

10-28-2004

PATENT I

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102869497

Attorney Docket No.: E252.12-0012 -- bmg

To the Commissioner for Patents: **Mail Stop Assignment Recordation Services - Please record the attached copy thereof.**

1. Name of conveying party(ies):

- (1) Brian A. Franchuk
(2) Roger R. Benson
(3)

Additional name(s) of conveying party(ies) attached? [] Yes [X] No

3. Nature of Conveyance:

- [X] Assignment [] Merger [] Security Agreement
[] Change of Name [] Other _____

Execution Date: October 8, 2004

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

Name: Fisher-Rosemount Systems, Inc.

Internal Address: _____

Street Address: 8301 Cameron RoadCity: Austin, State: TX ZIP 78754

Additional name(s) & address(es) attached? [] Yes [X] No

4A. Application No.(s)

10/936,142

If this document is being filed together with a new application, the execution date(s) of the application is: _____

Additional numbers attached? [] Yes [X] No

4B. Patent No.(s)

Additional numbers attached? [] Yes [X] No

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

Name: David R. FairbairnStreet Address: Kinney & Lange, P.A.,312 South Third StreetCity: Minneapolis State: MN ZIP 55415-1002

6. Total number of applications and patents involved: [1]

7. Total fee (37 C.F.R. 3.41):.....\$ 40.00

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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.

David R. Fairbairn

10/21/04

Date

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

10/28/2004 DBYRNE 00000085 10936142

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PATENT
REEL: 015917 FRAME: 0805

ASSIGNMENT

Attorney Docket No.

E252.12-0012

First Named Inventor : Brian A. Franchuk et al.

Title : DISCARDING A PARTIALLY RECEIVED MESSAGE FROM A DATA QUEUE

WHEREAS, I, Brian A. Franchuk, of Richfield, Minnesota 55423, USA and Roger R. Benson, of Eden Prairie, Minnesota 55347-4900, USA have invented certain new and useful improvements as described in an application entitled DISCARDING A PARTIALLY RECEIVED MESSAGE FROM A DATA QUEUE for Letters Patent of the United States, the application having been executed on even date herewith, and/or being identifiable in the United States Patent and Trademark Office by Application No. 10/936,142, filed September 8, 2004; and

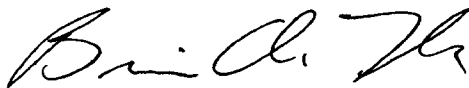
WHEREAS, Fisher-Rosemount Systems, Inc., a Delaware corporation organized and existing under the laws of the State of Texas, and having offices at 8301 Cameron Road, Austin, Texas 78754, ("Assignee") is desirous of acquiring the entire right, title and interest in and to the invention, the application, and any and all Letters Patent or similar legal protection, foreign or domestic, to be obtained therefor;

NOW, THEREFORE, for good and valuable consideration, the receipt and adequacy of which is hereby acknowledged, I transfer to Assignee, its successors and assigns, my entire right, title and interest in and to the invention, the above-identified application, corresponding domestic and foreign applications, all Letters Patent or similar legal protection issuing thereon, and all rights and benefits under any applicable treaty or convention; and I authorize the Commissioner of Patents and Trademarks of the United States or foreign equivalent thereof to issue the Letters Patent or similar legal protection to the Assignee.

I authorize the Assignee, its successors and assigns, to insert in this instrument the filing date and application number of the application when ascertained.

I authorize the Assignee, its successors and assigns, or anyone it may properly designate, to apply for Letters Patent or similar legal protection, in its own name if desired, in any and all foreign countries.

I represent to the Assignee, its successors and assigns, that I have not and shall not execute any writing or do any act whatsoever conflicting with this Assignment. I, my executors or administrators, will at any time upon request, without additional consideration, but at the expense of the Assignee, its successors and assigns, execute such additional writings and do such additional acts as the Assignee, its successors and assigns, may deem desirable to perfect its enjoyment of this grant, and render all assistance in making application for and obtaining, maintaining, and enforcing the Letters Patent or similar legal protection on the invention in any and all countries.



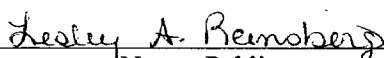
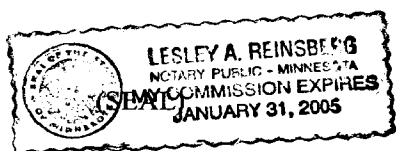
Brian A. Franchuk

STATE OF Minnesota)

) ss.

COUNTY OF Hennepin)

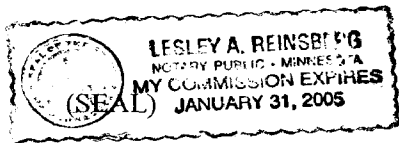
Subscribed and sworn to before me, a Notary Public, this 8th day of October, 2004.


Notary Public

Roger R. Benson
Roger R. Benson

STATE OF Minnesota)
) ss.
COUNTY OF Hennepin)

Subscribed and sworn to before me, a Notary Public, this 8th day of October, 2004.



Lesley A. Reinsberg
Notary Public