

PATENT ASSIGNMENT COVER SHEET

Electronic Version v1.1
 Stylesheet Version v1.2

EPAS ID: PAT3772977

SUBMISSION TYPE:	NEW ASSIGNMENT	
NATURE OF CONVEYANCE:	ASSIGNMENT	
CONVEYING PARTY DATA		
	Name	Execution Date
	DEAN GARDNER	01/20/2016
RECEIVING PARTY DATA		
Name:	SMARTEAR, INC	
Street Address:	3653 BUCHANAN STREET, UNIT 1	
City:	SAN FRANCISCO	
State/Country:	CALIFORNIA	
Postal Code:	94123	
PROPERTY NUMBERS Total: 1		
Property Type	Number	
Application Number:	29557284	
CORRESPONDENCE DATA		
Fax Number:	(415)366-6755	
<i>Correspondence will be sent to the e-mail address first; if that is unsuccessful, it will be sent using a fax number, if provided; if that is unsuccessful, it will be sent via US Mail.</i>		
Phone:	415-366-6755	
Email:	thomas.ewing@avancept.com	
Correspondent Name:	THOMAS L. EWING	
Address Line 1:	5722 EAST 110TH STREET	
Address Line 4:	TULSA, OKLAHOMA 74137	
ATTORNEY DOCKET NUMBER:	SMARTEAR-004US	
NAME OF SUBMITTER:	THOMAS L. EWING	
SIGNATURE:	/Thomas L. Ewing/	
DATE SIGNED:	03/08/2016	
Total Attachments: 8		
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PATENT ASSIGNMENT

WHEREAS, I, Dean Gardner, the undersigned, residing at 3653 Buchanan Street, San Francisco, CA 94123USA, have invented certain new and useful improvements in "IN-EAR UTILITY DEVICE," for which an application for United States Letters Patent is attached hereto and will soon be filed with the United States Patent Office, and for which I hold the entire right, title, and interest.

WHEREAS, **SmartEar, Inc.**, a Delaware corporation, having a place of business at 415 Jackson Street, San Francisco, CA USA 94111, is desirous of acquiring the entire right, title, and interest in and to said invention and in and to any Letters Patent which may be granted therefor in the United States and in any and all foreign countries;

NOW, THEREFORE, in view of valuable consideration, receipt of which is hereby acknowledged, I, the undersigned, have sold, assigned, and transferred, and by these presents do sell, assign, and transfer and set over, unto said **SmartEar, Inc.**, its successors and assigns, the full and exclusive right to the said invention in the United States and its territorial possessions and in all foreign countries and the entire right, title, and interest in and to any and all Letters Patent and other forms of industrial property protection which may be granted therefor in the United States and its territorial possessions and in any and all foreign countries and in and to any and all divisions, reissues, continuations, inventors' certificates, utility models, and extensions thereof in any and every country in the world.

I hereby authorize and request the Commissioner of Patents and Trademarks of the United States and like officials of any and all foreign countries to issue any and all of said Letters Patent and the like, when granted, to **SmartEar, Inc.**, as the assignee of the entire right, title, and interest in and to the same, for the sole use and behoof of said **SmartEar, Inc.**, its successors and assigns.

FURTHER, I covenant that I have the full right to convey the entire interest herein assigned, and that I have not executed and will not execute any agreement I conflict herewith; and

FURTHER, I agree that I will communicate to said **SmartEar, Inc.**, or its representatives, any facts known to me respecting said invention; testify in any legal proceedings; sign all lawful papers; execute all divisional, continuation, substitution, renewal, and reissue applications; execute all necessary assignment papers to cause any and all of said Letters Patent and the like to be issued to said **SmartEar, Inc.**; make all rightful oaths; and generally do everything possible to aid the said **SmartEar, Inc.**, its successors and assigns, to obtain and enforce proper protection for said invention in the United States and in any and all foreign countries.

IN TESTIMONY WHEREOF, I have hereunto set my hand this 20 day of JANUARY 2016.

Signed

Dean Gardner

3653 Buchanan Street

San Francisco, CA 94123 USA

STATEMENT BY WITNESS

I, Kimiko Masako, whose full post office

address is 3653 Buchanan St #1, San Francisco, CA 94123

hereby declare that I was personally present and did see the above-named person, personally known to me to be the person named in the assignment, duly sign and execute the same.

Date: 1/20/16

(signature of witness)

In-Ear Utility Device

[0001] This is an application for a new, original, and ornamental design for an IN-EAR UTILITY DEVICE, of which the following is a specification, reference being had to the accompanying drawings, forming a part thereof. The in-ear utility device can, for example, be a wireless in-ear device for use in providing a variety of services to users, such as music playing, sound amplification, and sports monitoring devices. The inventors anticipate that the invention can be any part, portion, element, or combination of elements of the depicted design.

DESCRIPTION OF THE DRAWINGS

[0002] Figure 1 is a front perspective view of an in-ear utility device showing our new design;

[0003] Figure 2 is a front side view thereof;

[0004] Figure 3 is a right side perspective view thereof;

[0005] Figure 4 is a left side perspective view thereof

[0006] Figure 5 is a left side view thereof;

[0007] Figure 6 is a right side view thereof;

[0008] Figure 7 is a bottom view perspective thereof; and

[0009] Figure 8 is a bottom perspective view.

[0010] The broken lines in the Figures show portions of the ear piece which form no part of the claimed design.

CLAIMS

WE CLAIM:

1. The ornamental design for an IN-EAR UTILITY DEVICE, as shown and described.

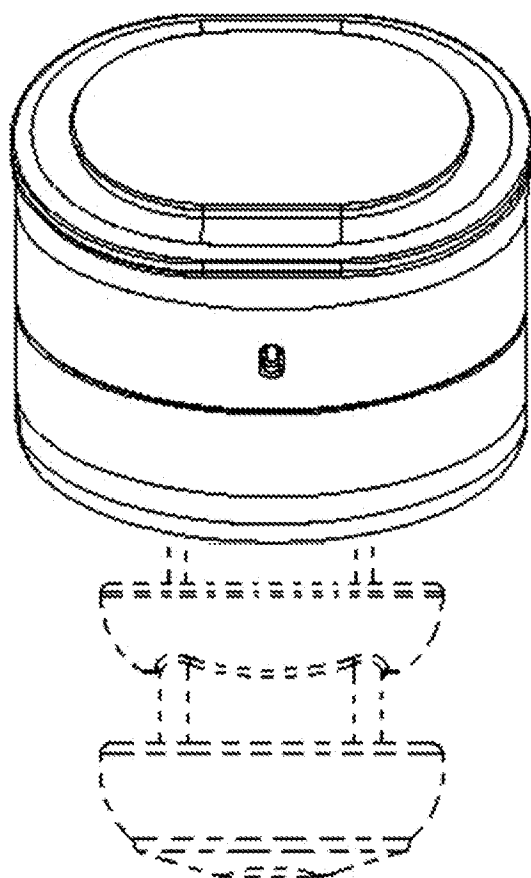


FIG. 1

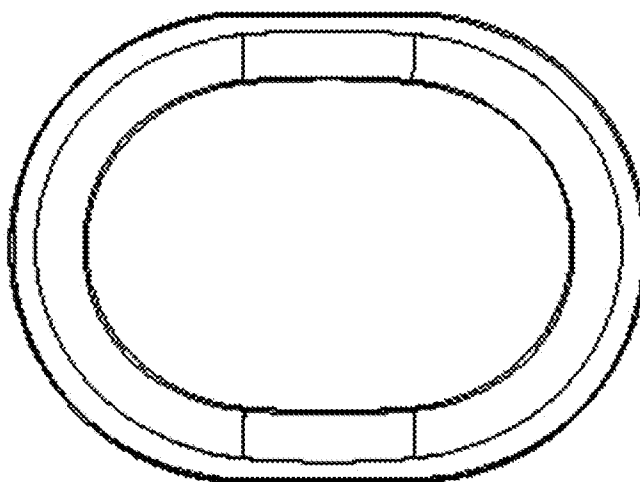


FIG. 2

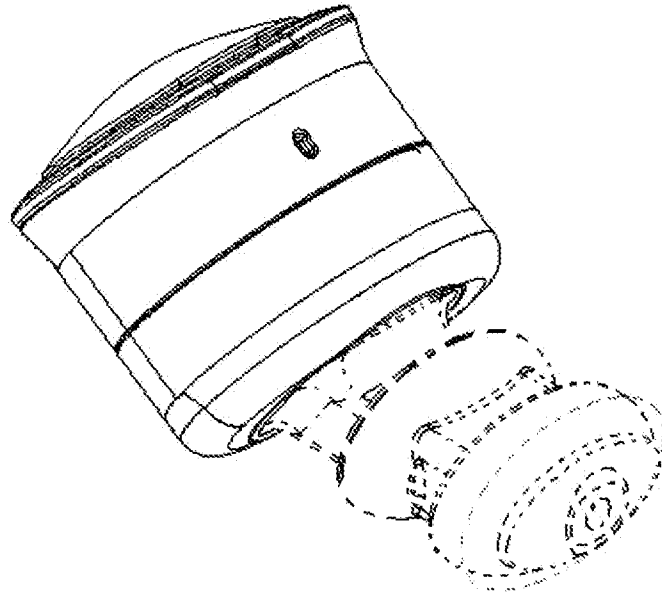


FIG. 3

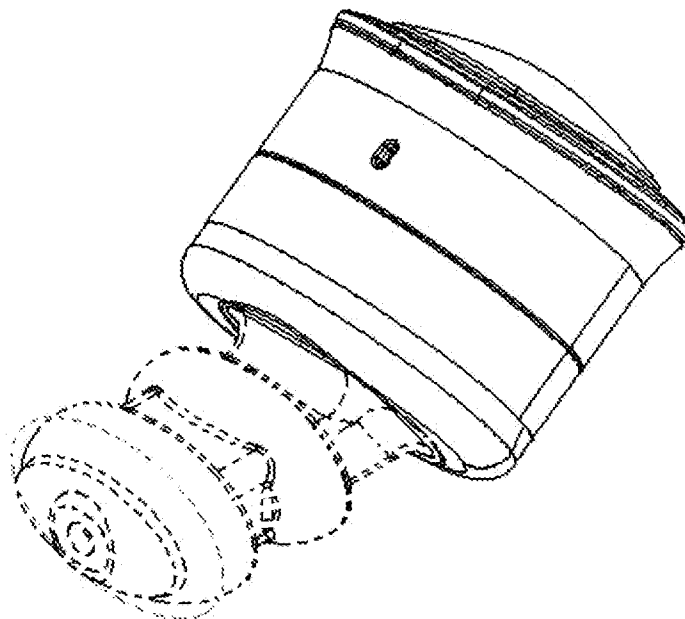


FIG. 4

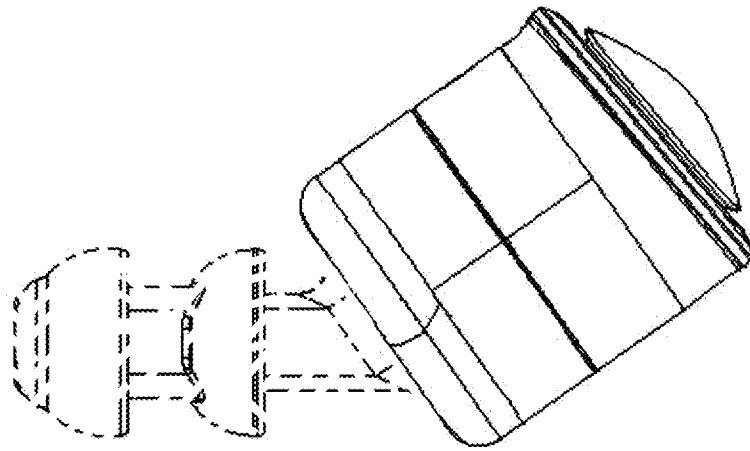


FIG. 5

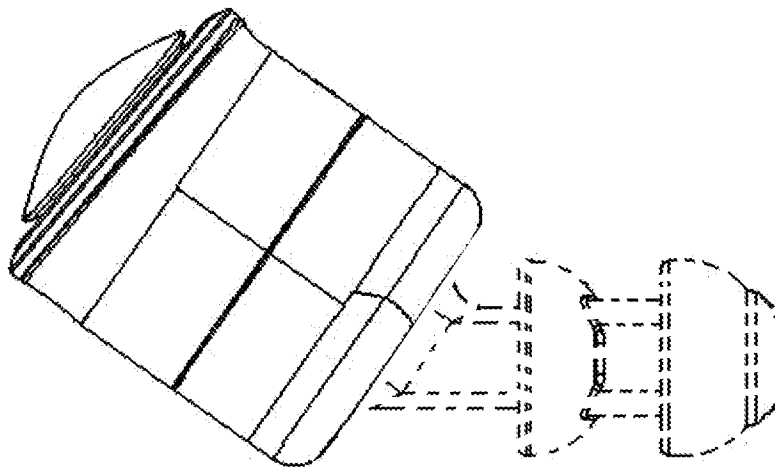


FIG. 6

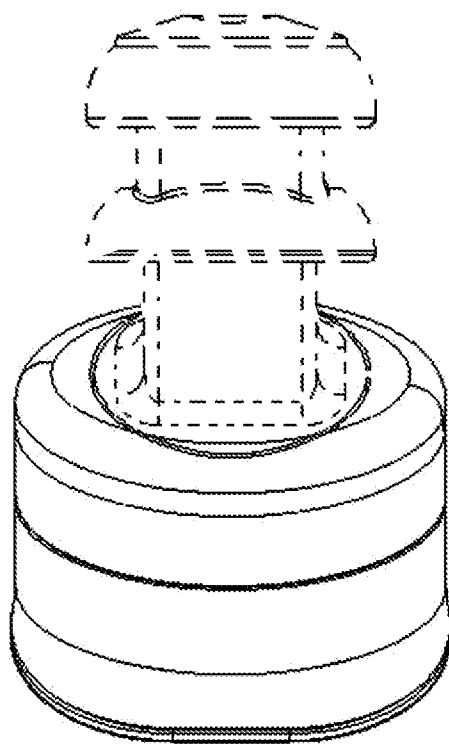


FIG. 7

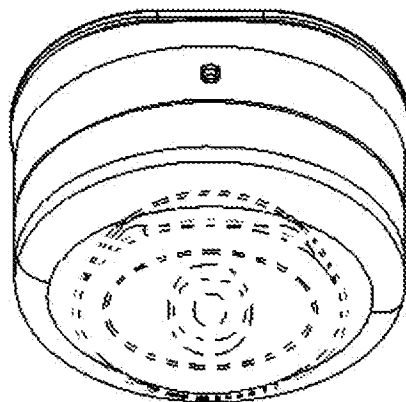


FIG. 8