Form PTO-1595 (Rev. 08/05)
OMB No. 0651-0027 (exp. 6/30/2008)

11-17-2006



103337890

U.S. DEPARTMENT OF COMMERCE
United States Palent 的 Tradentark Office CORDS

2004 MOY 16 MM 1: 08

1. Name of conveying party(les) Clark R. Baker, JR. Roger Mecca Michael P. O'Neil Rafael Ostrowski Additional name(s) of conveying party(les) attached? Ves No 3. Nature of conveyance/Execution Date(s): Execution Date(s) 9/26/06.9/26/06.9/26/06.9/26/06.9 (26/06). Assignment Merger Security Agreement Change of Name Joint Research Agreement Government Interest Assignment Executive Order 9424, Confirmatory License Other A. Application or patent number(s): A Patent Application No.(s) 11/526,861 Additional numbers attached? Yes No 5. Name and address to whom correspondence concerning document should be mailed: Name: Michael G. Fletcher P.O. Box 692289, Houston, Texas 77269-2289 Street Address: Additional numbers attached? Texas Signature Phone Rumber: 281-970-4545 Fax Number: 281-970-4503 Email Address: Signature Jila Bakker Signature Signature Signature Signature Final Raddress, and address including coverse sheet, attachments, and documents should incoments.	1000	
Clark R. Baker JR. Roger Mercos Michael P. O'Noil Research Agreement State Ostrowski Additional name(s) of conveying party(ies) attached? Yes No 3. Nature of conveyance/Execution Date(s): Execution Date(s) 9/28/06; 9/26/06; 9/26/06; 9/26/06 Assignment	To the Director of the U.S. Patent and Trademark Office: Please	se record the attached documents or the new address est below CT
3. Nature of conveyance/Execution Date(s): Execution Date(s) 9/26/06; 9/28	Clark R. Baker, JR. Roger Mecca Michael P. O'Neil	Name: Nellcor Puritan Bennett Incorporated
4. Application or patent number(s):	3. Nature of conveyance/Execution Date(s): Execution Date(s) 9/26/06; 9/29/06; 9/26/06; 9/26/06 ✓ Assignment	Street Address: 4280 Hacienda Drive City: Pleasanton State: California
Additional numbers attached? Yes No 5. Name and address to whom correspondence concerning document should be mailed: Name: Michael G. Fletcher Internal Address: Fletcher Yoder P.O. Box 692289, Houston, Texas 77269-2289 Street Address: 7915 FM 1960 West, Suite 330 City: State: Texas Phone Number: 281-970-4545 Fax Number: 281-970-4503 Email Address: Signature Signature Jila Bakker Signature November 13, 2006 Static Internal Address and patents involved: 7. Total fee (37 CFR 1.21(h) & 3.41) \$ 40.00 X Authorized to be charged by credit card Authorized to be charged to deposit account Enclosed None required (government interest not affecting title) 8. Payment Information a. Credit Card Last 4 Numbers Expiration Date 10/2008 Authorized User Name November 13, 2006 Date Total number of pages including cover sheet, attachments, and documents:	4. Application or patent number(s):	document is being filed together with a new application.
Internal Address: Fletcher Yoder P.O. Box 692289, Houston, Texas 77269-2289 Street Address: 7915 FM 1960 West, Suite 330 City:	Additional numbers at 5. Name and address to whom correspondence concerning document should be mailed:	6. Total number of applications and patents
City:	Internal Address: Fletcher Yoder P.O. Box 692289, Houston, Texas 77269-2289	Authorized to be charged by credit card Authorized to be charged to deposit account Enclosed
9. Signature: Signature Date Signature	State: Texas Zip: 77070 Phone Number: 281-970-4545 Fax Number: 281-970-4503	8. Payment Information a. Credit Card Last 4 Numbers 5002 10/2008 5 10/2008 5 5 5 5 5 5 5 5 5 5 5 5 5 5 5 5 5 5
	9. Signature: Signature Jila Bakker Name of Person Signing	Total number of pages including cover sheet, attachments, and documents:

ASSIGNMENT

FOR GOOD AND VALUABLE CONSIDERATION, the receipt, sufficiency and adequacy of which are hereby acknowledged, the undersigned, does hereby:

SELL, ASSIGN AND TRANSFER to Nellcor Puritan Bennett Incorporated (the "Assignee"), a corporation of the State of Delaware, having a place of business at 4280 Hacienda Drive, Pleasanton, California 94588, the entire right, title and interest 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 concurrently herewith and is entitled "Carbon Dioxide-Sensing Airway Products and Technique for Using the Same" such application and all divisional, continuing, substitute, renewal, reissue and all other applications for patent which have been or shall be filed in the United States and all foreign countries on such improvements; all original and reissued patents which have been or shall be issued in the United States and all foreign countries on such improvements; and specifically including the right to file foreign applications under the provisions of any convention or treaty and claim priority based on such application in the United States;

AUTHORIZE AND REQUEST the issuing authority to issue any and all United States and foreign patents granted on such improvements to the Assignee;

WARRANT AND COVENANT that no assignment, grant, mortgage, license or other agreement affecting the rights and property herein conveyed has been or will be made to others by the undersigned, and that the full right to convey the same as herein expressed is possessed by the undersigned;

COVENANT, when requested and at the expense of the Assignee, to carry out in good faith the intent and purpose of this assignment, the undersigned will (1) execute all divisional, continuing, substitute, renewal, reissue, and all other patent applications on any and all such improvements; (2) execute all rightful oaths, declarations, assignments, powers of attorney and other papers; (3) communicate to the Assignee all facts known to the undersigned relating to such improvements and the history thereof; (4) cooperate with the Assignee in any interference, opposition, dispute, or litigation involving any of the applications or patents for such improvements; and (5) generally do everything possible which the Assignee shall consider desirable for vesting title to such improvements in the Assignee, and for securing, maintaining and enforcing proper patent protection for such improvements;

TO BE BINDING on the heirs, assigns, representatives and successors of the undersigned and extend to the successors, assigns and nominees of the Assignee.

(Signature): Clark R. Baker, Jr. Date: 9/26/06

STATE OF California §

COUNTY OF Alameda §

ss

BEFORE ME, the undersigned authority, on this day of Suptember, 2006, personally appeared Clark R. Baker, Jr. known to me to be the person whose name subscribed to the foregoing instrument and acknowledged to me that he executed the same of his own free will for the purposes and consideration therein expressed.

TERRI L. ESPINOZA
Commission # 1635835
Notary Public · California
Alameda County
My Comm. Expires Jan 7, 2018

Suri S. Capinga Notary or Consular Officer

Page 1 of 1

ASSIGNMENT

FOR GOOD AND VALUABLE CONSIDERATION, the receipt, sufficiency and adequacy of which are hereby acknowledged, the undersigned, does hereby:

SELL, ASSIGN AND TRANSFER to Nellcor Puritan Bennett Incorporated (the "Assignee"), a corporation of the State of Delaware, having a place of business at 4280 Hacienda Drive, Pleasanton, California 94588, the entire right, title and interest 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 concurrently herewith and is entitled "Carbon Dioxide-Sensing Airway Products and Technique for Using the Same" such application and all divisional, continuing, substitute, renewal, reissue and all other applications for patent which have been or shall be filed in the United States and all foreign countries on any of such improvements; all original and reissued patents which have been or shall be issued in the United States and all foreign countries on such improvements; and specifically including the right to file foreign applications under the provisions of any convention or treaty and claim priority based on such application in the United States;

AUTHORIZE AND REQUEST the issuing authority to issue any and all United States and foreign patents granted on such improvements to the Assignee;

WARRANT AND COVENANT that no assignment, grant, mortgage, license or other agreement affecting the rights and property herein conveyed has been or will be made to others by the undersigned, and that the full right to convey the same as herein expressed is possessed by the undersigned;

COVENANT, when requested and at the expense of the Assignee, to carry out in good faith the intent and purpose of this assignment, the undersigned will (1) execute all divisional, continuing, substitute, renewal, reissue, and all other patent applications on any and all such improvements; (2) execute all rightful oaths, declarations, assignments, powers of attorney and other papers; (3) communicate to the Assignee all facts known to the undersigned relating to such improvements and the history thereof; (4) cooperate with the Assignee in any interference, opposition, dispute, or litigation involving any of the applications or patents for such improvements; and (5) generally do everything possible which the Assignee shall consider desirable for vesting title to such improvements in the Assignee, and for securing, maintaining and enforcing proper patent protection for such improvements;

TO BE BINDING on the heirs, assigns, representatives and successors of the undersigned and extend to the successors, assigns and nominees of the Assignee.

(Signature): Name: Roger Mecca		Date: 9/24/06
STATE OF <u>California</u>	§ § ss.	
COUNTY OF Alameda	§	

BEFORE ME, the undersigned authority, on this <u>294</u> day of <u>September</u>, 2006, personally appeared Roger Mecca known to me to be the person whose name subscribed to the foregoing instrument and acknowledged to me that he executed the same of his own free will for the purposes and consideration therein expressed.



Huri A. Capunga Notary or Consular Officer

Page 1 of 2

(Signature): Name: Michael P. O'Neil	Theil Date: 9/26/06
STATE OF <u>California</u> § § ss. COUNTY OF <u>Alameda</u> §	
BEFORE ME, the undersigned authority, on this appeared Michael P. O'Neil known to me to be the packnowledged to me that he executed the same of his own from	day of <u>September</u> , 2006, personally person whose name subscribed to the foregoing instrument and the will for the purposes and consideration therein expressed.
TERRI L. ESPINOZA Commission # 1635835 Notary Public - California Alarneda County My Comm. Expires Jan 7, 2018	Seri S. Espina Notary or Consular Officer
(Signature): And O.S.	Date: 9-26-86
Name: Rafael Ostrowski STATE OF	
BEFORE ME, the undersigned authority, on this _	day of Suptember, 2006, personally erson whose name subscribed to the foregoing instrument and see will for the purposes and consideration therein expressed.
TERRI L. ESPINOZA Commission # 1635835 Notary Public - California	Lessi S. Espina Notary or Consular Officer

Page 2 of 2

RECORDED: 11/16/2006