

TRADEMARK ASSIGNMENT

Electronic Version v1.1
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SUBMISSION TYPE:	NEW ASSIGNMENT
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NATURE OF CONVEYANCE:	ASSIGNS THE ENTIRE INTEREST AND THE GOODWILL
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CONVEYING PARTY DATA			
Name	Formerly	Execution Date	Entity Type
Roche Diagnostics Corporation		01/30/2003	CORPORATION: INDIANA

RECEIVING PARTY DATA	
Name:	Varian, Inc.
Street Address:	3120 Hansen Way, D-102
City:	Palo Alto
State/Country:	CALIFORNIA
Postal Code:	94304
Entity Type:	CORPORATION: DELAWARE

PROPERTY NUMBERS Total: 1		
Property Type	Number	Word Mark
Serial Number:	76094756	ONTRAK TESTCUP

CORRESPONDENCE DATA	
Fax Number:	(415)627-9020
<i>Correspondence will be sent via US Mail when the fax attempt is unsuccessful.</i>	
Email:	roy@gordetlaw.com
Correspondent Name:	Roy S. Gordet, Attorney at Law
Address Line 1:	98 Battery Street, Suite 601
Address Line 4:	San Francisco, CALIFORNIA 94111

ATTORNEY DOCKET NUMBER:	156-26
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NAME OF SUBMITTER:	Roy S. Gordet
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Total Attachments: 4 source=ScheduleApg1 001#page1.tif source=ScheduleApg2#page1.tif source=AssignmentDocument#page1.tif source=SerialNo76094756PowerofAttorney#page1.tif
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OP \$40.00 76094756

SCHEDULE A

ONTRAK TRADEMARKS

<u>Trademark</u>	<u>Country</u>	<u>Status</u>	<u>Application Number</u>	<u>Filing Date</u>	<u>Registration Number</u>	<u>Registration Date</u>	<u>Description of Goods</u>
OnTrak	Australia	Registered	806339	9/7/99	806339	5/17/2001	Test papers (chemical) for the detection of drugs of abuse; diagnostic reagents in this class (1); diagnostic test kits; diagnostic reagents; diagnostic reagents contained within a plastic housing device for detection.
OnTrak	New Zealand	Registered	315922	9/7/99	315922	9/8/99	Diagnostic test kits; diagnostic reagents; diagnostic reagents and test strips in a plastic housing device for detecting drugs of abuse.
OnTrak	Singapore	Registered	T99/12463A	11/1/99	T99/12463A	11/1/99	
OnTrak TesTcup	Brazil	Filed/Published	822184702	11/10/99			
OnTrak TesTcup	CTM	Filed/Published	1360080	10/26/99			Assays for detecting whether there are drugs of abuse in urine.
OnTrak TestTcup	Singapore	Registered	T99/12460G	11/1/99	T99/12460	11/1/99	Reagents for detecting drug of abuse; all including in
OnTrak TestTcup	Singapore	Registered	T99/12461E	11/1/99	T99/12461E	11/1/99	
OnTrak TesTcup	South Africa	Filed/Pending	99/16660	9/10/99			In vitro diagnostic test kit consisting of a specimen container with integrated reagents for detecting drugs of abuse.

OnTrak TesTcup	US	Registered	470694	12/20/93	1974019	5/14/96	Drug abuse assay
OnTrak TesTcup	US	Filed/Published	76094756	7/21/00			Automated clinical laboratory instrument for drugs of abuse testing
OnTrak TesTstik	Brazil	Filed/Published	822184710	11/10/99			
OnTrak TesTstik	CTM	Registered	001360098	10/26/99	001360098	12/20/00	Assays for detecting whether there are drugs of abuse in urine
OnTrak TesTstik	Singapore	Registered	T99/12462C	11/1/99	T99/12462	11/1/99	Diagnostic reagents and test strips in a plastic housing device for detecting drugs of abuse.
OnTrak TesTstik	South Africa	Filed/Pending	99/16661	9/10/99			Diagnostic reagents and test strips in plastic housing device for detecting drugs of abuse.
OnTrak TesTstik	US	Filed/Pending	75257339	3/14/97			Diagnostic reagents and test strips in a plastic housing device for detecting drugs of abuse.

INDS02 MIF 561257v1

TRADEMARK
REEL: 002730 FRAME: 0378

ASSIGNMENT OF ONTRAK TRADEMARKS

Pursuant to the Asset Purchase Agreement, dated January 31, 2003, by and between Roche Diagnostics Corporation, an Indiana corporation ("Assignor"), and Varian, Inc., a Delaware corporation ("Assignee"), for good and valuable consideration, hereby assigns effective as of January 31, 2003, to Assignee, all of its rights, title, and interest in and to the ONTRAK Trademarks listed in the attached Schedule A (the "Trademarks"), together with the goodwill of that portion of Assignor's business symbolized thereby.

For such good and valuable consideration, Assignor hereby further sells, assigns and transfers to Assignee, all rights and interests in, to and arising from any infringement of any of the Trademarks, including, without limitation, all claims for damages and profits for any infringements which occurred prior to the date of this Assignment, including the rights to sue for any infringements in its own name and stead and for its own benefit.

Assignor agrees to execute and deliver at the request of the Assignee, all papers, instruments, and assignments, and to perform any other reasonable acts the Assignee may require in order to vest all Assignor's rights, title, and interest in and to the trademarks in the Assignee and/or to provide evidence to support any of the foregoing in the event such evidence is deemed necessary by the Assignee, to the extent such evidence is in the possession or control of Assignor.

EXECUTED and EFFECTIVE on the date entered above.

ROCHE DIAGNOSTICS CORPORATION

By: M. Madans
Its: President / CEO

STATE OF Indiana)
) SS:
COUNTY OF Marion)

Before me, the undersigned, a Notary Public in and for said County and State, personally appeared as Martin Madans of Roche Diagnostics Corporation, who having been duly sworn upon his oath acknowledged the execution of the foregoing Assignment of ONTRAK Trademarks for and on behalf of said corporation.

Witness my hand and Notarial Seal this 30 day of January, 2003.

ELIZABETH R. WAGNER
NOTARY PUBLIC IN THE STATE OF INDIANA
MARION COUNTY
MY COMMISSION EXP. JUNE 26, 2003

Elizabeth R. Wagner

residing in Wenatch, Notary Public
Indiana County,

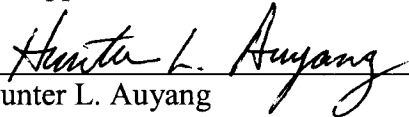
My Commission Expires: June 26, 2003

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.: 76094756
Mark: ONTRAK TESTCUP
Applicant: Varian, Inc.
Date of Filing: July 21, 2000
Attorney Docket No.: 156-26

APPOINTMENT OF POWER OF ATTORNEY

The new owner of record of the above-identified trademark application, by its undersigned authorized representative, hereby appoints Roy S. Gordet, Attorney at Law, a member of the Bars of California and New York, at the address 98 Battery Street, Suite 601, San Francisco, CA 94111 (Tel. 415-627-0300, Fax 415-627-9020) with power of attorney to transact all business before the Trademark Office and to receive all correspondence in connection with this application.



Hunter L. Auyang
Senior Counsel and Director of Intellectual Property
Varian, Inc.
3120 Hansen Way, M/S D-102
P.O. Box 10120
Palo Alto, CA 94304 USA
Phone: (650) 213-8000
Fax: (650) 424-3827

Date: 10/13/03

All correspondence should be sent to:

Roy S. Gordet
Attorney at Law
98 Battery Street, Suite 601
San Francisco, CA 94111
Phone: (415) 627-0300
Fax: (415) 627-9020
E-mail: roy@gordetlaw.com