

# PATENT ASSIGNMENT

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<b>SUBMISSION TYPE:</b>	NEW ASSIGNMENT
<b>NATURE OF CONVEYANCE:</b>	ASSIGNMENT
<b>CONVEYING PARTY DATA</b>	
<b>Name</b>	<b>Execution Date</b>
Peter Rule	02/18/2010
<b>RECEIVING PARTY DATA</b>	
<b>Name:</b>	OptiScan Biomedical Corporation
<b>Street Address:</b>	21021 Corsair Boulevard
<b>City:</b>	Hayward
<b>State/Country:</b>	CALIFORNIA
<b>Postal Code:</b>	94545
<b>PROPERTY NUMBERS Total: 1</b>	
<b>Property Type</b>	<b>Number</b>
Application Number:	12559329
<b>CORRESPONDENCE DATA</b>	
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<b>ATTORNEY DOCKET NUMBER:</b>	OPTIS.247A
<b>NAME OF SUBMITTER:</b>	02/19/2010
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**PATENT**  
**REEL: 023965 FRAME: 0766**

### ASSIGNMENT

WHEREAS, I, Peter Rule, a United States citizen, residing at 24183 Hillview Road, Los Altos Hills, California 94024, have invented certain new and useful improvements in FLUID COMPONENT ANALYSIS SYSTEM AND METHOD FOR GLUCOSE MONITORING AND CONTROL for which I have filed an application for Letters Patent in the United States, Application No. 12/559,328, Filing Date September 14, 2009 (hereinafter "Application");

AND WHEREAS, OptiScan Biomedical Corporation (hereinafter "ASSIGNEE"), a Delaware Corporation, with its principal place of business at 21021 Corsair Boulevard, Hayward, California 94545, desires to acquire the entire right, title, and interest in and to said improvements and said Application:

NOW, THEREFORE, for good and valuable consideration, the receipt of which is hereby acknowledged, I, said inventor, do hereby acknowledge that I have sold, assigned, transferred and set over, and by these presents do hereby sell, assign, transfer and set over, unto said ASSIGNEE, its successors, legal representatives and assigns, my entire right, title, and interest throughout the world in, to and under said improvements, and said Application including all provisional applications relating thereto (including but not limited to U.S. Provisional Application Nos. 61/096,461 (filed September 12, 2008), 61/099,491 (filed September 23, 2008), 61/149,307 (filed February 2, 2009), and 61/162,627 (filed March 23, 2009)), and all divisions, renewals and continuations thereof, and all Letters Patent of the United States which may be granted thereon and all reissues and extensions thereof, and all rights of priority under International Conventions and applications for Letters Patent which may hereafter be filed for said improvements in any country or countries foreign to the United States, and all Letters Patent which may be granted for said improvements in any country or countries foreign to the United States and all extensions, renewals and reissues thereof; and I hereby authorize and request the Commissioner of Patents of the United States, and any Official of any country or countries foreign to the United States, whose duty it is to issue patents on applications as aforesaid, to issue all Letters Patent for said improvements to said ASSIGNEE, its successors, legal representatives and assigns, in accordance with the terms of this instrument.

AND I DO HEREBY sell, assign, transfer, and convey to ASSIGNEE, its successors, legal representatives, and assigns all claims for damages and all remedies arising out of any violation of the rights assigned hereby that may have accrued prior to the date of assignment to ASSIGNEE, or may accrue hereafter, including, but not limited to, the right to sue for, collect, and retain damages for past infringements of said Letters Patent before or after issuance.

AND I HEREBY covenant and agree that I will communicate to said ASSIGNEE, its successors, legal representatives and assigns, any facts known to me respecting said improvements, and testify in any legal proceeding, sign all lawful papers, execute all divisional, continuing and reissue applications, make all rightful oaths and generally do everything possible to aid said ASSIGNEE, its successors, legal representatives and assigns, to obtain and enforce proper patent protection for said improvements in all countries.

IN TESTIMONY WHEREOF, I hereunto set my hand and seal this 18<sup>th</sup> day of FEBRUARY, 2010

  
Peter Rule

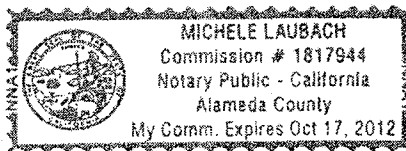
STATE OF CALIFORNIA  
COUNTY OF ALAMEDA ss.

On 18-FEB-2010, before me, Michele Laubach, notary public, personally appeared Peter Rule 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 executed the same in his authorized capacity(ies), and that by his signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

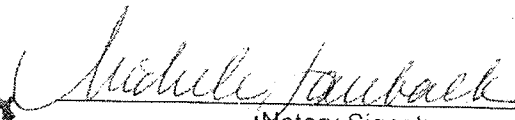
I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

[SEAL]



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Notary Signature