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FORM PTO-105

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HEET

U.S. DEPARTMENT OF COMMERCE
Patent and Trademark Office

Tab settings

To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

1. Name of conveying party(ies):

Rene D. ESSER

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

2. Name and address of receiving party(ies)

Name: DEPUY ACE MEDICAL COMPANY

Internal Address: _____

Street Address: _____

2260 East El Segundo Boulevard

El Segundo, CA 90245-4694

City: _____ State: _____ ZIP: _____

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

3. Nature of conveyance

Assignment

Merger

Security Agreement

Change of Name

Other _____

Execution Date: December 11, 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: _____

A. Patent Application No.(s)

60/019,932

PCT/US97/10274

B. Patent No.(s)

Additional numbers attached? Yes No

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

Name: William R. Coffey

BARNES & THORNBURG

Internal Address: _____

Street Address: _____

11 South Meridian Street

Indianapolis, IN 46204

City: _____ State: _____ ZIP: _____

6. Total number of applications and patents involved:

2

7. Total fee (37 CFR 3.41).....\$ 80.00

Enclosed

Authorized to be charged to deposit account
for deficit or overpayment

8. Deposit account number:

10-0435

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

01/04/1998 65MTH 00000029 60019932

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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.

William R. Coffey

Name of Person Signing

Signature

December 14, 1998

Date

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

3

Mail documents to be recorded with required cover sheet information to:
Commissioner of Patents & Trademarks, Box Assignments
Washington, D.C. 20231

PATENT
REEL: 9669 FRAME: 0139

PROVISIONAL/PCT PATENT APPLICATION
ASSIGNMENT TO BUSINESS CONCERN

Attorney Docket No.: 14291-61387 _____

ASSIGNMENT

In consideration of the sum of One Dollar (\$1.00) and other good and valuable consideration paid to each of the undersigned,

Name(s)
of Inventor(s)

Rene D. ESSER _____

_____ and,

Check applicable
boxes and enter
serial number and
date if available

maker(s) of an invention which is the subject of a United States Provisional Patent Application identified by Serial No. 60/019,932 and filing date 14 June 1996, and/or a PCT International Application, entitled

Title of
Application

UPPER EXTREMITY BONE PLATES
hereinafter (the "Application(s)")

the undersigned hereby sell(s), assign(s), and set(s) over to

Name of
Assignee

DEPUY ACE MEDICAL COMPANY _____

Address of
principal
place of
business

2260 East El Segundo Boulevard _____

El Segundo, California 90245-4694 _____

Insert State of
Incorporation
(if applicable) or
"Not Applicable"

a corporation of CALIFORNIA _____

(hereinafter designated as the Assignee) their entire right, title and interest in, to and under the Application(s), including all priority rights for the United States and other countries arising therefrom, all inventions therein disclosed, and any and all Letters Patent of the United States and of all other countries, including Canada and Mexico, which may be granted for such inventions, or any of them, all such inventions and all rights in such Application(s) and Letters Patent to be held and enjoyed by Assignee for its own use and enjoyment to the full end of the term or terms for which such Letters Patent may be granted, as fully and entirely as the same would have been held and enjoyed by them had this assignment and sale not been made.

The undersigned agree(s) to execute all papers necessary in connection with the Application(s) in the United States and counterpart applications in foreign countries and any continuing, divisional, or reissue applications thereof, and any reexamination of any of such Applications, and also to execute separate assignments in connection with such Applications as the Assignee may deem necessary or expedient.

The undersigned agree(s) to execute all papers necessary in connection with any interference which may be declared or litigation concerning the Application(s), U.S. national counterparts thereof, or continuation(s), division(s), reissue(s), reexamination(s) thereof, and to cooperate with the Assignee in every way possible in obtaining evidence and going forward with such interference or litigation.

The undersigned agree(s) to execute all papers and documents and perform any act which may be necessary in connection with claims or provisions of the International Convention for Protection of Industrial Property or similar agreements.

PROVISIONAL/PCT PATENT APPLICATION
ASSIGNMENT TO BUSINESS CONCERN

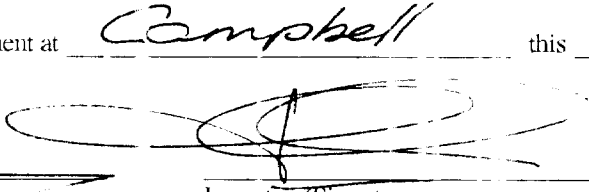
The undersigned agree(s) to do all other acts which, in the opinion of Assignee, may be necessary or desirable to secure the grant of Letters Patent to Assignee or its nominees, in the United States and in all other countries where Assignee may desire to have such inventions, or any of them, patented, with specifications and claims in such form as shall be approved by Assignee and to vest and confirm in Assignee or its nominees the full and complete legal and equitable title to all such Letters Patent.

The undersigned hereby authorize(s) and request(s) the Commissioner of Patents to issue any and all Letters Patent of the United States resulting or following from said Application(s) or any division or divisions or continuing or reissue applications thereof, and any reexamination of any of such applications, to the said Assignee, as Assignee of the entire interest, and hereby covenants that the undersigned has full right to convey the interest herein assigned, and that the undersigned has not executed, and will not execute, any agreement in conflict herewith.

The undersigned hereby grant(s) the attorney of record the power to insert on this assignment any further identification which may be necessary or desirable in order to comply with the rules of the United States Patent and Trademark Office for recordation of this document.

IN WITNESS WHEREOF, I have executed this assignment at Campbell this 11 day of December, 1998

~~Outside the USA:
Witnesses are required when acknowledgment before a Notary Public is not feasible.~~
Witness
Witness



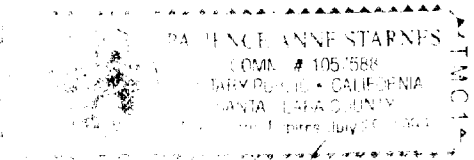
Inventor (Signature)
Rene D. ESSER

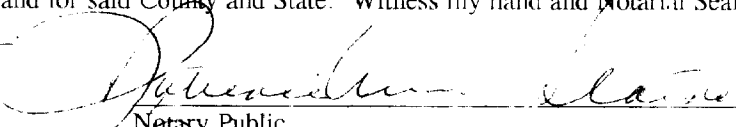
Inventor (Printed Name)

ACKNOWLEDGMENT

STATE OF STATE OF CALIFORNIA
COUNTY OF COUNTY OF SANTA CLARA

Acknowledged before me, a Notary Public, within and for said County and State. Witness my hand and Notarial Seal this 11 day of December, 1998.





Notary Public
Patience Anne Starnes

Printed Name

My Commission Expires July 21, 1999
Resident of Santa Clara County

IND-02 M-F 1321 F

309 Rec'd PCT/PTO 14 DEC 1998

RECORDED: 12/14/1998

**PATENT
REEL: 9669 FRAME: 0142**