



08-31-2006



103299667

IEET

U.S. Department of Commerce
Patent and Trademark Office
PATENT

TO: The Commissioner of Patents and Trademarks: Please record the attached original document(s) or copy(ies).

Submission Type

☒ New
☐ Resubmission (Non-Recordation)
Document ID#
☐ Correction of PTO Error
Reel # Frame #
☐ Corrective Document
Reel # Frame #

Conveyance Type

☐ Assignment ☐ Security Agreement
☐ License ☐ Change of Name
☐ Merger ☒ Other
U.S. Government
(For Use ONLY by U.S. Government Agencies)
☒ Departmental File ☐ Secret File

Conveying Party(ies)

☐ Mark if additional names of conveying parties attached

Name (line 1)	Execution Date		
	Month	Day	Year
REGENTS OF THE UNIVERSITY OF CALIFORNIA	06	26	2006
Name (line 2)			
Second Party			
Name (line 1)			
Name (line 2)			

Receiving Party

☐ Mark if additional names of receiving parties attached

Name (line 1)	UNITED STATES DEPARTMENT OF ENERGY			☐ If document to be recorded is an assignment and the receiving party is not domiciled in the United States, an appointment of a domestic representative is attached. (Designation must be a separate document from Assignment.)
Name (line 2)				
Address (line 1)	1000 INDEPENDENCE AVENUE, S.W.			
Address (line 2)				
Address (line 3)	WASHINGTON	D. C. USA	20585	
	City	State/Country	Zip Code	

Domestic Representative Name and Address

Enter for the first Receiving Party only.

Name	
Address (line 1)	
Address (line 2)	
Address (line 3)	
Address (line 4)	

FOR OFFICE USE ONLY

Correspondent Name and Address

Area Code and Telephone Number

[630] 252-2393

Name **ROBERT J. FISHER**

Address (line 1) **U.S. DEPARTMENT OF ENERGY**

Address (line 2) **INTELLECTUAL PROPERTY LAW DIVISION**

Address (line 3) **9800 SOUTH CASS AVENUE**

Address (line 4) **ARGONNE, ILLINOIS 60439**

Pages

Enter the total number of pages of the attached conveyance document including any attachments.

01

Application Number(s) or Patent Number(s)

☐ Mark if additional numbers attached

Enter either the Patent Application Number or the Patent Number (DO NOT ENTER BOTH numbers for the same property).

Patent Application Number(s)

Patent Number(s)

10/305,658

If this document is being filed together with a new Patent Application, enter the date the patent application was

Month Day Year

Patent Cooperation Treaty (PCT)

Enter PCT application number only if a U.S. Application Number has not been assigned.

PCT PCT PCT
PCT PCT PCT

Number of Properties

Enter the total number of properties involved.

#

Fee Amount

Fee Amount for Properties Listed (37 CFR 3.41): \$

Method of Payment:

Enclosed ☐

Deposit Account ☐

Deposit Account

(Enter for payment by deposit account or if additional fees can be charged to the

Deposit Account Number:

#

Authorization to charge additional fees:

Yes ☐ No ☒

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. Charges to deposit account are authorized, as indicated herein.

Michael J. Dobbs Reg. No. 58,093

Name of Person Signing

Michael J. Dobbs

Signature

8/17/06

Date

S-97,303

CONFIRMATORY LICENSE

Title: High Performance Hybrid Magnetic Structure for Biotechnology Applications
Contractor: The Regents of the University of California
Contract No: DE-AC02-05CH11231 (filed under DE-AC03-76SF00098)
LBNL Docket No: IB-1714 **DOE Docket No.:** S-97,303
United States of America

Inventor(s): Humphries, David E.; Pollard, Martin J.; Elkin, Christopher J.
US Patent App No.: 10/305,658
Filing Date: November 26, 2002
U.S. Patent No.: 6,954,128
Issue Date: October 11, 2005

Foreign patent applications filed or intended to be filed at contractor's expense in (countries):
none

The Contractor certifies that a true copy of the provisions which govern patent rights in "subject inventions" under the above-identified contract is herewith submitted or has been submitted to the U.S. Department of Energy by certification dated October 29, 1996.

WHEREAS, the above-identified contract provides the Contractor with the right to elect to retain title in certain inventions and the Contractor has reported the above-identified invention as a subject invention under the contract, has elected to retain title therein, and has agreed to file a domestic patent application thereon, if not previously filed.

ACCORDINGLY, the Contractor hereby confirms that under the provisions of the above-identified contract governing patent rights, it has granted to the Government a nonexclusive, nontransferable, irrevocable, paid-up license to practice or have practiced for or on behalf of the United States the subject invention throughout the world. This license applies to the above-identified invention, the above-identified patent application(s), and any and all divisions or continuations thereof and any resulting patent or reissue patent which may be granted thereon.

The Government reserves for itself, and is hereby granted by the Contractor, the irrevocable power to inspect and make copies of the file wrapper(s) of the above-identified U.S. patent application and of any related or continuation patent application(s), whether domestic or foreign, for the above-identified invention.

It is understood and agreed that this instrument does not preclude the Government from asserting rights under the provisions of the above-identified contract or any other agreement between the Government and the Contractor, or any other rights of the Government with respect to the above-identified invention.

Signed on behalf of: The Regents of the University of California, Lawrence Berkeley National Laboratory
(Contractor)

Witnessed: Sharon Kay Reineman **By:** [Signature] **26 June 06**
(Signature) (Contractor Official's Signature) (Date)

Sharon Kay Reineman, Admin. Asst.
(Name and Title)

Timothy J. Lithgow, M.D., J.D.,
Manager, Patent Department
Office of the Laboratory Counsel
Lawrence Berkeley National Laboratory
One Cyclotron Road, MS 90B-0104
Berkeley, CA 94720-8127

PATENT

RECORDED: 08/28/2006

REEL: 018243 FRAME: 0120