

Client Code: MCAN.012NP

RECOF

10-24-2006

11/547570



CT/PTO 06 OCT 2006

documents or copy thereof.

To the Director, U.S. Patent and Trademark O

103326274

<p>1. Name of conveying party(ies): (List using letters or numbers for multiple parties)</p> <p>Andromed, Inc.</p> <p>Additional name(s) of conveying party(ies) attached?</p> <p>() Yes (X) No</p>	<p>2. Name and address of receiving party(ies):</p> <p>Name: Masimo Corporation Internal Address: 40 Parker Street Address: 40 Parker City: Irvine State: CA ZIP: 92618</p> <p>Additional name(s) of receiving party(ies) attached?</p> <p>() Yes (X) No</p>
<p>3. Nature of conveyance:</p> <p>(X) Assignment () Security Agreement () Merger () Change of Name () Other:</p> <p>Execution Date: (List as in section 1 if multiple signatures) December 21, 2005</p>	<p>4. US or PCT Application number(s) or US Patent number(s):</p> <p>(X) Application(s) filed herewith</p> <p>Additional numbers attached?</p> <p>() Yes (X) No</p>
<p>5. Party to whom correspondence concerning document should be mailed:</p> <p>Customer No. 20,995 Address: Knobbe, Martens, Olson & Bear, LLP 2040 Main Street, 14th Floor Irvine, CA 92614 Return Fax: (949) 760-9502 Attorney's Docket No.: MCAN.012NP</p>	<p>6. Total number of applications and patents involved: One</p>
<p>7. Total fee (37 CFR 1.21(h)): \$40</p> <p>(X) Enclosed</p>	<p>8. Deposit account number: 11-1410</p> <p>Please charge this account for any additional fees which may be required, or credit any overpayment to this account.</p>

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.

Andrew I. Kimmel
Name of Person Signing

Signature

October 5, 2006
Date

58,855
Registration No.

Total number of pages including cover sheet, attachments and document: 6

Documents transmitted via Mail to be recorded with required cover sheet information to:

Mail Stop Assignment Recordation Services
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Alexandria, VA 22313-1450

17/2006 6FREY1 00000045 11547570

FD:8021

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ASSIGNMENT OF PATENTS

WHEREAS, ANDROMED, INC., a Quebec corporation ("Assignor"), owns all right, title and interest in and to certain new and useful improvements for which it owns the patents and applications for patent listed at Schedule A attached hereto, including the inventions described therein and the patents issued and reissued thereon (collectively, the "Patents"), the renewals therefor and all claims for past infringement thereof.

WHEREAS, MASIMO CORPORATION, a Delaware corporation ("Assignee"), is desirous of acquiring the entire right, title, and interest in and to the Patents, the renewals therefor and all claims for past infringement thereof.

NOW THEREFORE, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, Assignor does hereby sell, assign, and transfer unto Assignee, its successors and assigns, Assignor's entire right, title, and interest throughout the world in and to the Patents and divisions, continuations and continuations-in-part thereof, and all Letters Patent of the United States which may be granted thereon and all reissues and extensions thereof, and all rights of priority under International Conventions and applications for Letters Patent which may hereafter be filed for said improvements in any country or countries foreign to the United States, and all Letters Patent which may be granted for said improvements in any country or countries foreign to the United States and all extensions, renewals and reissues thereof, together with all rights of registration, maintenance, and protection thereof in any form, and all rights of recovery and of legal action for past infringements and of interference proceedings and reexamination involving such patents. Assignor hereby represents and agrees that it has no knowledge of any lien, security interest, restriction, claim or encumbrance in connection with the Patents, and that it has full power and authority to enter into and perform this Assignment.


Assignor hereby authorizes Assignee, its successors and assigns to the fullest extent permitted by applicable law, to file in its own name patent applications in the United States and in foreign countries in connection with the inventions hereby transferred, and to secure in its own name the patents issued thereon. Assignor hereby authorizes and requests the Commissioner of Patents of the United States, and any official of any country or countries foreign to the United States, whose duty it is to issue patents on applications as aforesaid, to issue all Letters Patent for such improvements to Assignee, its successors, legal representatives and assigns, in accordance with the terms of this instrument.

Assignor hereby agrees that upon request, it will execute all divisional, continuing and reissue applications, to extent Assignor has the power and authority to do so, and make all rightful oaths, and do all acts and sign all papers which Assignee, its successors or assigns may consider necessary in connection with the Patents and the assignment herein granted to Assignee.

[Signature Page Follows]

IN WITNESS WHEREOF, Assignor has duly executed this Assignment as of this
21st day of December, 2005.

ANDROMED INC., a Quebec corporation

By: 
Name: BENET LAROSE
Title: PRESIDENT & CEO

SCHEDULE A

PATENTS

LEGAL_US_W # 52797031.4 37087.00018

PATENT
REEL: 018437 FRAME: 0242

Patents And Applications

<u>No</u>	<u>Application Number</u>	<u>Patent</u>	<u>Title</u>		<u>Status</u>
1	29/021,665	D363,120	STETHOSCOPE EAR TIP	US	ISSUED
2	29/008,786	D353,196	STETHOSCOPE HEAD	US	ISSUED
3	29/008,785	D353,195	ELECTRONIC STETHOSCOPE HOUSING	US	ISSUED
4	280593-9	74,277	ELECTRONIC STETHOSCOPE HOUSING	CA	ABANDONED
5	08/164,382	5,602,924	ELECTRONIC STETHOSCOPE HOUSING	US	ISSUED
6	29/021,668	D361,840	STETHOSCOPE HEAD	US	ISSUED
7	29/021,646	D362,063	STETHOSCOPE HEADSET	US	ISSUED
8	1994-2102	76,445	STETHOSCOPE HEADSET	CA	ABANDONED
9	CA93/00526		ELECTRONIC STETHOSCOPE	WO	NAT PHASE
10	55587/94	679,473	ELECTRONIC STETHOSCOPE	AU	ABANDONED
11	94900696.9	0 671 895	ELECTRONIC STETHOSCOPE	EP	ABANDONED
12	6-513604		ELECTRONIC STETHOSCOPE	JP	ABANDONED
13	95-702306		ELECTRONIC STETHOSCOPE	KR	ABANDONED
14	2,140,658	2,140,658	ELECTRONIC STETHOSCOPE	CA	ISSUED
15	CA95/00235		HEADSET FOR ELECTRONIC STETHOSCOPE (PCT)	WO	NAT PHASE
16	08/234254	5,561,275	HEADSET FOR ELECTRONIC STETHOSCOPE	US	ABANDONED
17	08/234,254	5,561,275	HEADSET FOR ELECTRONIC STETHOSCOPE	US	ABANDONED
18	95916525.9	0 758 213	HEADSET FOR ELECTRONIC STETHOSCOPE	EP	ABANDONED
19	2,188,794	2,188,794	HEADSET FOR ELECTRONIC STETHOSCOPE	CA	ISSUED
20	7-527898	3,455,223	HEADSET FOR ELECTRONIC STETHOSCOPE	JP	ISSUED
21	CA02/01101		TENSION-ADJUSTABLE MECHANISM FOR STETHOSCOPE EARPIECES	WO	NAT PHASE
22	09/907,796	6,595,316	TENSION-ADJUSTABLE MECHANISM FOR STETHOSCOPE EARPIECES	US	ISSUED
23	10/180,518	6,661,161	PIEZOELECTRIC BIOLOGICAL SOUND MONITOR WITH PRINTED CIRCUIT BOARD	US	ISSUED
24	CA2003/00536		PIEZOELECTRIC BIOLOGICAL SOUND MONITOR WITH PRINTED CIRCUIT BOARD	PCT	NAT PHASE
25	2,490,438		PIEZOELECTRIC BIOLOGICAL SOUND MONITOR WITH PRINTED CIRCUIT BOARD	CA	PENDING
26	3711767.8		PIEZOELECTRIC BIOLOGICAL SOUND MONITOR WITH PRINTED CIRCUIT BOARD	EP	PENDING
27	2004-516364		PIEZOELECTRIC BIOLOGICAL SOUND MONITOR WITH PRINTED CIRCUIT BOARD	JP	PENDING

No	Application Number	Patent	Title		Status
28	20040819		PIEZOELECTRIC BIOLOGICAL SOUND MONITOR WITH PRINTED CIRCUIT BOARD	NO	PENDING
29	CA2005/000568		NONINVASIVE MEASUREMENT OF SECOND HEART SOUND COMPONENTS	PCT	PENDING
30	60/562,538		PAP ESTIMATOR	PRV	EXPIRED
31	2,464,634		PAP ESTIMATOR	CA	ABANDONED
32	CA2005/000536		NONINVASIVE MONITORING OF RESPIRATORY RATE, HEART RATE, AND APNEA	PCT	PENDING
33	60/560,277		NON INVASIVE VENTILATION MONITOR	PRV	EXPIRED
34	2,464,029		NONINVASIVE VENTILATION MONITOR	CA	ABANDONED
35	1994-2101	75753	THORACIC COUPLER	CA	EXPIRED
36	60/389,922		TELEHEALTH SYSTEM AND METHOD	PRV	EXPIRED
37	CA2003/00935		TELEHEALTH SYSTEM AND METHOD	PCT	NAT PHASE
38	1994-1438	75,922	HOUSING (CANADA)	CA	ABANDONED
39	1994-2103	76,446	EAR TIP (CANADA)	CA	ABANDONED
40	08/447,069		PORTABLE AND PROGRAMMABLE INTERACTIVE VISUAL ANALOGUE SCALE DATA-LOGGER DEVICE	US	ABANDONED
41	60/196,299		BIOLOGICAL SOUND MONITOR	PRV	EXPIRED
42	CA01/00550		BIOLOGICAL SOUND MONITOR	WO	NAT PHASE
43	280593-8	74,948	STETHOSCOPE HEAD	CA	ABANDONED
44	2,215,097		ALGOMETER WITH PRESSURE INTENSIFICATION RATE ADJUSTING AND CONTROL CAPABILITIES	CA	ABANDONED
45	2,209,985		ALGOMETRY MANAGEMENT SYSTEM	CA	ABANDONED

PATENT

RECORDED: 10/06/2006

REEL: 018437 FRAME: 0244