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Document No. IMT- CellSorter

103151056

...hereof.

1. A. Name of conveying party(ies):
John S. FOSTER
B. Additional name(s) of conveying party(ies) attached?
☐ Yes ☒ No

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

INNOVATIVE MICRO TECHNOLOGY
75 ROBIN HILL ROAD
GOLETA, CA 93117

3. A. Nature of conveyance:

☐ Assignment ☐ Merger
☐ Security Agreement ☐ Change of Name
☒ Other Record to correct Assignee's name on an
assignment document previously recorded on July 8, 2002 at
reel 013090/ frame 0669
B. Execution Date: December 15, 2005

B. Additional name(s) & address(es) attached?
☐ Yes ☒ No

4. ☐ This document is being filed together with a new application.

A. Patent Application No.(s) _____

B. Patent No.(s) 6,838,056

Additional numbers attached? ☐ Yes ☒ No

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

Name: Jaquelin K. Spong

Address: 2246 Mohegan Drive, Apt. A1
Falls Church, VA 22043

6. Total number of applications and patents involved: 1

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

B. Enclosed (Check No. 185)

8.

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.

Jaquelin K. Spong
Registration No. 52,241

Date: December 23, 2005

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

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40.00 DP

PATENT
REEL: 017400 FRAME: 0884

Docket

ASSIGNMENT**PATENT**No.: IMT-CellSorter

In consideration of good and valuable consideration, the receipt of which is hereby acknowledged, the undersigned, John S. FOSTER

hereby sell, assign, and transfer to Innovative Micro Technology, a corporation of Delaware having a principal place of business at

75 Robin Hill Road, Goleta, CA, ("Assignee"), and its successors, assigns, and legal representatives, the entire right, title, and interest for the United States and all foreign countries, in and to any and all improvements that are disclosed in the application for the United States patent that has been executed by the undersigned prior hereto or concurrently herewith on the dates indicated below and is entitled

METHOD AND APPARATUS FOR SORTING BIOLOGICAL CELLS WITH A MEMS DEVICE

for which an application for a United States Patent was filed on July 8, 2002, as U.S. Application Serial Number 10/189,607, and subsequently issued as U.S. Patent No. 6,838,056

and in and to said application and all divisional applications, continuation applications, continued prosecution applications, continuation-in-part applications, substitute applications, renewal applications, reissue applications, reexaminations, extensions, and all other patent applications that 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 patents, reissued patents, reexamination certificates, and extensions, that have been or shall be issued in the United States and all foreign countries on said improvements; and in and to all rights of priority resulting from the filing of said United States application;

agree that said Assignee may apply for and receive a patent or patents 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 applications, continuation applications, continued prosecution applications, continuation-in-part applications, substitute applications, renewal applications, reissue applications, reexaminations, extensions 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 representatives all facts known to the undersigned relating to said improvements and the history thereof, and generally assist said Assignee, its successors, assigns, or representatives 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

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Rev. 03/16//2001

covenant with said Assignee, its 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.

Each Inventor: Please Sign and Date Below:

December 15, 2005
Date


Name:

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Assignment Document Return Address:

Dr. Jaquelin K. Spong
2246 Mohegan Drive, A1
Falls Church, VA 22043