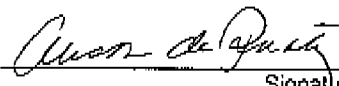


RECORDATION FORM COVER SHEET PATENTS ONLY

U.S. DEPARTMENT OF COMMERCE
PATENT AND TRADEMARK OFFICE

TO THE HONORABLE DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE. PLEASE RECORD THE ATTACHED ORIGINAL DOCUMENTS OR COPY THEREOF.

1. Name of conveying party(ies): Benjamin M. Rush Additional name(s) of conveying party(ies) attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		2. Name and address of receiving party(ies): TheraSense, Inc. 1360 South Loop Road Alameda, CA 94502 U.S.A.	
3. Nature of Conveyance: <input checked="" type="checkbox"/> Assignment <input type="checkbox"/> Merger <input type="checkbox"/> Security Agreement <input type="checkbox"/> Change of Name <input type="checkbox"/> Other Execution Date: June 9, 2005		Name and address of receiving party(ies): Name: Street Address: City: State: Zip: Country: Additional name(s) & address(es) attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> 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) - 11/106,256 Title: Devices and Methods for Use in Assessing a Flow Condition of a Fluid		B. Patent No.(s)	
Additional numbers attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No			
5. Name and address of party to whom correspondence concerning document should be mailed: Name: <u>K. Alison de Runtz</u> Internal Address: <u>Parsons Hsue & de Runtz LLP</u> Street Address: <u>655 Montgomery Street, Suite 1800</u> City <u>San Francisco</u> State <u>CA</u> Zip <u>94111</u>		6. Total number of applications and patents involved: <u>1</u>	
		7. Total fee (37 CFR 3.41): \$40.00 <input type="checkbox"/> A check is enclosed that includes the total fee. <input checked="" type="checkbox"/> Charge Deposit Account 502664 for any additional fees required for this conveyance and credit deposit account 502664 any amounts overpaid. This form is being submitted in duplicate.	
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8. Statement and signature. <i>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.</i>			
K. Alison de Runtz, Reg. No.: 37,119 Name of Person Signing		 Signature	
		<u>July 21, 2005</u> Date	
Total number of pages including cover sheet, attachments, and documents: 2			

CH \$40.00 502664 11106266

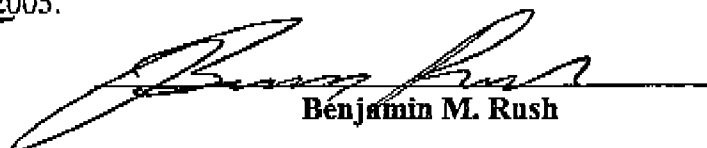
ASSIGNMENT

For good and valuable consideration, receipt of which is hereby acknowledged, I, **Benjamin M. Rush** of **5915 LaSalle Avenue, Oakland, CA 94611**, hereby sell, assign and transfer to **TheraSense, Inc.**, a Delaware corporation, having a place of business at **1360 South Loop Road, Alameda, CA 94502**, its successors and assigns, the entire right, title and interest throughout the world in my invention in

**DEVICES AND METHODS FOR USE IN ASSESSING
A FLOW CONDITION OF A FLUID**

for which I have filed a United States patent application on **April 13, 2005**, which now has Application No. **11/106,256**, and all patent applications and patents of every country for said invention, including divisions, reissues, continuations and extensions thereof, and all rights of priority resulting from the filing of said applications; I authorize the above-named assignee to apply for patents of foreign countries for said invention, and to claim all rights of priority without further authorization from me; I agree to execute all papers useful in connection with said United States and foreign applications, and generally to do everything possible to aid said assignee, its successors, assigns and nominees, at their request and expense, in obtaining and enforcing patents for said invention in all countries; and I request the Commissioner of Patents and Trademarks to issue all patents granted for said invention to the above-named assignee, its successors and assigns.

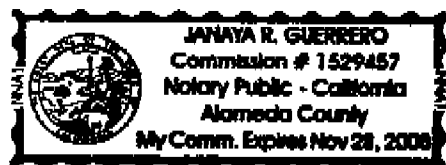
Executed this 9th day of June 2005.

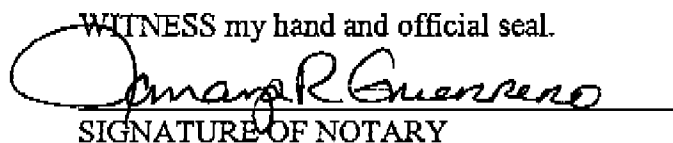

Benjamin M. Rush

State of California

County of Alameda) ss

On June 9, 2005 before me, Janaya R Guerrero, Notary Public personally appeared Benjamin M. Rush personally known to me or proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is(are) subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.



WITNESS my hand and official seal.

SIGNATURE OF NOTARY

Attorney Docket No.: THER.008US4