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FORM PTO-1595 U.S. DEPARTMENT OF COMMERCE U.S. Patent and Trademark Office

Attorney Docket No.: 2004P54329US/I331.177.101

RECORDATION FORM COVER SHEET **PATENTS ONLY**

Date: November 29, 2005 700227582

To the Commissioner of Patents: Please record the attached original signed documents or copy	thereof.		
1. Name of conveying partie(ies): Nelson Diaz	2. Name and address of receiving party(ies)		
(Decision Granting Petition Under 37 C.F.R. 1.47(b) Attached (3 pgs.))	Infineon Technologies North America Corp. 1730 North First Street San Jose, California 95112		
Additional name(s) of conveying party(ies) attached? No	Additional name(s) and address(es) attached? No		
3. Nature of conveyance:			
X Assignment			
Execution Date(s): August 24, 2005			
 4. Application number(s) or patent number(s): A. Patent Application No(s). B. Patent No. 11/021,475 December 22, 2004 	o(s).		
Additional number(s) attached? No			
5. Name and address of party to whom correspondence concerning document should be mailed:	6. Total number of applications and patents involved:		
	7. Total fee (37 C.F.R. 3.41): \$40.00		
Customer No. 025281 Paul P. Kempf	Enclosed		
Dicke, Billig & Czaja, PLLC	Authorized to be charged to Deposit Account No. 50047		
Suite 2250	8. Deposit Account No. 500471		
100 South Fifth Street Minneapolis, Minnesota 55402	(Attach duplicate copy of this page if paying by deposit account)		
DO NO	T USE THIS SPACE		
9. Statement and Signature			
	true and correct and any attached copy is a true copy of the original document.		
Name of Person Signing: Patrick G. Billig	Signature:		

Total number of pages comprising cover sheet: 5

REEL: 017074 FRAME: 0489

INFINEON REF NO. 2004P54329US O.C. REF NO. I331.177.101

ASSIGNMENT

For good and valuable consideration, I, Nelson Diaz, a citizen of the United States, residing at 11353 Grove Street, Westminster, Colorado 80031, hereinafter individually or collectively referred to as "Assignor";

Hereby sell, assign and transfer to **Infineon Technologies North America Corp.**, a corporation organized and existing under the state laws of Delaware, having its principal place of business at 1730 North First Street, San Jose, CA, 95112, hereinafter "Assignee", its successors, assigns and legal representatives, the entire right, title and interest in and for the United States and all foreign countries, in and to any and all improvements which are disclosed in the application for United States Letters Patent, which has been executed by the undersigned and

filed on December 22, 2004

US. Serial No. 11/021,475,

entitled: PLANAR DECOUPLING IN OPTICAL SUBASSEMBLY

and in and to said application and all divisional, continuing, substitute, renewal, reissue, and all other applications for Letters Patent which have been or shall be filed in the United States and all foreign countries on any of said improvements; and in and to all original and reissued patents which have been or shall be filed in the United States and all foreign countries on said improvements;

Agree that said Assignee may apply for and receive Letters Patent for said improvements in its own name; and that, when requested, without charge to but at the expense of said Assignee, its successors, assigns and legal representatives, to carry out in good faith the intent and purpose of this assignment, the undersigned will execute all divisional, continuing, substitute, renewal, reissue, and all other patent applications on any and all said improvements; execute all rightful oaths, assignments, powers of attorney and other papers; communicate to said Assignee, its successors, assigns, and legal representatives, all facts known to the undersigned relating to said improvements an the history thereof; and generally do everything possible which said Assignee, its successors, assigns or legal representatives shall consider desirable for aiding in securing and maintaining proper patent protection for said improvements and for vesting title to said improvements and all applications for patents and all patents on said improvements, in said Assignee, its successors, assigns and legal representatives; and

Covenant with said Assignee, it successors, assigns and legal representatives that no assignment, grant, mortgage, license or other agreement affecting the rights and property herein conveyed has been made to others by the undersigned, and that full right to convey the same as herein expressed is possessed by the undersigned.

SIGNATURE:		DATE:	
	NAME: Nelson Diaz		



UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents United States Patent and Trademark Office P.O. Box 1450 Alexandria, VA 22313-1450 www.uspto.gov

DICKE, BILLIG & CZAJA, P.L.L.C FIFTH STREET TOWERS

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AUG 2 4 2005

OFFICE OF PETITIONS

In re Application of

Nelson Diaz

Application No. 11/021,475

Filed: December 22, 2004

For: PLANAR DECOUPLING IN OPTICAL

SUBASSEMBLY

DECISION GRANTING PETITION

UNDER 37 CFR 1.47(b)

This is in response to the "Request For Reconsideration of Petition Under 37 CFR 1.47(b)," filed August 11, 2005 (Certificate of Mailing Date: August 9, 2005).

The petition is granted.

Petitioner has shown that the non-signing inventor has refused to join in the filing of the aboveidentified application after having been presented with the application papers. Specifically, the statement of facts of Mr. Paul P. Kempf establishes that the inventor was mailed the application papers, including the specification, claims and drawings, but refused the request that he sign the declaration. In addition, petitioner has shown that Infineon Technologies North America Corp. (Infineon) has a proprietary interest in the above-identified application with the copy of the "Employee Patent and Secrecy Agreement" showing that the inventor had an obligation to assign any patent rights to Infineon. The petition fee has been paid. Lastly, petitioner has submitted a declaration in compliance with 37 CFR 1.63 and 1.64 and demonstrated that petitioner has shown that such action is necessary to prevent irreparable damage.

This application and papers have been reviewed and found in compliance with 37 CFR 1.47(b). This application is hereby accorded Rule 1.47(b) status.

As provided in Rule 1.47(b), this Office will forward notice of this application's filing to the non-signing inventor at the address given in the petition. Notice of the filing of this application will also be published in the Official Gazette.

The application will be forwarded to the Office of Initial Patent Examination for further processing.

> PATENT REEL: 017074 FRAME: 0491

Application No. 11/021,473

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Telephone inquiries regarding this communication should be directed to the undersigned at (571) 272-3228.

Edward J. Tannouse Petitions Attorney

Office of Petitions

Office of the Deputy Commissioner

for Patent Examination Policy

PATENT

REEL: 017074 FRAME: 0492



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NELSON DIAZ 11353 GROVE STREET WESTMINSTER, CO 80031

AUG 2 4 2005

OFFICE OF PETITIONS

In re Application of Nelson Diaz Application No. 11/021,475 Filed: December 22, 2004 For: PLANAR DECOUPLING IN OPTICAL

Dear NELSON DIAZ:

SUBASSEMBLY

You are named as the sole inventor in the above identified United States patent application, filed under the provisions of 35 U.S.C. 118 (United States Code), and 37 CFR 1.47(b), Rules of Practice in Patent Cases. Should a patent be granted on the application you will be designated therein as the sole inventor.

As a named inventor you are entitled to inspect any paper in the file wrapper of the application, order copies of all or any part thereof (at a prepaid cost per 37 CFR 1.19) or make your position of record in the application. Alternatively, you may arrange to do any of the preceding through a registered patent attorney or agent presenting written authorization from you. If you care to join the application, counsel of record (see below) would presumably assist you. Joining in the application would entail the filing of an appropriate oath or declaration by you pursuant to 37 CFR 1.63.

Telephone inquiries regarding this communication should be directed to the undersigned at (571) 272-3228. Requests for information regarding your application should be directed to the File Information Unit at (703) 308-2733. Information regarding how to pay for and order a copy of the application, or a specific paper in the application, should be directed to Certification Division at (703) 308-9726 or 1 (800) 972-6382 (outside the Washington D.C. area).

Edward J. Tannouse

Petitions Attorney Office of Petitions

Office of the Deputy Commissioner for Patent Examination Policy

DICKE, BILLIG & CZAJA, P.L.L.C. FIFTH STREET TOWERS 100 SOUTH FIFTH STREET, SUITE 2250 MINNEAPOLIS, MN 55402

RECORDED: 11/29/2005

PATENT REEL: 017074 FRAME: 0493