

03-01-1999

DEPARTMENT OF COMMERCE

RECORDED

Patent and Trademark Office
Docket No. 388402000800

100974447

2.22.99

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

1. Name of conveying party(ies):
Barry N. Gardiner and Paul T. McDonald

- ☒ Individuals ☐ Association
☐ General Partnership ☐ Limited Partnership
☐ Corporation-State ☐ Other

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

3. Nature of conveyance:

- ☒ Assignment ☐ Merger
☐ Security Agreement ☐ Change of Name
☐ Other:

Execution Date: October 31, 1997

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

Name: Elective Vascular Interventions, Inc.
Internal Address: Building 2
Street Address: 2500 Faber Place, Suite 290
City: Palo Alto, State: CA ZIP: 94303Additional name(s) & address(es) attached? ☐ Yes ☒ No

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)
08/781,578

B. Patent No.(s)

Additional numbers attached? ☐ Yes ☒ No

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

Harry J. Macey
Morrison & Foerster LLP
755 Page Mill Road
Palo Alto, California 94304-1018

6. Total number of applications and patents involved: One

7. Total fee (37 C.F.R. § 3.41): \$40.00

- ☒ Enclosed
☐ Authorized to be charged to deposit account, referencing
Attorney Docket 388402000800

8. Deposit account number: 03-1952The Commissioner is hereby authorized to charge any fees under 37 C.F.R. § 1.21 that may be required by this paper, or to credit any overpayment to Deposit Account No. 03-1952.**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.

Name: Harry J. Macey
Registration No: 32,818

Signature

Date

2-17-99

Total number of pages comprising cover sheet, attachments and document: 4

Mail documents to be recorded with required cover sheet information to:
U.S. Patent and Trademark Office
Office of Public Records
Box Assignments
Crystal Gateway 4, Room 335
Washington, D.C. 20231

pa-327986

PATENT
REEL: 9782 FRAME: 0099

EXHIBIT A

**ASSIGNMENT
TO
ELECTIVE VASCULAR INTERVENTIONS, INC.**

In exchange for
(the "Company")
the undersigned hereby assigns to the Company all of the right, title and interest of the undersigned
in and to any and all

Elective Vascular Interventions, Inc.

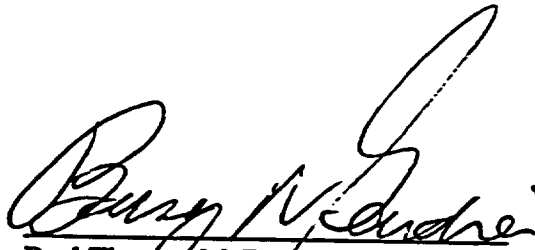
patents and patent applications relating to surgical fasteners and instruments for the
deployment of surgical fasteners, including but not limited to

(ii) patent applications:

Filed Patent Application entitled "Pinned Retainer Surgical Fasteners, Instruments,
and Methods for Minimally Invasive Vascular and Endoscopic Surgery", SC/Serial No. 08/781,578,
filed January 9, 1997 (Attorney Ref No. GDNR 9002). Preliminary Amendment filed on August 28,
1997.


With respect to
patents and patent applications assigned by the undersigned to the Company hereunder, the undersigned will assist the Company in any reasonable manner to obtain for the Company's benefit patents in any and all countries and the undersigned will execute, when requested, patent applications and assignments thereof to the Company or persons designated by it, and any other lawful documents deemed necessary by the Company to carry out the purposes of this Assignment. The undersigned will further assist the Company in every way to enforce any patents obtained, including without limitation, testifying in any suit or proceeding involving any of said patents or by executing any documents deemed necessary by the Company.

Dated: October 31, 1997


Paul Thomas McDonald, M.D.
BARRY N. GARDNER

With respect to
rights and patent applications assigned by the undersigned to the Company hereunder, the undersigned will assist the Company in any reasonable manner to obtain for the Company's benefit patents in any and all countries and the undersigned will execute, when requested, patent applications and assignments thereof to the Company or persons designated by it, and any other lawful documents deemed necessary by the Company to carry out the purposes of this agreement. The undersigned will further assist the Company in every way to enforce any patents : obtained, including without limitation, testifying in any suit or proceeding involving any of said patents or by executing any documents deemed necessary to the Company.

Dated: October 31, 1997


Barry N. Gardiner, M.D.
PAUL T. McDonald