

FORM PTO 1585

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04-23-2007



103398778

To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof

1. Name of conveying party(ies):

Edward BARKAN and Howard SHEPARD

Additional name(s) of conveying parties attached? ☐ Yes x No

2. Name and address of receiving party(ies)

Name: SYMBOL TECHNOLOGIES, INC.

Street Address:

ONE SYMBOL PLAZA, MS A-6
HOLTSVILLE, NY 11742-1300

3. Nature of conveyance:

- ☒ Assignment ☐ Merger
☐ Security Agreement ☐ Change of Name
☐ Other: _____

Execution dates: October 27, 2004 and October 19, 2004

4. Application numbers or patent numbers:

A. Patent Applications: 11/735,676 filed on April 16, 2007

B. Patent No.(s)

Additional Numbers attached? ☐ Yes ☒ No

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

Name: Oleg F. Kaplun, Esq.
Internal Address: Fay Kaplun & Marcin, LLPStreet Address: 150 Broadway, Suite 702
City: New York State: New York ZIP: 100386. Total number of applications and patents involved: 1
TITLE: **SCANNER AND METHOD FOR
ELIMINATING SPECULAR REFLECTION**

7. Total fee (37 C.F.R. 3.41) \$ 40.00

- ☒ Enclosed
☐ Authorized to be charged to deposit account

8. Deposit account number:

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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.

Oleg F. Kaplun, (Reg. No. 45,559)

Name of Person Signing

Signature

April 16, 2007

Date

Total Number of pages including cover sheet, attachments, and document: 5

OMB No. 0651-0011 (exp. 4/94)

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Mail documents to be recorded with required cover sheet information to:

Mail Stop: Assignments
Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

04/20/2007 DBYRNE 00000009 11735676

(40.00 OP)

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[40148/00101-1649]

ASSIGNMENT**WHEREAS, I,**

Edward BARKAN
3 Enchanted Woods Court
Miller Place, NY 11764
United States of America
Citizenship: United States of America

and

Howard SHEPARD
18 Provost Avenue
Great River, NY 11739
United States of America
Citizenship: United States of America

(hereinafter also referred to as "the Assignor"); have invented new and useful inventions and discoveries in **SCANNER AND METHOD FOR ELIMINATING SPECULAR REFLECTION**, for which the specification was filed on August 31, 2004 and assigned Serial No. 10/930,651; and

WHEREAS, SYMBOL TECHNOLOGIES, INC., organized and existing under and by virtue of the laws of the State of Delaware, having an office at **One Symbol Plaza, MS A-6 Holtsville, NY, 11742-1300**, (hereinafter referred to as "the Assignee"), is desirous of acquiring the entire right, title and interest in and to the application and invention therein described and claimed and any Letters Patent that may be issued upon the application or for the improvements therein contained.

NOW, THEREFORE, in consideration of One U.S. Dollar (U.S. \$1.00) and other valuable consideration furnished by Assignee to me, receipt and sufficiency of which I hereby acknowledge, I hereby, without reservations:

1. Assign, transfer, and convey to Assignee the entire right, title, and interest in and to said inventions and discoveries, said application, any and all other applications for Letters Patent on said inventions and discoveries in whatsoever countries, including all divisional, renewal, substitute, continuation, and Convention applications based in whole or in part upon said inventions or discoveries, or upon said applications, and any and all Letters Patent, reissues, and extensions of Letters Patent granted for said inventions and discoveries or upon said applications, and every priority right that is or may be predicated upon or arise from said inventions, said discoveries, said applications, and said Letters Patent.

[40148/00101-1649]

2. Authorize Assignee to file patent applications in any or all countries for any or all of said inventions and discoveries in my name or in the name of Assignee or otherwise as Assignee may deem advisable, under the International Convention or otherwise.

3. Authorize and request the Commissioner for Patents of the United States of America and the empowered officials of all other governments to issue or transfer all said Letters Patent to Assignee, as assignee of the entire right, title, and interest therein or otherwise as Assignee may direct.

4. Warrant that I have not knowingly conveyed to others any right in said inventions, discoveries, applications, or patents or any license to use the same or to make, use, or sell anything embodying or utilizing any of said inventions or discoveries; and that we have good right to assign the same to Assignee without encumbrance.

5. Bind my heirs, legal representatives, and assigns, as well as myself, to do, upon Assignee's request and at Assignee's expense, but without additional consideration to meet them, all acts reasonably serving to assure that the said inventions and discoveries, the said patent applications, and the said Letters Patent shall be held and enjoyed by Assignee as fully and entirely as the same could have been held and enjoyed by me, my heirs, legal representatives, and assigns if this assignment had not been made; and particularly to execute and deliver to Assignee all lawful application documents including petitions, specifications, and oaths, and all assignments, disclaimers, and lawful affidavits in form and substance as may be requested by Assignee; to communicate to Assignee all facts known to me relating to said inventions and discoveries or the history thereof; and to furnish Assignee with any and all documents, photographs, models, samples, and other physical exhibits in my control or in the control of my heirs, legal representatives, or assigns which may be useful for establishing the facts of my conceptions, disclosures, and reduction to practice of said inventions and discoveries.

[40148/00101-1649]

IN TESTIMONY WHEREOF, I have hereunto set my hand and seal this 27 day of October, 2004.

Edward BARKAN
Edward BARKAN

State of New York)
County of Suffolk)

On this 27 day of October, before me, the undersigned Notary Public, personally appeared **Edward BARKAN**, provided to me through satisfactory evidence of identification, which was/were _____, to be the person(s) whose name (s) is signed on the preceding or attached document in my presence, and who swore or affirmed to me that the contents of the document are truthful and accurate to the best of his/her knowledge and belief.

Ariela F. Dvorkis (Seal)
Signature of Notary

My Commission Expires: 6/10/03

ARIELA F. DVORKIS
NOTARY PUBLIC, State of New York
No. 02DV5061085
Qualified in Suffolk County
Term Expires June 10, 2006

[40148/00101-1649]

IN TESTIMONY WHEREOF, I have hereunto set my hand and seal this 19 day of
Oct., 2004.

Howard Shepard
Howard SHEPARD

State of NEW YORK)
County of SUFFOLK)

On this 19 day of OCTOBER, before me, the undersigned Notary Public, personally appeared **Howard SHEPARD**, provided to me through satisfactory evidence of identification, which was/were NY LICENSE, to be the person(s) whose name (s) is signed on the preceding or attached document in my presence, and who swore or affirmed to me that the contents of the document are truthful and accurate to the best of his/her knowledge and belief.

Elizabeth Trincer (Seal)
Signature of Notary

My Commission Expires: May 27, 2007

ELIZABETH TRINCERI
Notary Public, State of New York
No. 01TR6093032
Qualified in Suffolk County
Commission Expires May 27, 2007