

PATENT ASSIGNMENT

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SUBMISSION TYPE:	NEW ASSIGNMENT
NATURE OF CONVEYANCE:	ASSIGNMENT

CONVEYING PARTY DATA

Name	Execution Date
Alan J. Polito	01/28/1999
Richard M. Thayer	01/28/1999
Robert K. Dinello	01/28/1999
George H. Sierra	01/28/1999
Dennis Nixon	01/27/1999
Alan Phillips	01/28/1999
Stuart K. Neubarth	01/28/1999

RECEIVING PARTY DATA

Name:	Blakhawk BioSystems, Inc.
Street Address:	12945 Alcosta Blvd.
City:	San Ramon
State/Country:	CALIFORNIA
Postal Code:	94583

PROPERTY NUMBERS Total: 3

Property Type	Number
Application Number:	10393670
Application Number:	10634331
Application Number:	11868923

CORRESPONDENCE DATA

Fax Number: (415)693-2222
Correspondence will be sent via US Mail when the fax attempt is unsuccessful.
 Phone: 4156932000
 Email: mvanegas@cooley.com
 Correspondent Name: Suman R. Mirmira
 Address Line 1: Cooley Godward Kronish LLP
 Address Line 2: 777 6th Street, NW, Ste. 1100

CH \$120.00 10393670

Address Line 4: Washington, DISTRICT OF COLUMBIA 20001-3703

ATTORNEY DOCKET NUMBER:

307057-2000

NAME OF SUBMITTER:

Marta R. Vanegas

Total Attachments: 6

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**JOINT TO CORPORATE
ASSIGNMENT**

WHEREAS, the undersigned,

POLITO, Alan J.
177 Red Pine Ct.
Danville, CA 94526

THAYER, Richard M.
112 Garydale Ct.
Alamo, CA 94507

and

and

DINELLO, Robert K.
27954 El Portal Dr.
Hayward, CA 94542

SIERRA, George H.
946 Pullman Ct.
Concord, CA 94518

and

and

NIXON, Dennis
19 Hutchinson Road,
Merrimack, NH 03054

PHILLIPS, Alan
1015 Border Road,
Los Altos, CA 94024

and

NEUBARTH, Stuart
678 Lola Lane,
Mountain View, CA 94040

hereinafter termed "Inventors", have invented certain new and useful improvements in

METHOD AND APPARATUS FOR PERFORMING A LATERAL FLOW ASSAY

and have filed an application for a United States patent disclosing and identifying the above invention on November 23, 1998, as Application No. 09/199,255 (hereinafter termed "application"); and

WHEREAS, Blackhawk BioSystems, Inc., a corporation of the State of California, having a place of business at 12945 Alcosta Blvd., San Ramon, CA 94583, (hereinafter termed "Assignee"), is desirous of acquiring the entire right, title and interest in and to said application and the invention disclosed therein, and in and to all embodiments of the invention, heretofore conceived, made or discovered jointly or severally by said Inventors (all collectively hereinafter termed "said invention"), and in and to any and all patents, inventor's certificates and other forms of protection (hereinafter termed "patents") thereon granted in the United States and foreign countries.

NOW, THEREFORE, in consideration of good and valuable consideration acknowledged by said Inventors to have been received in full from said Assignee:

1. Said Inventors do hereby sell, assign, transfer and convey unto said Assignee the entire right, title and interest (a) in and to said application and said invention; (b) in and to all rights to apply for foreign patents on said invention pursuant to the International Convention for the Protection of Industrial Property or otherwise; (c) in and to any and all applications filed and any and all patents granted on said

PATENT

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Attorney Docket No. 19669-702

invention in the United States or any foreign country, including each and every application filed and each and every patent granted on any application which is a divisional, substitution, continuation, or continuation-in-part of any of said applications; and (d) in and to each and every reissue or extensions of any of said patents.

2. Said Inventors hereby jointly and severally covenant and agree to cooperate with said Assignee to enable said Assignee to enjoy to the fullest extent the right, title and interest herein conveyed in the United States and foreign countries. Such cooperation by said Inventors shall include prompt production of pertinent facts and documents, giving of testimony, execution of petitions, oaths, specifications, declarations or other papers, and other assistance all to the extent deemed necessary or desirable by said Assignee (a) for perfecting in said Assignee the right, title and interest herein conveyed; (b) for prosecuting any of said applications; (c) for filing and prosecuting substitute, divisional, continuing or additional applications covering said invention; (d) for filing and prosecuting applications for reissuance of any said patents; (e) for interference or other priority proceedings involving said invention; and (f) for legal proceedings involving said invention and any applications therefor and any patents granted thereon, including without limitation reissues and reexaminations, opposition proceedings, cancellation proceedings, priority contests, public use proceedings, infringement actions and court actions; provided, however, that the expense incurred by said Inventors in providing such cooperation shall be paid for by said Assignee.

3. The terms and covenants of this assignment shall inure to the benefit of said Assignee, its successors, assigns and other legal representatives, and shall be binding upon said Inventors, their respective heirs, legal representatives and assigns.

4. Said Inventors hereby jointly and severally warrant and represent that they have not entered and will not enter into any assignment, contract, or understanding in conflict herewith.

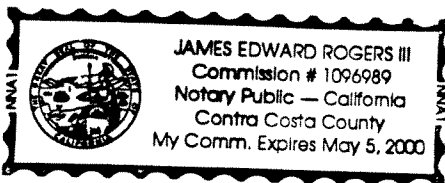
IN WITNESS WHEREOF, said Inventors have executed and delivered this instrument to said Assignee as of the dates written below.

Alan J. Polito
Alan J. Polito

1/28/99
Date

State of California)
County of)

On 1/28, 1999, before me, James Edward Rogers III personally appeared Alan J. Polito)
 personally known to me or proved to me on the basis of satisfactory evidence, to be the person whose name is subscribed to the within instrument and acknowledged to me that he/she executed the same in ~~his/her~~ authorized capacity, and that by ~~his/her~~ signature on the instrument the person or the entity upon behalf of which the person acted, executed the instrument.



WITNESS my hand and official seal.

James Edward Rogers III
(Notary Public)

Attorney Docket No. 19669-702

State of California)

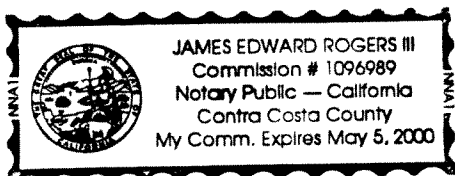
County of)

Richard M. Thayer
Richard M. Thayer

On 1/28, 1999, before me, James Edward Rogers III
personally appeared Richard M. Thayer

personally known to me or proved to me on the basis of satisfactory evidence, to be the person whose name is subscribed to the within instrument and acknowledged to me that ~~he~~ she executed the same in ~~his~~ her authorized capacity, and that by ~~his~~ her signature on the instrument the person or the entity upon behalf of which the person acted, executed the instrument.

1/28/99
Date



WITNESS my hand and official seal.

James Edward Rogers III
(Notary Public)

State of California)

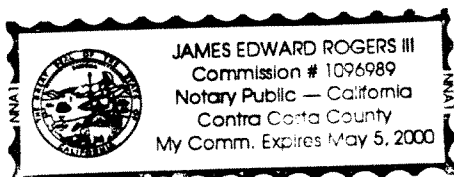
County of)

Robert K. DiNello
Robert K. DiNello

On 1/28, 1999, before me, James Edward Rogers III
personally appeared Robert K. DiNello

personally known to me or proved to me on the basis of satisfactory evidence, to be the person whose name is subscribed to the within instrument and acknowledged to me that ~~he~~ she executed the same in ~~his~~ her authorized capacity, and that by ~~his~~ her signature on the instrument the person or the entity upon behalf of which the person acted, executed the instrument.

1/28/99
Date



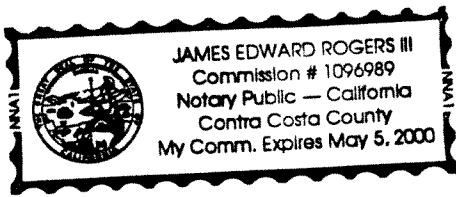
WITNESS my hand and official seal.

James Edward Rogers III
(Notary Public)

Attorney Docket No. 19669-702

George H. Sierra
George H. Sierra

1/29/98
Date



State of California)

County of)

On 1/28, 1999, before me, James Edward Rogers III
personally appeared George H. Sierra

personally known to me or proved to me on the basis of satisfactory evidence, to be the person whose name is subscribed to the within instrument and acknowledged to me that he/she executed the same in his/her authorized capacity, and that by his/her signature on the instrument the person or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal.

James Edward Rogers III
(Notary Public)

State of California)

County of)

Dennis Nixon

Date

On _____, 1999, before me, _____
personally appeared _____

personally known to me or proved to me on the basis of satisfactory evidence, to be the person whose name is subscribed to the within instrument and acknowledged to me that he/she executed the same in his/her authorized capacity, and that by his/her signature on the instrument the person or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal.

(Notary Public)

Attorney Docket No. 19669-702

State of California)
)
County of)

George H. Sierra

On _____, 1999, before me, _____,
personally appeared _____

personally known to me or proved to me on the basis of
satisfactory evidence, to be the person whose name is subscribed to
the within instrument and acknowledged to me that he/she executed
the same in his/her authorized capacity, and that by his/her
signature on the instrument the person or the entity upon behalf of
which the person acted, executed the instrument.

Date

WITNESS my hand and official seal.

(Notary Public)

Dennis Nixon
Dennis Nixon

State of ~~California~~ New Hampshire)
County of Hillsboro)

On January 27, 1999, before me, Rosemary Kustra,
personally appeared Dennis Nixon,

personally known to me or proved to me on the basis of
satisfactory evidence, to be the person whose name is subscribed to
the within instrument and acknowledged to me that he/she executed
the same in his/her authorized capacity, and that by his/her
signature on the instrument the person or the entity upon behalf of
which the person acted, executed the instrument.

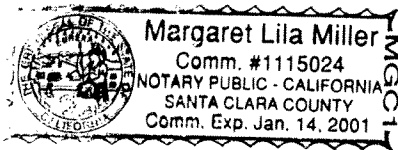
27/1/99
Date

WITNESS my hand and official seal.

Rosemary Kustra
(Notary Public)

ROSEMARY KUSTRA
Commission Expires 7/18/2002

Alan Phillips
Alan Phillips
Alan C. Phillips
1/28/99
Date



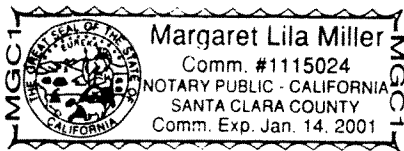
State of California)
County of SANTA CLARA)

On JAN. 28, 1999, before me, MARGARET LILA MILLER^{NOTARY PUBLIC} personally appeared ALAN C. PHILLIPS.
 personally known to me or proved to me on the basis of satisfactory evidence, to be the person whose name is subscribed to the within instrument and acknowledged to me that ~~he~~ she executed the same in his/~~her~~ authorized capacity, and that by his/~~her~~ signature on the instrument the person or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal.

Margaret Lila Miller
(Notary Public)

Stuart Neubarth
Stuart Neubarth
Jan 28 1999
Date



State of California)
County of SANTA CLARA)

On JAN. 28, 1999, before me, MARGARET LILA MILLER^{NOTARY PUBLIC} personally appeared STUART K NEUBARTH.
 personally known to me or proved to me on the basis of satisfactory evidence, to be the person whose name is subscribed to the within instrument and acknowledged to me that ~~he~~ she executed the same in his/~~her~~ authorized capacity, and that by his/~~her~~ signature on the instrument the person or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal.

Margaret Lila Miller
(Notary Public)