

02-28-2008

Form PTO-1595 (Rev. 07/05)
OMB No. 0651-0027 (exp. 6/30/2008)U.S. DEPARTMENT OF COMMERCE
United States Patent and Trademark Office103485274
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Atty. Docket No.: 1573-6 CIP

To the Director of the U.S. Patent and Trademark Office: Please record the attached documents or the new address(es) below.

1. Name of conveying party(ies)Charles A. Lewis
Robert M. LandisAdditional name(s) of conveying party(ies) attached? ☐ Yes ☒ No**3. Nature of conveyance/Execution Date(s):**Execution Date(s) 2/21/08; 2/21/08

- ☒ Assignment ☐ Merger
☐ Security Agreement ☐ Change of Name
☐ Joint Research Agreement
☐ Government Interest Assignment
☐ Executive Order 9424, Confirmatory License
☐ Other _____

2. Name and address of receiving party(ies)Name: Mergen Medical Inc.

Internal Address: _____

Street Address: 6601 Lyons Road, Suite B-1City: Coconut CreekState: FloridaCountry: US Zip: 33073Additional name(s) & address(es) attached? ☐ Yes ☒ No**4. Application or patent number(s):**☐ This document is being filed together with a new application.

A. Patent Application No.(s)

B. Patent No.(s)

11/999,675 filed December 6, 2007

Additional numbers attached? ☐ Yes ☒ No**5. Name and address to whom correspondence concerning document should be mailed:**Name: Carter, DeLuca, Farrell & Schmidt, LLP

Internal Address: _____

Street Address: 445 Broad Hollow Road, Suite 225City: MelvilleState: NY Zip: 11747Phone Number: 631-501-5700Fax Number: 631-501-3526

Email Address: _____

6. Total number of applications and patents involved: 1**7. Total fee (37 CFR 1.21(h) & 3.41) \$40.00**

- ☐ Authorized to be charged by credit card
☒ Authorized to be charged to deposit account
☐ Enclosed
☐ None required (government interest not affecting title)

8. Payment Informationa. Credit Card Last 4 Numbers _____
Expiration Date _____b. Deposit Account Number 50-2140Authorized User Name David M. Carter**9. Signature:**David M. Carter
Signature

February 25, 2008

Date

David M. Carter
Name of Person SigningTotal number of pages including cover sheet, attachments, and documents: **3**Documents to be recorded (including cover sheet) should be faxed to (703) 308-7124 or mailed to:
Mail Stop Assignment Recordation Services, Director of the USPTO, P.O. Box 1450, Alexandria, V.A. 22313-1450
02/27/2008 DBYRNE 00000061 502140 11999675

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48.00 DA

PATENT
REEL: 020583 FRAME: 0565

PATENT

For: ☒ U.S. and/or ☒ Foreign Rights
 For: ☒ U.S. Application or ☐ U.S. Patent
 By: ☒ Inventor(s) or ☐ Present Owner

ASSIGNMENT OF INVENTION

In consideration of the payment by ASSIGNEE to ASSIGNOR of the sum of One Dollar (\$1.00), the receipt of which is hereby acknowledged, and for other good and valuable consideration, ASSIGNOR(S), **CHARLES A. LEWIS, MD MPH, ROBERT M. LANDIS, SERGEI SHIROKOV, SARJEET PATEL, RAHUL DANDU AND DHARMEN PATEL** hereby sells, assigns and transfers to

ASSIGNEE:

Mergen Medical Inc.

(Type or print name of ASSIGNEE)

6601 Lyons Road, Suite B-1

Address

Coconut Creek, Florida 33073USA

Nationality

and the successors, assigns and legal representatives of the ASSIGNEE

☒ The entire right, title and interest

☐ An undivided _____ percent (_____%) interest for the United States and its territorial possessions

in and to any and all improvements which are disclosed in the invention entitled:

**HIGH FLOW THERAPY DEVICE UTILIZING A NON-SEALING RESPIRATORY
 INTERFACE AND RELATED METHODS**

(Title of invention)

and which is found in

- (a) ☐ U.S. patent application executed on even date herewith.
 (b) ☐ U.S. patent application executed on _____.
 (c) ☒ U.S. application Serial No. 11/999,675 filed on December 6, 2007.
 (d) ☐ U.S. provisional application No. 60/_____
 filed on _____.
 (e) ☐ U.S. Patent No. _____ issued _____.
 (f) ☐ PCT application No. PCT/US _____
 filed on _____.
☐ A change of address to which correspondence is to be sent regarding
 patent maintenance fees is being sent separately.
 (g) ☒ and any legal equivalent thereof in a foreign country, including the right to claim priority and, in
 and to, all Letters Patent to be obtained for said invention by the above application or any
 continuation, continuation-in-part, divisional, renewal, or substitute thereof, and as to letters patent
 any reissue or re-examination thereof

PATENT

REEL: 020583 FRAME: 0566

ASSIGNOR hereby covenants that no assignment, sale, agreement or encumbrance has been or will be made or entered into which would conflict with this assignment;

ASSIGNOR further covenants that ASSIGNEE will, upon its request, be provided promptly with all pertinent facts and documents relating to said invention and said Letters Patent and legal equivalents as may be known and accessible to ASSIGNOR and will testify as to the same in any interference, litigation or proceeding related thereto and will promptly execute and deliver to ASSIGNEE or its legal representatives any and all papers, instruments or affidavits required to apply for, obtain, maintain, issue and enforce said application, said invention and said Letters Patent and said equivalents thereof which may be necessary or desirable to carry out the purposes thereof.

IN WITNESS WHEREOF, I/We have hereunto set hand and seal this ____ day of _____, 2007
(Date of signing)

WARNING: Date of signing must be the same as the date of execution of the application if item (a) was checked above.

Charles A. Lewis
Charles A. Lewis, MD MPH
Robert M. Landis
Robert M. Landis

2/21/2008
Dated
2/21/08
Dated

If ASSIGNOR is a legal entity complete the following information

Type or print the name of the above person
authorized to sign on behalf of ASSIGNOR

Title: _____

NOTE: No witnessing, notarization or legalization is necessary. If the assignment is notarized or legalized then it will only be prima facie evidence of execution 35 USC 261. Use next page if notarization is desired.

[] Notarization or Legalization Page Added.