

01-10-2006

HEET

NO.320 U.S.P.3/11F COMMERCE

1-31-92 NRD 11-1-04

Patent &amp; Trademark Office

To the Honorable Commissioner of Patents &amp;

original documents or copy thereof.

## 1. Name of conveying party(ies):

103093337

ress of receiving party(ies):

Jinxi SHENName: JDS UNIPHASE CORPORATIONRobert R. MCLEODAddress: 1768 AUTOMATION PARKWAYDouglas E. CRAFTSSAN JOSE, CA 95131Barthelemy FONDEURYong DINGPang-Chen SUN

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: 7/22/04, 7/26/04, 9/28/04, 10/24/04

Additional name(s) and address(s) attached? ( ) Yes (X) 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)

**10/896,779**

Additional numbers attached? ( ) Yes (X) No

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

Name: Charles E. Wands, Esq.Internal Address: Allen, Dyer,Doppelt, Milbrath & Gilchrist, P.A.Street Address: 1901 S. Harbor City Blvd.Suite 507City: MelbourneState: Florida Zip: 32901

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

7. Total fee (37 CFR 3.41).....\$ 40.00

( ) Enclosed

[X] Authorized to be charged to Deposit account.

## 8. Deposit Account Number:

50-1465 *(CHARGE FEE)*

If any additional extension and/or fee is required, or, if any additional fee for claims is required.

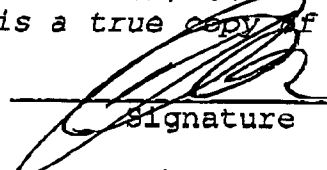
DO NOT USE THIS SPACE

## 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.

Charles E. Wands

Name of Person Signing

  
SignatureNovember 1, 2004

Date

Total number of pages including cover sheet, attachments and document: [ 8 ]

File No: P1688 US

ASSIGNMENT OF INVENTION  
UNIVERSAL

WHEREAS, I/we **Jinxi Shen**, a citizen of China; **Robert R. McLeod**, a citizen of the United States of America; **Douglas E. Crafts**, a citizen of the United States of America; **Barthelemy Fondeur**, a citizen of France; **Yong Ding**, a citizen of China; and **Pang-Chen Sun**, a citizen of Taiwan, whose full post office address(es) is/are **7090 Briza Loop, San Ramon, California, 94583, United States of America; 3565 Silver Plume Court, Boulder, Colorado, 80305, United States of America; 6585 Ingleside Court, San Jose, California, 95120, United States of America; 800 High School Way 342, Mountain View, California, 94041, United States of America; 1F/6C 1188 Gumei Road, Xuhui District, Shanghai, 200233, China; and 4763 Caminito Canor, San Diego, California, 92130, United States of America**, respectively, have made an invention as described in the patent application entitled

## OPTICAL PERFORMANCE MONITOR

filed herewith.

I/we hereby authorize my/our attorney to insert here in parentheses (Application Number 10/896,779, filed July 22, 2004), the filing date and application number of said application, when known.

WHEREAS, **JDS Uniphase Corporation** (hereinafter referred to as the assignee), whose full post office address is **1768 Automation Parkway, San Jose, California, 95131, United States of America** is desirous of acquiring the entire right, title and interest in and to said invention or inventions and in and to any and all patents to be obtained therefor;

NOW, THEREFORE, To All Whom It May Concern, be it known that for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, I/we have and by these presents do hereby sell, assign and transfer unto said assignee, its successors and assignees, the entire right, title and interest in and to said invention or inventions, as

described in the aforesaid application, in any form or embodiment thereof, and in and to the aforesaid application, and in and to any applications filed in any foreign country based thereon, including the right to file said foreign applications under the provisions of the International Convention; also the entire right, title and interest in and to any and all patents, reissues or extensions thereof to be obtained in this or any foreign country upon said invention or inventions, and any divisional, continuation, substitute application(s) or supplementary disclosure(s) which may be filed upon said invention or inventions, in any country; and I/we hereby authorize and request the issuing authority to issue any and all patents on said application or applications to said assignee.

I/We hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that wilful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such wilful false statements may jeopardize the validity of the application or any patent issued thereon.

Executed this 22nd day of July, 2004.  
at Milpitas, CA  
(place)

Jinxi Shen  
Jinxi Shen

**Declaration by Witness**

I, Mary Galde, whose full post office address is  
903 S Pine Victoria Dr., Milpitas CA say:  
95055

That I was personally present and did see Jinxi Shen, who is personally known to me,  
duly sign and execute the above Assignment.

Mary Galde  
Signature of Witness

Executed this 28<sup>TH</sup> day of SEP, 2004.  
at UNIVERSITY OF COLORADO, BOULDER  
(place)

  
Robert R. McLeod

**Declaration by Witness**

I, AMANDL SCHEPPACH, whose full post office address is  
University of Colorado at Boulder Box UCB 529 say:  
Boulder, CO 80309

That I was personally present and did see Robert R. McLeod, who is personally known to me, duly sign and execute the above Assignment.

  
Signature of Witness

Executed this \_\_\_\_ day of \_\_\_\_\_, 2004.  
at \_\_\_\_\_  
(place)

\_\_\_\_\_  
Douglas E. Crafts

**Declaration by Witness**

I, \_\_\_\_\_, whose full post office address is  
\_\_\_\_\_ say:

That I was personally present and did see Douglas E. Crafts, who is personally known to me, duly sign and execute the above Assignment.

\_\_\_\_\_  
Signature of Witness

Executed this \_\_\_\_ day of \_\_\_\_\_, 2004.

at \_\_\_\_\_  
(place)

\_\_\_\_\_  
Robert R. McLeod

**Declaration by Witness**

I, \_\_\_\_\_, whose full post office address is  
\_\_\_\_\_, say:

That I was personally present and did see Robert R. McLeod, who is personally known to me, duly sign and execute the above Assignment.

\_\_\_\_\_  
Signature of Witness

Executed this 22nd day of July, 2004.

at Milpitas, CA  
(place)

  
\_\_\_\_\_  
Douglas E. Crafts

**Declaration by Witness**

I, MARY GALDE, whose full post office address is  
903 S. Park Victoria Dr, Milpitas, CA say:  
92035

That I was personally present and did see Douglas E. Crafts, who is personally known to me, duly sign and execute the above Assignment.

  
\_\_\_\_\_  
Signature of Witness

Executed this 2nd day of July, 2004.  
at Milpitas, CA  
(place)

  
\_\_\_\_\_  
Barthelemy Fondeur

**Declaration by Witness**

I, MARY GALDE, whose full post office address is  
903 S. Park Victoria Dr. Milpitas, CA 95035 say:

That I was personally present and did see Barthelemy Fondeur, who is personally known to me, duly sign and execute the above Assignment.

  
\_\_\_\_\_  
Signature of Witness

Executed this \_\_\_\_ day of \_\_\_\_\_, 2004.  
at \_\_\_\_\_  
(place)

\_\_\_\_\_  
Yong Ding

**Declaration by Witness**

I, \_\_\_\_\_, whose full post office address is  
\_\_\_\_\_ say:

That I was personally present and did see Yong Ding, who is personally known to me, duly sign and execute the above Assignment.

\_\_\_\_\_  
Signature of Witness

Executed this \_\_\_\_\_ day of \_\_\_\_\_, 2004.

at \_\_\_\_\_  
(place)

\_\_\_\_\_  
**Barthelemy Fondeur**

**Declaration by Witness**

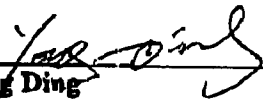
I, \_\_\_\_\_, whose full post office address is  
\_\_\_\_\_ say:

That I was personally present and did see **Barthelemy Fondeur**, who is personally known to me, duly sign and execute the above Assignment.

\_\_\_\_\_  
Signature of Witness

Executed this 24th day of October, 2004.

at Shanghai, China  
(place)

  
Yong Ding

**Declaration by Witness**

I, Xiaohong Wang, whose full post office address is  
1E/6C 1188 Gumen Road, Xuhui District, Shanghai, 200233, China say:

That I was personally present and did see **Yong Ding**, who is personally known to me, duly sign and execute the above Assignment.

  
Signature of Witness

Executed this 24 day of July, 2004.  
at Petaluma, CA  
(place)

Pang-Chen Sun  
Pang-Chen Sun

**Declaration by Witness**

I, MARY GADE, whose full post office address is  
903 S. Park View Dr., Petaluma, CA 95955 say:

That I was personally present and did see Pang-Chen Sun, who is personally known to me, duly sign and execute the above Assignment.

Mary Gade  
Signature of Witness