

04-07-1998

Department of Commerce *6p. 3304*  
and Trademark Office



To the Honorable Commissioner of Patents and Trademarks  
documents 100680087 thereof.

Attached original 12-1-97

1. Name of conveying party(ies): Ohio Medical Instrument Company, Inc.

Additional name(s) of conveying party(ies) attached? No

2. Name and Address of receiving party(ies):

Name: Phillip J. Petillo  
Street Address: 1206 Herbert Avenue  
City: Ocean State: New Jersey Zip: 07712-4035

Additional name(s) and address(es) attached? XXX Yes No

3. Nature of Conveyance:

XXX Assignment \_\_\_ Merger \_\_\_ Security Agreement \_\_\_ Change of Name  
\_\_\_ Other Execution Date: October 23, 1997

4. Application number(s) or patent number(s):

If this document is being filed together with a new application, the execution date of the application is \_\_\_\_\_

A. Patent Application No.(s) B. Patent No.(s)

Serial No. 08/681,182 filed  
July 22, 1996

Additional numbers attached? \_\_\_ Yes XXX No

5. Name and Address of party to whom correspondence concerning document should be mailed:

Name: Phillip J. Petillo  
1206 Herbert Avenue  
Ocean, New Jersey 07712-4035

6. Total number of applications and patents involved: 1

7. Total fee (37 CFR 3.41):..... \$40.00

XXX Enclosed \_\_\_ Authorized to be charged to deposit account

8. Deposit Account No.

DO NOT USE THIS SPACE

12/16/1997 DFLDYD 00000057 08681182  
01 FR:581 40.00 00

40.00

9. Statement and signature:

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

C. Richard Eby  
Name of Person Signing  
Reg. No. 25,854

[Signature]  
Signature

11/26/97  
Date

Total number of pages including cover sheet, attachments and document: 3

ASSIGNMENT OF INVENTION AND PATENTS THEREON

This Agreement made by and between Ohio Medical Instrument Company, Inc., a corporation organized under the Laws of the State of Ohio and having its principal office at 4900 Charlemar Drive, Cincinnati, Ohio 45227, ("OMI") and Phillip J. Petillo, of 1206 Herbert Avenue, Ocean, New Jersey 07712-4035 ("Petillo"),

WHEREAS while Petillo was providing consulting services to OMI, OMI had prepared and filed and is currently the owner of record of U.S. Patent Application Serial No. 08/681,182, filed July 22, 1996 for HYDRAULIC POWERED SURGICAL DEVICE ("Patent Application"); and

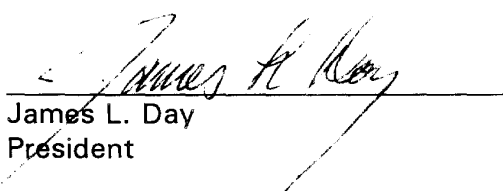
WHEREAS, as part of an understanding underwhich Petillo's consulting services will no longer be provided, OMI has agreed to assign and Petillo desires to acquire the entire interest in and to the subject matter disclosed in said Patent Application and in and to all patents issued or to be issued thereon.

NOW, THEREFORE, to all whom it may concern, be it known that, for and in consideration of the sum of One Dollar, and other good and valuable consideration, the receipt of which is hereby acknowledged, OMI has sold, assigned and transferred, and by these presents does sell, assign and transfer unto Petillo, OMI's entire right, title and interest in and to the subject matter disclosed in said Patent Application and in and to all Letters Patent Domestic and Foreign issued or to be obtained thereon, including all rights and interests with priority rights under the Paris Convention for the Protection of Industrial Property, the International Patent Cooperative Union, European Patent Convention, Common Market Convention, or any other Convention or Union for each country of said Convention or Union; and OMI does hereby authorize and request the Commissioner of Patents to issue the Letters Patent granted on said application and all future patents granted upon the subject matter disclosed therein to the above named Petillo, his legal representatives and assigns.

By accepting this Assignment, Petillo releases OMI of any and all obligations with respect to the consulting services that have been provided.

Witness my hand this 23 day of October 1997.

Ohio Medical Instrument Co., Inc.

  
James L. Day  
President

ASSIGNMENT  
OMI to Petillo  
Page 2

STATE OF Ohio )  
 ) ss.  
COUNTY OF HAMILTON )

On this 23 day of October 1997, before me personally appeared James L. Day to me known and known by me to be the above named individual, who duly acknowledged he is authorized to sign the foregoing instrument on behalf of Ohio Medical Instrument Co., Inc. for the uses and purposes therein specified.



CHARLES A. GOMIEM  
Notary Public, State of Ohio  
My Commission Expires Dec. 22, 2001

Charles A. Gomiem  
Notary Public

Accepted this 28 day of Oct. 1997.

Phillip J. Petillo  
Phillip J. Petillo

STATE OF New Jersey )  
 ) ss.  
COUNTY OF Meigs )

On this 23 day of October 1997, before me personally appeared Phillip J. Petillo to me known and known by me to be the above named individual, who duly acknowledged the acceptance and signing of the foregoing instrument to be a voluntary act and deed.

(SEAL)

[Signature]  
Notary Public

NOTARY  
PUBLIC