

PATENT ASSIGNMENT

Electronic Version v1.1

Stylesheet Version v1.1

SUBMISSION TYPE:	NEW ASSIGNMENT										
NATURE OF CONVEYANCE:	ASSIGNMENT										
CONVEYING PARTY DATA											
<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>Gary Milne</td> <td>06/24/2010</td> </tr> <tr> <td>Kirk Hensley</td> <td>06/07/2010</td> </tr> <tr> <td>Peter R. Doyle</td> <td>06/15/2010</td> </tr> <tr> <td>Gardner Kimm</td> <td>06/15/2010</td> </tr> </tbody> </table>		Name	Execution Date	Gary Milne	06/24/2010	Kirk Hensley	06/07/2010	Peter R. Doyle	06/15/2010	Gardner Kimm	06/15/2010
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<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 20%;">Name:</td> <td>Nellcor Puritan Bennett LLC</td> </tr> <tr> <td>Street Address:</td> <td>6135 Gunbarrel Avenue</td> </tr> <tr> <td>City:</td> <td>Boulder</td> </tr> <tr> <td>State/Country:</td> <td>COLORADO</td> </tr> <tr> <td>Postal Code:</td> <td>80301</td> </tr> </table>		Name:	Nellcor Puritan Bennett LLC	Street Address:	6135 Gunbarrel Avenue	City:	Boulder	State/Country:	COLORADO	Postal Code:	80301
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CORRESPONDENCE DATA											
<p>Fax Number: (303)305-2224</p> <p><i>Correspondence will be sent via US Mail when the fax attempt is unsuccessful.</i></p> <p>Phone: 303-305-2400</p> <p>Email: ip.legal@covidien.com</p> <p>Correspondent Name: Nellcor Puritan Bennett LLC</p> <p>Address Line 1: 6135 Gunbarrel Avenue</p> <p>Address Line 2: IP Legal</p> <p>Address Line 4: Boulder, COLORADO 80301</p>											
ATTORNEY DOCKET NUMBER:	H-RM-02105										
NAME OF SUBMITTER:	Brian D. Lefort										
Total Attachments: 4											

CH \$40.00 12826828

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PATENT
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ASSIGNMENT

WHEREAS, we, the undersigned

1. Gary Milne of 590 Spruce Circle, Louisville, Colorado 80027;
2. Kirk Hensley of 7105 Timberview Drive, Dublin, Franklin County, Ohio 43017;
3. Peter R. Doyle of 1948 Casablanca Court, Vista, California 92081; and
4. Gardner Kimm of 4319 Point Reyes Court, Carlsbad, California 92010;

(hereinafter, individually referred to as "ASSIGNOR" and collectively referred to "ASSIGNORS") are inventors of the subject matter which is claimed and for which a patent is sought based on the patent application entitled:

**"VENTILATOR-INITIATED PROMPT REGARDING AUTO-PEEP DETECTION DURING
VOLUME VENTILATION OF TRIGGERING PATIENT EXHIBITING OBSTRUCTIVE
COMPONENT"**

and which may be further identified below (hereinafter, the "Patent Application").

NOW THEREFORE, we, the ASSIGNORS, in consideration of my (our) past and/or present relationship with the ASSIGNEE (defined below) or an affiliate thereof, and for other good and valuable consideration, the receipt, sufficiency and adequacy of which are hereby acknowledged, do hereby:

SELL, ASSIGN AND TRANSFER to **Nelcor Puritan Bennett LLC** (hereinafter, the "ASSIGNEE"), a legal entity of the State of Delaware, having a place of business at **6135 Gunbarrel Avenue, Boulder, Colorado 80301**, the entire right, title and interest for the United States and all foreign countries in and to any invention(s) and all improvements which are disclosed in the Patent Application and all divisional, continuation, continuation-in-part, substitute, renewal, reissue, re-examinations, and all other applications for patent which have been or shall be filed in the United States, including all provisional and non-provisional applications, and all foreign countries relating to such inventions and improvements; all original and reissued or re-examined patents which have been or shall be issued in the United States and all foreign countries for such invention(s) and improvements; and specifically including the right to file foreign applications under the provisions of any convention or treaty and claim priority based on the Patent Application, and the right to sue for past, present and future infringement of any patents issuing from the Patent Application;

AUTHORIZE AND REQUEST ASSIGNEE, its successors and assigns, or any attorney it may properly designate and/or to insert into this assignment additional information, such as that listed below, identifying the Patent Applications after execution of this assignment;

AUTHORIZE AND REQUEST the issuing authority to issue any and all United States and foreign patents granted on the Patent Application to the ASSIGNEE;

AUTHORIZE the ASSIGNEE to apply for such patents for the invention in its own name;

WARRANT AND COVENANT that no assignment, grant, mortgage, lien, license or other encumbrance or agreement affecting the rights and property herein conveyed has been or will be made to others by the undersigned, and that the full right to convey the same as herein expressed is possessed by the ASSIGNORS;

COVENANT, when requested and at the expense of the ASSIGNEE, to carry out in good faith the intent and purpose of this assignment, the undersigned will (1) execute all divisional, continuation, continuation-in-part, substitute, renewal, reissue, re-examinations, and all other patent applications based on the Patent Application, including any and all such invention(s) and improvements entitled; (2) execute all rightful oaths, declarations, assignments, powers of attorney and other papers relating to the foregoing; (3) communicate to the ASSIGNEE all facts known to the undersigned relating to the Patent Application, including any and all invention(s) and improvements disclosed therein and the history relating thereto; (4) cooperate with the ASSIGNEE in any interference, opposition, dispute, or litigation involving any of the applications or patents for such invention(s) and improvements, including but not limited to testifying; and (5) generally do everything possible which the ASSIGNEE shall consider desirable for vesting title to such invention(s) and improvements in the ASSIGNEE, and for securing, maintaining and enforcing proper patent protection for such inventions(s) and improvements; and

AGREE THAT THIS ASSIGNMENT IS BINDING upon the heirs, assigns, representatives and successors of the undersigned and extends to the successors, assigns and nominees of the ASSIGNEE.

<u>Additional Patent Application Information</u>	
U.S. Provisional Application Serial No. _____	, filed on _____
U.S. Non-Provisional Application Serial No. <u>12/826828</u>	, filed on <u>June 30, 2010</u>
International Application Serial No. _____	, filed on _____


(Signature): Gary Milne Date: 6/24/2010
Name: **Gary Milne**

STATE OF <u>Colorado</u>	§
COUNTY OF <u>Boulder</u>	§ ss.
BEFORE ME, the undersigned authority, on this <u>24th</u> day of <u>June</u> , 2010, personally appeared Inventor known to me to be the person whose name subscribed to the foregoing instrument and acknowledged to me that he/she executed the same of his/her own free will for the purposes and consideration therein expressed.	
<div style="border: 1px solid black; padding: 5px; display: inline-block;">[SEAL] CATHI DOHERTY NOTARY PUBLIC STATE OF COLORADO My Commission Expires 12/27/13</div>	<u>Cathi Doherty</u> Notary or Consular Officer

(Signature): Kirk Hensley
Name: **Kirk Hensley**

Date: 6/7/10

STATE OF Ohio §
COUNTY OF Franklin § ss.
§
BEFORE ME, the undersigned authority, on this 7 day of June, 2010, personally appeared **Inventor** known to me to be the person whose name subscribed to the foregoing instrument and acknowledged to me that he/she executed the same of his/her own free will for the purposes and consideration therein expressed.

 **DANIELLE RAMSEY**
NOTARY PUBLIC
STATE OF OHIO
Comm. Expires
January 08, 2012

Danielle Ramsey
Notary or Consular Officer

(Signature): _____
Name: **Peter R. Doyle**

Date: _____

STATE OF _____ §
COUNTY OF _____ § ss.
§
BEFORE ME, the undersigned authority, on this _____ day of _____, 2010, personally appeared **Inventor** known to me to be the person whose name subscribed to the foregoing instrument and acknowledged to me that he/she executed the same of his/her own free will for the purposes and consideration therein expressed.

[SEAL] _____
Notary or Consular Officer

(Signature): _____
Name: **Gardner Kimm**

Date: _____

STATE OF _____ §
COUNTY OF _____ § ss.
§
BEFORE ME, the undersigned authority, on this _____ day of _____, 2010, personally appeared **Inventor** known to me to be the person whose name subscribed to the foregoing instrument and acknowledged to me that he/she executed the same of his/her own free will for the purposes and consideration therein expressed.

[SEAL] _____
Notary or Consular Officer

(Signature): _____
Name: **Kirk Hensley**

Date: _____

STATE OF _____ §
COUNTY OF _____ § ss.
§

BEFORE ME, the undersigned authority, on this _____ day of _____, 2010, personally appeared Inventor known to me to be the person whose name subscribed to the foregoing instrument and acknowledged to me that he/she executed the same of his/her own free will for the purposes and consideration therein expressed.

[SEAL] _____
Notary or Consular Officer

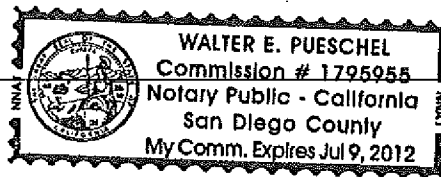
(Signature): Peter R. Doyle
Name: **Peter R. Doyle**

Date: June 15, 2010

STATE OF CALIFORNIA §
COUNTY OF SAN DIEGO § ss.
§

BEFORE ME, the undersigned authority, on this 15th day of JUNE, 2010, personally appeared Inventor known to me to be the person whose name subscribed to the foregoing instrument and acknowledged to me that he/she executed the same of his/her own free will for the purposes and consideration therein expressed.

[SEAL] _____
Notary or Consular Officer



(Signature): Gardner Kimm
Name: **Gardner Kimm**

Date: 6-15-2010

STATE OF CALIFORNIA §
COUNTY OF SAN DIEGO § ss.
§

BEFORE ME, the undersigned authority, on this 15th day of JUNE, 2010, personally appeared Inventor known to me to be the person whose name subscribed to the foregoing instrument and acknowledged to me that he/she executed the same of his/her own free will for the purposes and consideration therein expressed.

[SEAL] _____
Notary or Consular Officer

