

# PATENT ASSIGNMENT

Electronic Version v1.1  
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SUBMISSION TYPE:	NEW ASSIGNMENT												
NATURE OF CONVEYANCE:	ASSIGNMENT												
<b>CONVEYING PARTY DATA</b>													
<table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="width: 70%;">Name</th> <th style="width: 30%;">Execution Date</th> </tr> </thead> <tbody> <tr> <td>Matt BANET</td> <td>09/11/2009</td> </tr> <tr> <td>Devin McCOMBIE</td> <td>09/11/2009</td> </tr> <tr> <td>Marshal DHILLON</td> <td>09/11/2009</td> </tr> </tbody> </table>		Name	Execution Date	Matt BANET	09/11/2009	Devin McCOMBIE	09/11/2009	Marshal DHILLON	09/11/2009				
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<b>RECEIVING PARTY DATA</b>													
<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 20%;">Name:</td> <td>TRIAGE WIRELESS, INC.</td> </tr> <tr> <td>Street Address:</td> <td>9444 Waples Street</td> </tr> <tr> <td>Internal Address:</td> <td>Suite 280</td> </tr> <tr> <td>City:</td> <td>San Diego</td> </tr> <tr> <td>State/Country:</td> <td>CALIFORNIA</td> </tr> <tr> <td>Postal Code:</td> <td>92121</td> </tr> </table>		Name:	TRIAGE WIRELESS, INC.	Street Address:	9444 Waples Street	Internal Address:	Suite 280	City:	San Diego	State/Country:	CALIFORNIA	Postal Code:	92121
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<b>CORRESPONDENCE DATA</b>													
<p>Fax Number: (619)331-2904  <i>Correspondence will be sent via US Mail when the fax attempt is unsuccessful.</i></p> <p>Phone: 619-203-3186        Email: kristen@biotechnologylawgroup.com        Correspondent Name: Michael A. Whittaker        Address Line 1: 12707 High Bluff Drive        Address Line 2: Suite 200        Address Line 4: San Diego, CALIFORNIA 92130</p>													
ATTORNEY DOCKET NUMBER:	TWI-22000-UT												
NAME OF SUBMITTER:	Kristen Lemme												
Total Attachments: 6													

OP \$40.00 12559429

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**PATENT**  
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**ASSIGNMENT**

**WHEREAS**, we, **Matt BANET**, a citizen of the United States of America, whose postal address is 2125 Awihi Place, Kihei, Hawaii, 96753, USA; **Devin McCOMBIE**, a citizen of the United States of America, whose postal address is 930 Via Mil Cumbres, #190, Solana Beach, California, 92075, USA; and **Marshal DHILLON**, a citizen of the United States of America, whose postal address is 10402 Camino San Thomas, San Diego, California, 92127, USA; respectively, (hereinafter referred to singly and collectively as "ASSIGNOR") have invented new and useful improvements in "**BODY-WORN MONITOR FOR MEASURING RESPIRATION RATE**," for which a utility application is filed herewith under the attorney docket number indicated above; and

**WHEREAS**, **TRIAGE WIRELESS, INC.**, a corporation having a place of business at 9444 Waples Street, Suite 280, San Diego, California, 92121, USA, (hereinafter referred to as "ASSIGNEE") is desirous of acquiring the same;

**NOW THEREFORE**, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, ASSIGNOR have sold, assigned, and transferred, and by these presents hereby sells, assigns, and transfers, unto ASSIGNEE, its successors and assigns, the full and exclusive right, title, and interest in and to (a) the above-identified invention or inventions and all improvements and modifications thereof, (b) the above-identified application and all other applications for Letters Patent of the United States and countries foreign thereto for the above-identified invention or inventions and all improvements and modifications thereof, (c) all Letters Patent which may issue from said applications in the United States and countries foreign thereto, (d) all divisions, continuations, reissues, and extensions of said applications and Letters Patent, and (e) the right to claim for any of said applications the full benefits and priority rights under the International Convention and any other international agreement to which the United States adheres; such right, title, and interest to be held and enjoyed by ASSIGNEE, its successors and assigns, to the full end of the term or terms for which any and all such Letters Patent may be granted as fully and entirely as would have been held and enjoyed by ASSIGNOR had this Assignment not been made.

ASSIGNOR HEREBY AUTHORIZES AND REQUESTS the Commissioner of Patents and Trademarks to issue said Letters Patent to ASSIGNEE as assignee of the entire interest, for the sole use and benefit of ASSIGNEE, its successors and assigns.

ASSIGNOR HEREBY AGREES (a) to communicate to ASSIGNEE, its successors and assigns, or their representatives or agents, all facts and information known or available to ASSIGNOR respecting said invention or inventions, improvements, and modifications including evidence for interference, reexamination, reissue, opposition, revocation, extension, or infringement purposes or other legal, judicial, or administrative proceedings, whenever requested by ASSIGNEE; (b) to testify in person or by affidavit as required by ASSIGNEE, its successors and assigns, in any such proceeding in the United States or a country foreign thereto; (c) to execute and deliver, upon request by ASSIGNEE, all lawful papers including, but not limited to, original, divisional, continuation, and reissue applications, renewals, assignments, powers of attorney, oaths, affidavits, declarations, depositions; and (d) to provide all reasonable assistance to ASSIGNEE, its successors and assigns, in obtaining and enforcing proper title in and protection for said invention or inventions, improvements, and modifications under the intellectual property laws of the United States and countries foreign thereto.

ASSIGNOR HEREBY REPRESENTS AND WARRANTS that ASSIGNOR has the full and unencumbered right to sell, assign, and transfer the interests sold, assigned, and transferred herein, and that ASSIGNOR has not executed and will not execute any document or instrument in conflict herewith.

ASSIGNOR HEREBY GRANTS to the law firm of BioTechnology Law Group the power and authority to insert in this Assignment any further identification which may be necessary or desirable to comply with the rules of the U.S. Patent and Trademark Office for recordation of this Assignment.

ASSIGNOR UNDERSTANDS AND AGREES that the attorneys and agents of the law firm of BioTechnology Law Group do not personally represent ASSIGNOR or ASSIGNOR'S legal interests, but instead represent the interests of ASSIGNEE; since said attorneys and agents cannot provide legal advice to ASSIGNOR with respect to this Assignment, ASSIGNOR acknowledges its right to seek its own independent legal counsel.

acknowledges its right to seek its own independent legal counsel.

IN WITNESS WHEREOF, I have executed this Assignment this 11<sup>th</sup> day of September, 2009.

Matt Banet  
Matt Banet

State of Hawaii  
County of Mani

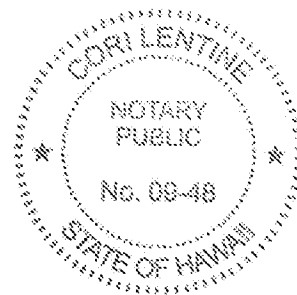
On 09/11/2009 before me, Cori Lentine, Notary Public  
(insert name and title of the officer)  
personally appeared Matt Banet

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

I certify under PENALTY OF PERJURY under the laws of the State of Hawaii that the foregoing paragraph is true and correct.

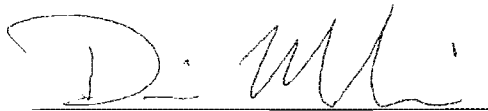
WITNESS my hand and official seal.

Signature Clt (Seal)  
expires 02/22/2013



Doc. Date: 09/11/09 # Pages 6  
Cori Lentine 2nd Circuit  
Doc. Description Assignment  
TWI-22000-UT  
Clt 09/11/2009  
Notary Signature Date

IN WITNESS WHEREOF, I have executed this Assignment this 11th day of September, 2009.



Devin McCombie

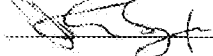
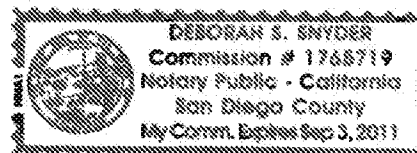
State of CACounty of San Diego

On September 11, 2009 before me, Deborah S. Snyder  
(insert name and title of the officer)  
personally appeared Devin McCombie,

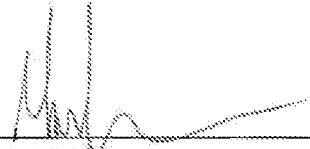
who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s),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

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature  (Seal)

IN WITNESS WHEREOF, I have executed this Assignment this 11 day of September, 2009.

  
\_\_\_\_\_  
Marshal Dhillon

State of CA \_\_\_\_\_)


County of San Diego \_\_\_\_\_)

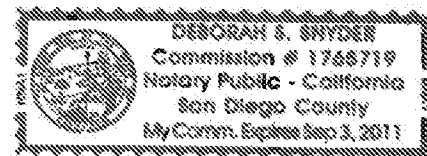
On September 11, 2009 before me, Deborah S. Snyder  
(insert name and title of the officer)  
personally appeared Marshal Dhillon \_\_\_\_\_,

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

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature  \_\_\_\_\_ (Seal)



Accepted for and on behalf of **TRIAGE WIRELESS, INC.**

By: Tom Watlington

Name: Tom Watlington

Title: CEO

State of CA

County of San Diego

On September 11, 2009 before me, Deborah S. Snyder  
(insert name and title of the officer)  
personally appeared Tom Watlington,

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

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature [Signature] (Seal)

