



03-19-2008



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Our Ref.: PTB-4398-728

To the Director of the U.S. Patent and Trademark Office: Please record the attached original documents or copy thereof.

<p>1. Name of conveying party(ies):</p> <p>1. D3 Design Pty Limited</p> <p>Additional name/s of conveying party/ies attached? <input type="checkbox"/></p> <p>3. Nature of conveyance:</p> <p><input checked="" type="checkbox"/> Assignment <input type="checkbox"/> Merger</p> <p><input type="checkbox"/> Security Assignment <input type="checkbox"/> Change of Name</p> <p><input type="checkbox"/> Other _____</p> <p>Execution Date: <u>November 12, 2007</u></p>	<p>2. Name and address of receiving party(ies):</p> <p>1) Name: ResMed Limited Street Address: 1 Elizabeth Macarthur Drive City: Bella Vista State/Country: New South Wales, Australia Zip: 2153</p> <p>2) Name _____ Street Address: _____ City: _____ State: _____ Zip: _____</p> <p>Additional name/s & address/es attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p>
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<p>4. Application number(s) or patent number(s): <input type="checkbox"/> This assignment is being filed together with a new application.</p> <p>A. Patent Application No(s). (1) 11/878,932 (2) - (3) -</p>	<p>B. Patent No(s). (1) _____ (2) _____ (3) _____</p> <p>Additional numbers attached <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p>
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<p>5. Name and address of party to whom correspondence concerning document should be mailed:</p> <p>Name: <u>Paul T. Bowen</u></p> <p>Internal Address: _____</p> <p>Street Address: <u>Nixon & Vanderhye P.C.</u> <u>901 North Glebe Road</u> <u>11th Floor</u></p> <p>City: <u>Arlington</u> State: <u>VA</u> Zip: <u>22203</u></p>	<p>6. Total number of applications & patents involved: <u>1</u></p> <p>7. Total fee (37 CFR 3.41) \$ <u>40.00</u></p> <p><input checked="" type="checkbox"/> Enclosed</p> <p><input type="checkbox"/> Authorized to be charged to deposit account #14-1140</p> <p>8. The Commissioner is hereby authorized to charge any <u>deficiency</u> in the fee(s) filed, or asserted to be filed, or which should have been filed herewith (or with any paper thereafter filed in this application by this firm) to our Account No. 14-1140.</p>
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DO NOT USE THIS SPACE

9. Statements 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.

<p><u>for</u> <u>Paul T. Bowen</u> Name of Person Signing Reg. No. 38,009</p>	<p><u><i>Jan Schutte</i></u> Reg. No. 51,094 Signature</p>	<p><u>March 14, 2008</u> Date</p>
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Total number of pages including **original** cover sheet, attachments, and document: [3]

Documents to be recorded (including cover sheet) should be faxed to (571) 273-0140, or mailed to: Mail Stop Assignment Recordation Services, Director of the USPTO, P.O. Box 1450, Alexandria, VA 22313-1450

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CONFIRMATION OF ASSIGNMENT

Consultant Company to ResMed Limited

WHEREAS, D3 Design Pty Limited, ABN 20 002 126 445, an Australian company (hereinafter D3 Design), whose postal address is 106 Boundary Street, Paddington, New South Wales, 2021 is the assignee of the partial rights in and to a certain new and useful invention relating to a DELIVERY OF RESPIRATORY THERAPY, for which application has been made for Letters Patent of the United States and which application may be identified in the United States Patent Office as Patent Application Serial No 11/878,932, filed on July 27, 2007, titled DELIVERY OF RESPIRATORY THERAPY; and

WHEREAS, ResMed Limited, ABN 30 003 765 142 an Australian company (hereinafter ResMed), whose postal address is 1 Elizabeth Macarthur Drive, Bella Vista, New South Wales 2153, AUSTRALIA, is desirous of acquiring the entire right, title and interest in and to said invention, said application, or any continuation or divisional application, renewal, or substitute thereof, and the Letters Patent, or any reissue or re-examination thereof, to be obtained therefor:

NOW THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, D3 Design has sold, assigned, and set over and by these presents does hereby sell, assign and set over unto the said ResMed, and ResMed's legal representatives, successors and assigns, the entire right, title and interest in and to said invention, said application or any continuation or divisional application, renewal or substitute thereof, international and foreign and regional applications corresponding thereto, and the Letters Patent, both foreign and domestic, that may or shall issue thereon, or any reissue or re-examination thereof, and D3 Design does hereby authorize and request the U.S Commissioner of Patents and Foreign Commissioner of Patents to issue said Letters Patent to the above-mentioned ResMed, consistent with the terms of this Assignment.

UPON SAID CONSIDERATION, D3 Design hereby covenants and agrees with ResMed that D3 Design will not execute any writing or do any act whatsoever conflicting with these presents, and that D3 Design will, at any time upon request, without further or additional consideration, but at the expense of ResMed, execute such additional assignments and other writings and do such additional acts as ResMed may deem necessary or desirable to perfect ResMed's enjoyment of this grant, and render all necessary assistance in making application for and obtaining original, continuation or divisional applications, renewal, reissued or extended Letters Patent of the United States, or of any and

all foreign countries, on said invention, and in enforcing any rights or chose in action accruing as a result of such applications or patents, by giving, testimony in any proceedings or transactions involving such applications or patents, and by executing preliminary statements and other affidavits, it being understood that the foregoing covenant and agreement shall bind, and inure to the benefit of, the assigns and legal representatives of all parties.

IN WITNESS WHEREOF, we have hereunto set our hands and affixed our seals on the date indicated below.

The common seal of
D3 Design Pty Limited
is hereby affixed in accordance
with its Memorandum and Articles of
Association



.....
Signature of Authorised Person

Clive Souari

.....
Name of Authorised Person

DIRECTOR

.....
Office held

Date: *12/11/07*

.....
Signature of Authorised Person

David Francis

.....
Name of Authorised Person

DIRECTOR

.....
Office held

Executed for and on behalf of
RESMED LIMITED
in accordance with its Memorandum
and Articles of Association

.....
Signature of Authorised Person

Rob Douglas

.....
Name of Authorised Person

Director

.....
Office held

Date: *22 Nov 7*