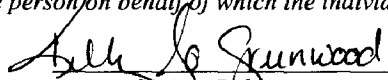
Further, I agree that I will communicate to said XYBERNAUT CORPORATION, or its representatives any facts known to us respecting said invention, and testify in any legal proceedings, sign all lawful papers, execute all divisions, continuation, substitution, renewal and reissue applications, execute all necessary assignment papers to said XYBERNAUT CORPORATION, to make all rightful oaths and generally do everything necessary or desirable to aid said XYBERNAUT CORPORATION, its successors and assigns, to obtain and enforce proper protection for said invention in the United States and in any and all foreign countries.


(Signature) -MICHAEL D. JENKINS

Date: January 21, 2004

Commonwealth of Virginia)
County of Fairfax)

On the ~~21~~ day of January in the year 2004, before me, the undersigned, a Notary Public in and for the State, personally appeared MICHAEL D. JENKINS, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within/attached instrument and acknowledged to me that he executed the same in his capacity and that by his signature on the instrument, the individual (or the person) on behalf of which the individual acted), executed the instrument.


Notary Public