

F 05-15-1998

3 SHEET

U.S. DEPARTMENT OF COMMERCE
Patent and Trademark Office

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To the Honorable Commissioner c

100711967

, attached original documents or copy thereof.

1. Name of conveying party(ies):

Thomas A. Cook
George Spalek

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

2. Name and address of receiving party(ies)

Name: Intraop Medical, Inc.

Internal Address: _____

Street Address: 970 Buckeye Court

City: Sunnyvale State: CA ZIP: 94087

Additional name(s) & address(es) attached? Yes No

JUL 13 5 13 PM '98
09/07/98
06/06/98

3. Nature of conveyance:

- Assignment Merger
- Security Agreement Change of Name
- Other _____

Execution Date: April 2 & May 4, 1998

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: 3/31&4/30,98

A. Patent Application No.(s)

B. Patent No.(s)

Additional numbers attached? Yes No

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

Name: Stanley Z. Cole

Internal Address: OP/146

Street Address: 26620 St. Francis Rd.

City: Los Altos Hills, State: CA ZIP: 94022

6. Total number of applications and patents involved: 1

7. Total fee (37 CFR 3.41).....\$ 40.

Enclosed

Authorized to be charged to deposit account
any deficiency or credit excess

8. Deposit account number:

03-2450

(Attach duplicate copy of this page if paying by deposit account)

DO NOT USE THIS SPACE

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.

Stanley Z. Cole

Name of Person Signing

Signature

May 6, 1998

Date

Total number of pages including cover sheet, attachments, and document: 5

Mail documents to be recorded with required cover sheet information to:

Commissioner of Patents & Trademarks, Box Assignments

Washington, D.C. 20231

REEL: 9160 FRAME: 0640

ASSIGNMENT

In consideration of One Dollar (\$1.00) and other good and valuable consideration, the receipt of which is hereby acknowledged, the undersigned, **THOMAS A. COOK AND GEORGE SPALEK**, hereby sell assign and transfer to **Intraop Medical, Inc.**, a Delaware Corporation having a place of business at 970 Buckeye Court, Sunnyvale, CA 94087, its successors, assigns and legal representatives, all hereinafter referred to as the Assignee, the entire right, title and interest for the United States and all foreign countries, in and to any and all inventions which are disclosed in the application for United States Letters Patent entitled **LASER SOFT DOCKING SYSTEM FOR MEDICAL TREATMENT SYSTEM**, and in and to said application and all divisional, continuing, substitute, renewal, reissue and all other applications for Letters Patent which have been or shall be filed in the United States and all foreign countries on any of said inventions; and in and to all original and reissued patents which have been or shall be issued in the United States and all foreign countries on said inventions including the right to apply for patent rights in each foreign country and all rights to priority.

Each of us agree that said Assignee may apply for and receive Letters Patent for said inventions in its own name; and when requested, without charge to, but at the expense of said Assignee, each of us agree to carry out in good faith the intent and purpose of this assignment, by executing all divisional, continuing, substitute, renewal, reissue, and all other patent applications on any and all said inventions, by executing all rightful oaths, assignments, powers of attorney and other papers, by communicating to said Assignee all facts known to us relating to said inventions and the history thereof, and generally by doing everything possible which said Assignee shall consider desirable for aiding in securing and maintaining proper patent protection for said inventions and for vesting title to said inventions and all applications for patents and all patents on said inventions, in said Assignee.

We hereby request the Honorable Commissioner of Patents and Trademarks to issue said Letters Patent to said Assignee.

Each of us hereby covenant with said Assignee that no assignment, grant, mortgage, license or other agreement affecting the rights and property herein conveyed has been made to others by me, and that full right to convey the same as herein expressed is possessed by me.

I hereby authorize my attorney to hereafter enter the serial number assigned to my case by the Patent and Trademark Office at this point, Serial No. _____, after the number is assigned.

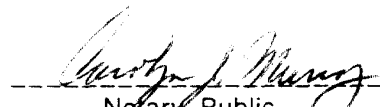


THOMAS A. COOK

GEORGE SPALEK

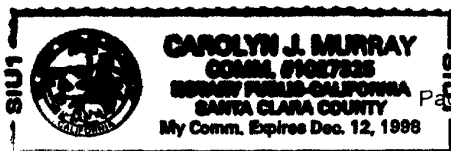
State of California :
County of Santa Clara

THOMAS A. COOK appeared before me and subscribed his signature above in my presence this 2 th day of ~~March~~ ~~1998~~ April, 1998.



Notary Public

SEAL



CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

No. 5907

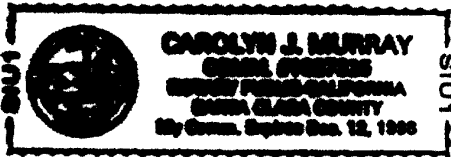
State of California

County of Santa Clara

On April 2, 1998 before me, Carolyn J. Murray, Notary Public,
DATE NAME, TITLE OF OFFICER - E.G., "JANE DOE, NOTARY PUBLIC"

personally appeared Thomas A. Cook,
NAME(S) OF SIGNER(S)

personally known to me - **OR** - 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/~~she/they~~ executed the same in his/~~her/their~~ authorized capacity(ies), and that by his/~~her/their~~ signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.



WITNESS my hand and official seal.

Carolyn J. Murray
SIGNATURE OF NOTARY

OPTIONAL

Though the data below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent reattachment of this form.

CAPACITY CLAIMED BY SIGNER

- INDIVIDUAL
- CORPORATE OFFICER

TITLE(S)

- PARTNER(S) LIMITED
- GENERAL
- ATTORNEY-IN-FACT
- TRUSTEE(S)
- GUARDIAN/CONSERVATOR
- OTHER: _____

DESCRIPTION OF ATTACHED DOCUMENT

Assignment
TITLE OR TYPE OF DOCUMENT

1
NUMBER OF PAGES

04/02/98
DATE OF DOCUMENT

SIGNER IS REPRESENTING:
NAME OF PERSON(S) OR ENTITY(IES)

Intraop Medical, Inc.

George Spalek
SIGNER(S) OTHER THAN NAMED ABOVE

ASSIGNMENT

In consideration of One Dollar (\$1.00) and other good and valuable consideration, the receipt of which is hereby acknowledged, the undersigned, **THOMAS A. COOK AND GEORGE SPALEK**, hereby sell assign and transfer to **Intraop Medical, Inc.**, a Delaware Corporation having a place of business at 970 Buckeye Court, Sunnyvale, CA 94087, its successors, assigns and legal representatives, all hereinafter referred to as the Assignee, the entire right, title and interest for the United States and all foreign countries, in and to any and all inventions which are disclosed in the application for United States Letters Patent entitled **LASER SOFT DOCKING SYSTEM FOR MEDICAL TREATMENT SYSTEM**, and in and to said application and all divisional, continuing, substitute, renewal, reissue and all other applications for Letters Patent which have been or shall be filed in the United States and all foreign countries on any of said inventions; and in and to all original and reissued patents which have been or shall be issued in the United States and all foreign countries on said inventions including the right to apply for patent rights in each foreign country and all rights to priority.

Each of us agree that said Assignee may apply for and receive Letters Patent for said inventions in its own name; and when requested, without charge to, but at the expense of said Assignee, each of us agree to carry out in good faith the intent and purpose of this assignment, by executing all divisional, continuing, substitute, renewal, reissue, and all other patent applications on any and all said inventions, by executing all rightful oaths, assignments, powers of attorney and other papers, by communicating to said Assignee all facts known to us relating to said inventions and the history thereof, and generally by doing everything possible which said Assignee shall consider desirable for aiding in securing and maintaining proper patent protection for said inventions and for vesting title to said inventions and all applications for patents and all patents on said inventions, in said Assignee.

We hereby request the Honorable Commissioner of Patents and Trademarks to issue said Letters Patent to said Assignee.

Each of us hereby covenant with said Assignee that no assignment, grant, mortgage, license or other agreement affecting the rights and property herein conveyed has been made to others by me, and that full right to convey the same as herein expressed is possessed by me.

I hereby authorize my attorney to hereafter enter the serial number assigned to my case by the Patent and Trademark Office at this point, Serial No. _____, after the number is assigned.



OFFICIAL SEAL
Kimberly M. May
NOTARY PUBLIC - STATE OF NEW YORK
My commission expires 8/13/2009

THOMAS A. COOK
George Spalek

GEORGE SPALEK

State of _____ :
County of _____ :

THOMAS A. COOK appeared before me and subscribed his signature above in my presence
this _____ th day of March, 1998.

SEAL

Notary Public

State of :
County of :

GEORGE SPALEK appeared before me and subscribed his signature above in my presence
this 4th th day of May , 1998.

Kimberly M. May

Notary Public

SEAL



OFFICIAL SEAL
Kimberly M. May
NOTARY PUBLIC - STATE OF NEW MEXICO
My commission expires: 8/13/2001