

FORM PTO-1595 (Modified)
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06-12-1998

HEET

U.S. DEPARTMENT OF COMMERCE
Patent and Trademark Office



MRO 6-5-98

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To the Honorable Commissioner of P.

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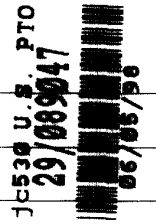
the attached original documents or copy thereof.

1. Name of conveying party(ies):
Richard D. Phipps, Loren D. Stirling and Robert F. Bencini

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

Name: Eclipse Surgical Technologies, Inc.

Internal Address:



Additional names(s) of conveying party(ies) Yes No

3. Nature of conveyance:

- Assignment Merger
- Security Agreement Change of Name
- Other

Street Address: 559 Weddell Drive

City: Sunnyvale State: CA ZIP: 94089

Execution Date:

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

4. Application number(s) or registration numbers(s): 29/089047

If this document is being filed together with a new application, the execution date of the application is: June 5, 1998

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: Janet Kaiser Castaneda

Internal Address:

Street Address: 559 Weddell Drive

City: Sunnyvale State: CA ZIP: 94089

6. Total number of applications and patents involved: 1

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

Enclosed - Any excess or insufficiency should be credited or debited to deposit account

Authorized to be charged to deposit account

8. Deposit account number:

05-0419

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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.

Janet Kaiser Castaneda

Name of Person Signing

Signature

6-5-98

Date

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

PATENT 17

REEL: 9236 FRAME: 0158

ASSIGNMENT

WHEREAS, WE, RICHARD D. PHIPPS, a United States of America citizen, residing at 790 LaCrosse Drive, Morgan Hill, California 95037, LOREN D. STIRLING, a United States of America citizen, 131 Seascapes Ridge Drive, Aptos, California 95003 and ROBERT F. BENCINI, a United States of America citizen, 1103 Kensington Avenue, Sunnyvale, California 94087, have invented a certain new, original and ornamental design entitled HAND PIECE FOR SURGICAL AND BIOPSY PROCEDURES for which we are about to make an application for a Patent on even date herewith; and,

WHEREAS, ECLIPSE SURGICAL TECHNOLOGIES, INC., a California corporation located at 559 Weddell Drive, Sunnyvale, California 94089, is desirous of obtaining the entire right, title and interest in, to and under the said application.

NOW THEREFORE, in consideration of a good and valuable consideration, the receipt of which is hereby acknowledged, We, RICHARD D. PHIPPS, LOREN D. STIRLING and ROBERT F. BENCINI have sold, assigned, transferred and set over, and by these presents do hereby sell, assign, transfer and set over unto the said ECLIPSE SURGICAL TECHNOLOGIES, INC., its successors, legal representatives and assigns our entire right, title and interest in, to and under the said invention and the said application for Letters Patent, a copy of which as filed in the United States Patent Office is contained in File No. D-47 in the Office of Janet Kaiser Castaneda, Esq. at Eclipse Surgical Technologies, Inc.,

559 Weddell Drive, Sunnyvale, CA 94089 and all divisions, and continuations thereof, and all Letters Patent of the United States which may be granted thereon and all applications for Letters Patent which may be granted for said invention in any country or countries foreign to the United States, and all Letters Patent which may be granted for said invention in any country or countries foreign to the United States, and to all extensions, renewals and reissues and reexamination certificates thereof, and the right to claim priority under the International Convention for the Protection of Industrial Property, and all rights under the Patent Cooperation Treaty; and we hereby authorize and request the Commissioner of Patents and Trademarks of the United States, and any Official of any country or countries foreign to the United States, whose duty it is to issue patents on applications as aforesaid, to issue, all Letters Patent for said invention to the said ECLIPSE SURGICAL TECHNOLOGIES, INC., its successors, legal representatives and assigns, in accordance with this instrument.

AND WE hereby covenant that we have the full right to convey our entire interest herein assigned, and that we have not executed, and will not execute, any agreement in conflict therewith.

AND WE hereby further covenant and agree that we will communicate to the said ECLIPSE SURGICAL TECHNOLOGIES, INC., its successors, legal representatives and assigns, any facts known to us respecting said invention, and testify in any legal proceeding, sign

all lawful papers, execute all divisional, continuing and reissue applications, make all rightful oaths and generally do everything possible to aid the said ECLIPSE SURGICAL TECHNOLOGIES, INC., its successors, legal representatives and assigns, at the expense of Eclipse Surgical Technologies, Inc., to obtain and enforce proper patent protection for said invention in all countries.

IN TESTIMONY WHEREOF, we have hereunto set our hand and seal.

Richard D. Phipps
RICHARD D. PHIPPS

Date:

STATE OF CALIFORNIA)
)
COUNTY OF SANTA CLARA) SS.

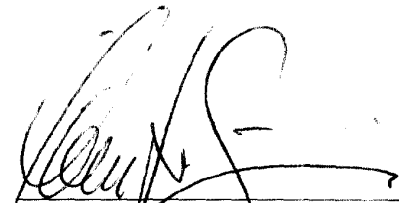
On this 14 day of MAY, 1998 before me MARY BETH BROWN a Notary Public, personally appeared RICHARD D. PHIPPS, personally known to me or proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged that he/she/they executed 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.



Mary Beth Brown
Notary Public

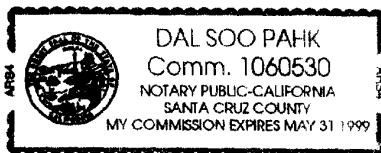
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LOREN D. STIRLING
Date: 5/29/98

STATE OF CALIFORNIA)
)
COUNTY OF SANTA CRUZ) ss.

On this 29TH day of, MAY 1998 before me
DAL SOO PAHK a Notary Public, personally appeared LOREN D.
STIRLING, ~~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 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.




Notary Public

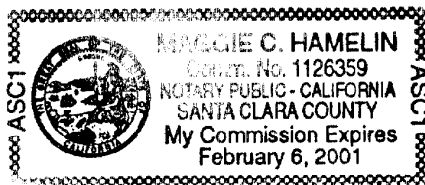

ROBERT F. BENCINI

Date: 6-4-98

STATE OF CALIFORNIA)
)
COUNTY OF Santa Clara) ss.

On this 4th day of June, 1998 before me Maggie C. Hamelin a Notary Public, personally appeared ROBERT F. BENCINI, 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 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.




Notary Public

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