# 1172249

# CH \$80,00

#### PATENT ASSIGNMENT

Electronic Version v1.1 Stylesheet Version v1.1

SUBMISSION TYPE:	NEW ASSIGNMENT
NATURE OF CONVEYANCE:	ASSIGNMENT

#### **CONVEYING PARTY DATA**

Name	Execution Date
MARTIN MADDEN	08/13/2008
DAVID WINTERBOTTOM	08/13/2008

#### **RECEIVING PARTY DATA**

Name:		COLIN CAMPBELL MARSHALL MOORE
Street Ad	dress:	2/238 Falcon Street
City:		North Sydney, New South Wales 2060
State/Cou	untry:	AUSTRALIA

#### PROPERTY NUMBERS Total: 2

Property Type	Number
Application Number:	11722496
Patent Number:	6120478

#### **CORRESPONDENCE DATA**

Fax Number: (216)579-6073

Correspondence will be sent via US Mail when the fax attempt is unsuccessful.

Phone: 216-579-1700 Email: ckintly@pearne.com

Correspondent Name: John P. Murtaugh, PEARNE & GORDON LLP

Address Line 1: 1801 East 9th Street

Address Line 2: Suite 1200

Address Line 4: Cleveland, OHIO 44114-3108

ATTORNEY DOCKET NUMBER:	ADAM-42461
NAME OF SUBMITTER:	John P. Murtaugh

**Total Attachments: 10** 

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PATENT

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#### ASSIGNMENT DEED

#### RECITALS

- A. Colin Campbell Marshall Moore ("Colin"), Ian Marshall Moore ("Ian") and others (together, the "Parties") are parties to a settlement deed dated 12 August 2008 ("Settlement Deed") under which the Parties are settling on a final basis all disputes relating to New South Wales Supreme Court proceedings 6302 of 2006 (the "Proceedings").
- B. On 3 March 2008, His Honour Justice Barrett made orders in the Proceedings ("the Orders") vesting title in certain patents that are set out in Schedule 1 to the Settlement Deed ("Patents") in trustees Martin Madden and David Winterbottom of Korda Mentha ("the Trustees").
- C. The Parties have also entered into a Deed of Release dated 12 August 2008 in favour of the Trustees ("**Deed of Release**"), which they agreed would be effective when the Trustees approved the Settlement Deed and effected the assignment of the Patents to Colin. This Deed records the Trustees' satisfaction of those steps.

#### 1. ASSIGNMENT

The Trustees hereby assign all rights title and interest in the Patents to Colin to be held by him absolutely. If any further documents are required to be executed to vest full legal and beneficial title in the Patents to Colin, the Trustees agree to execute such documents, provided their reasonable costs and expenses of doing so are met by Colin.

#### 2. APPROVAL OF SETTLEMENT DEED

The Trustees confirm their approval of the terms of the Settlement Deed, a copy of which is attached as Annexure "A" to this Deed.

)

EXECUTED AS A DEED on A August 2008

EXECUTED by MARTIN MADDEN
AS TRUSTEE OF THE PATENTS

Martin Madden

Witness

Print name

H.-Hassonb

EXECUTED by DAVID
WINTERBOTTOM AS TRUSTEE OF
THE PATENTS

David Winterbottom

Witness

Helen Ali-Haapala

Print name

#### POWER OF ATTORNEY

#### PART 1 - POWER OF ATTORNEY

Dated: August 2008

### Party: IAN MOORE ("Principal")

- 1. The Principal appoints Colin Campbell Marshall Moore to be an **Attorney** for the limited purposes set out in this Deed.
- 2. The Attorney may do in the name of the Principal and on its behalf the following where necessary or expedient to:
  - (a) execute and deliver the documents described in the Schedule ("Documents");
  - (b) complete any blanks, make any amendments, alterations or additions to the Documents including the addition, deletion or substitution of parties;
  - (c) do any act or thing and execute any instrument which is required to be done or executed to perfect the Documents; and
  - (d) do any act or execute and deliver any other documents which are referred to in the Documents or which are ancillary or related to them or the transactions contemplated by them which in the Attorney's opinion is necessary to give effect to or perfect the Documents or any transaction contemplated by the Documents.
- This Power of Attorney is a continuing Power of Attorney from the date of this document and will remain in force until the expiry without renewal of all Patents referred to in the Schedule.
- 4. This Power of Attorney is irrevocable and is given for valuable consideration, including without limitation, that the Attorney irrevocably agrees that costs, liabilities and expenses incurred from acts taken under this Power of Attorney shall be solely met by the Attorney and he shall hold the Principal harmless in relation to the same.
- 5. The Principal declares that any person or corporation dealing with the Attorney may rely on a written statement given by the Attorney stating that this Power of Attorney has not been revoked, as conclusive evidence of that fact.

#### SCHEDULE TO PART 1 - POWER OF ATTORNEY

#### Documents to which this Power of Attorney relates:

- 1. Documents required to be filed with any patents office or government authority to apply for, or complete, the registration of the patents set out in Annexure A to this Power of Attorney ("the Patents") or their transfer in the manner contemplated under the Settlement Deed, including documents to complete the renewal of such Patents until such time as the transfers described in this clause have been completed; and
- 2. Documents required to be entered into to give full effect to this Deed.

#### PART 2 – JURISDICTIONAL SPECIFIC POWERS OF ATTORNEY

- 1. Power of Attorney in favour of Wakabayashi Patent Agency (annexed to this Schedule as Annexure B);
- 2. Power of Attorney in favour of Tee & Howe Intellectual Property Attorneys (annexed to this Schedule as Annexure C);
- 3. Power of Attorney in favour of Baldwins (annexed to this Schedule as Annexure D); and
- 4. Power of Attorney in favour of D.P. Ahuja & Co (annexed to this Schedule as Annexure E).

Power of Attorney (clean) Execution 8 August 2008.doc

EXECUTED as a deed.

by IAN MOORE in the presence of	)
A lines	Magne
Witness	Ian Moore
SANET MOORE	IAN MOBRE
Print Name	Print Name

#### ANNEXURE A

#### SCHEDULE 1 - PATENTS

Patents / Patent Applications	Title
Australian Provisional Patent Application No. PM 8719	Single use syringe
International Patent Application No. PCT/AU95/00668	Single use syringe
United States Patent No. 6120478	Single use syringe
European Patent Application No. 95933272.7	Single use syringe
Australian Patent No. 708445	Single use syringe
Japanese Patent Application No. 512218/96	Single use syringe
Japanese Patent Application No. 2008-8479	Single use syringe
Australian Provisional Patent Application No. PQ 5262	Delivery system and apparatus thereof
International Patent Application No. PCT/AU01/00065	Delivery system and apparatus thereof
Taiwanese Patent Application No. 90101625	Delivery system and apparatus thereof
Argentinean Patent Application No. 010100304	Delivery system and apparatus thereof
Australian Provisional Patent Application No. PQ 5261	Improvements in single use syringes

International Patent Application No. PCT/AU01/00066	Improvements in single use syringes
Taiwanese Patent Application No. 90101626	Improvements in single use syringes
Argentinean Patent Application No 010100305	Improvements in single use syringes
Australian Provisional Patent Application No. PS 0829	Multi-compartment syringe
International Patent Application No. PCT/AU03/00252	Multi-compartment syringe
Australian Provisional Patent Application No. 2004907312	Safety syringe
Australian Provisional Patent Application No. 2005905924	Multi-compartment syringe
International Patent Application No. PCT/AU2005/001939	Safety syringe
Chinese Patent Application No. 200580048666.3	Safety syringe
United States Patent Application No. 11/722,496	Safety syringe
New Zealand Patent Application No. 556682	Safety syringe
Singaporean Patent Application No. 200708395-9	Safety syringe
European Patent Application No. 05818511.7	Safety syringe
Japanese Patent Application No. 2007-547092	Safety syringe
Indian Patent Application No. 2721/KOLNP/2007	Safety syringe
Australian Patent Application No. 2005318948	Safety syringe
Proposed Hong Kong Patent Application No. 08102663.4	Safety syringe
Newly lodged Canadian National Phase Entry of PCT/AU2005/001939	Safety syringe

Power of Attorney (clean) Execution 8 August 2008.doc

# Annexure B

#### GENERAL POWER OF ATTORNEY

= Patent, Utility Model, Design and Trademark Matters in Japan =

I/We, (a) Ian Marshall Moore

of (b) 63 Grandview Road, New Lambton Heights, NSW, 2305, Australia

a juridical person duly organized under the laws of (a citizen

of) (c) Australia

do hereby authorize the registered Japanese patent attorneys

ID No. 100123788 Mr. Teruo MIYAZAKI
ID No. 100106138 Mr. Masayuki ISHIBASHI
ID No. 100127454 Mr. Masaaki OGATA

to represent me/us in all proceedings concerning applications for PATENT, UTILITY MODEL registration, DESIGN registration, TRADE-MARK registration and consequent industrial property rights on my/our behalf, with full power of substitution and revocation. The said attorneys are appointed as the administrator pursuant to the provisions of Article 8 of the Patent Law, Article 2 quinquies of the Utility Model Law, Article 68 of the Design Law and Article 77 of the Trademark Law to perform all necessary acts under the said laws and the rules based on these laws BEFORE and AFTER grant of patent or registration.

Dated this day of , 200 , at

(d)

(e)

(f) Ian Marshall Moore

#### Note on Execution:

- (a) Full name of applicant
- (b) Complete full address of applicant (including Country and street number)
- (c) Name of Country or like
- (d) Only in case of an application in the name of a juridical person, please type or seal its name
- (e) Please type or seal your full name
- (f) Please insert your title (Only in case of an application in the name of a juridical person)
  - \* No Legalization nor Notarization necessary

VI-070968-60:61

# 委托书

# **POWER OF ATTORNEY**

我/我们,是 <u>澳大利亚</u> 的公民/法人, 根据中华人民共和国专利法,兹委托 <u>北京天昊</u> 联合知识产权代理有限公司 (地址:中国北京西城区西长安街 88 号首都时代广场 718 室 邮编 100031)的专利代理人
□ 发明专利 □ 实用新型专利 □ 外观设计专利
☑ 国际申请号为
以及在专利权有效期内的全部专利事宜。
Pursuant to the relevant provisions of the Patent Law of the People's Republic of China, I/we, citizen /legal entity of
and to handle all the related matters concerning the patent name.
委托人
Applicant <u>Ian Marshali MOORE</u>
委托人签字 Signature by the applicant
委托日期
Authorized on

被委托专利代理机构印章

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## Annexure D

**FORMAL** 

JP 803139NZPR

# PATENT CO-OPERATION TREATY NEW ZEALAND REQUEST FOR ENTRY INTO NATIONAL PHASE

#### **NEW ZEALAND APPLICATION NUMBER 556682**

IN THE MATTER OF PCT International Application No. PCT/AU2005/001939 filed on 22 December 2005

In the name of Ian Marshall Moore and Colin Campbell Marshall Moore

- 1 We lan Marshall MOORE of 63 Grandview Road, New Lambton Heights, 2305, New South Wales, Australia and Colin Campbell Marshall Moore of 2/238 Falcon Street, North Sydney, 2060 New South Wales, Australia hereby request entry into the National Phase in New Zealand.
- 2 We hereby declare that the true and first inventor of the invention disclosed in the complete specification filed with the present application is:
  - MOORE, Colin, Campbell, Marshall, an Australian citizen of 2/238 Falcon Street, North Sydney, 2060 New South Wales, Australia
  - and that our right to apply for a patent for the invention is as follows: by virtue of an assignment.
- 3 Priority is claimed from the following application only in respect of information that was first disclosed in the following application and I hereby declare that the following application was the first application in a convention country or countries in respect of said information by us or by any person from whom I derive title:

Country Australia Priority Date(s)
24 December 2004

Application No. **2004907312** 

- 4 We are entitled to the invention the subject of the application listed in paragraph 3 by virtue of inventorship and an assignment.
- We request that all communications relating to this application be sent to: **Baldwins, Level 14, Baldwins Centre, 342 Lambton Quay, Wellington** who are appointed to act for us.

lan Marshall Moore	Colin Campbell Marshall Moore	
Signature	Signature	-
Date	Date	_

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## Annexure E

NATIONAL PHASE PCT

# THE PATENTS ACT, 1970

#### GENERAL POWER OF AUTHORITY

We/ I, MOORE IAN MARSHAL
AN AUSTRALIAN CITIZEN
63 GRANDVIEW ROAD,
NEW LAMBTON HEIGHTS, NSW 2305,
AUSTRALIA

hereby, authorise Sudhir D. Ahuja, Samaresh Chakraborty, K. M. Rao, S. R. Gupta, S. Mukherjee, S. Ghosh, A.K. Chatterjee, M. Islam, Indrani Saha Bhattacharya, S. K. Gue, Sanjib Kr. Chaudhuri, Meenakshi Maharaj and Venkatesh Haran all Indians and all of D. P. Ahuja & Co, 53, Syed Amir Ali Avenue, Calcutta 700 019, West Bengal, India, to act jointly and severally as our/ my agent for filing and prosecution of all our Indian Patent Applications pertaining to National Phase entry to India in respect of International (PCT) applications filed/ to be filed by us, including any divisional application or any application for Patent of Addition filed thereto and for obtaining Letters of Patent from Government of India in respect of all such inventions sought to be protected by the aforesaid applications, and for doing of all acts including transfer, merger and recordal of assignments on our behalf as provided in the Act for the purpose of the same and for patents already granted to us or for which applications are still pending and to take all steps necessary and requisite thereto, including the appointment of substitute(s) as may be necessary or expedient, and confirm that all notices, requisitions and communications relating thereto may be sent to such agent at the above address and that they are authorised to pay all necessary fees and incur costs as may be required from time to time on our behalf. We undertake to pay all professional fees that may be charged to us, till this power is specifically revoked in writing. We/ I, hereby, revoke all previous authorisations, if any, in respect of the same matters of proceeding and confirm the actions already taken by them.

Dated this

day of

200

Signature

Name

Designation

(No notarisation, legislation or signatures of witnesses are necessary)

D. P. AHUJA & CO.
53 SYED AMIR ALI AVENUE CALCUTTA 700 019 INDIA
FAX 91 (33) 22819441 OR 91 (33) 22819444

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PATENT REEL: 022222 FRAME: 0208

**RECORDED: 02/06/2009**