

6-9-99

FORM PTO-1585

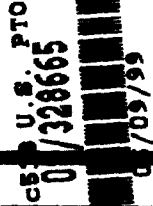
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To the Honorable Assistant Commissioner for Patents: Please record the attached original documents or copy thereof

1. Name of conveying party(ies):

Marcia L. O'CONNOR, Michael S. BANIK, and Kathleen M. MILLER

Additional name(s) of conveying parties attached? Yes

No

2. Name and address of receiving party(ies)

Name: SCIMED Life Systems, Inc.

Internal Address: _____

Street Address: One Scimed Place

City: Maple Grove

State: Minnesota

ZIP: 55311-1566

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

3. Nature of conveyance:

Assignment

Merger

Security Agreement

Change of Name

Other: _____

Execution dates: **May 13, 1999, June 1, 1999 and May 18, 1999**

4. Application numbers or patent numbers:

69328665

Date application executed: **May 13, 1999, June 1, 1999 and May 18, 1999**

A. Patent Application(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: Charles R. Brainard

Internal Address: KENYON & KENYON

Street Address: One Broadway

City: New York State: New York ZIP: 10004

6. Total number of applications and patents involved: **1**

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

Enclosed

Authorized to be charged to deposit account

8. Deposit account number:

11-0600

06/17/1999 JSHABAZZ 00000052 110600 09328665

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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.*

Timothy Devlin (Reg. No. 41,706)
Name of Person Signing

Signature

June 9, 1999
Date

Total Number of pages including cover sheet, attachments and document: **6**

OMB No. 0651-0011 (exp. 4/94)

193002-DC1

ASSIGNMENT

WHEREAS, we,

- 1) Marcia L. O'Connor, a Canada citizen;
- 2) Michael S. Banik, a U.S. citizen; and
- 3) Kathleen M. Miller

residing at

- 1) 76 Bolton Woods Way, Bolton, MA 01740;
- 2) 119 Wilder Road, Bolton, MA 01740; and
- 3) 93 Brookdale Circle, Shrewsbury, MA 01545 respectively;

(hereinafter also referred to as "the Assignors"); have invented new and useful improvements in **DRUG RELEASING ELASTIC BAND AND METHOD**, for which we have made application for Letters Patent of the United States, said application being filed in the United States Patent and Trademark Office herewith; and

WHEREAS, SCIMED LIFE SYSTEMS, INC., organized and existing under and by virtue of the laws of the State of Minnesota, having an office at One SCIMED Place, Maple Grove, MN 55311-1566, (hereinafter referred to as "the Assignee"), is desirous of acquiring the entire right, title and interest in and to the application and invention therein described and claimed and any Letters Patent that may be issued upon the application or for the improvements therein contained.

NOW, THEREFORE, in consideration of One U.S. Dollar (U.S. \$1.00) and other valuable consideration furnished by Assignee to us, receipt and sufficiency of which we hereby acknowledge, we hereby, without reservations:

1. Assign, transfer, and convey to Assignee the entire right, title, and interest in and to said inventions and discoveries, said application for Letters Patent of the United States of America, any and all other applications for Letters Patent on said inventions and

discoveries in whatsoever countries, including all divisional, renewal, substitute, continuation, and Convention applications based in whole or in part upon said inventions or discoveries, or upon said applications, and any and all Letters Patent, reissues, and extensions of letters Patent granted for said inventions and discoveries or upon said applications, and every priority right that is or may be predicated upon or arise from said inventions, said discoveries, said applications, and said Letters Patent.

2. Authorize Assignee to file patent applications in any or all countries for any or all of said inventions and discoveries in our names or in the name of Assignee or otherwise as Assignee may deem advisable, under the International Convention or otherwise.

3. Authorize and request the Commissioner of Patents and Trademarks of the United States of America and the empowered officials of all other governments to issue or transfer all said Letters Patent to Assignee, as assignee of the entire right, title, and interest therein or otherwise as Assignee may direct.

4. Warrant that we have not knowingly conveyed to others any right in said inventions, discoveries, applications, or patents or any license to use the same or to make, use, or sell anything embodying or utilizing any of said inventions or discoveries; and that we have good right to assign the same to Assignee without encumbrance.

5. Bind our heirs, legal representatives, and assigns, as well as ourselves, to do, upon Assignee's request and at Assignee's expense, but without additional consideration to us or them, all acts reasonably serving to assure that the said inventions and discoveries, the said patent applications, and the said Letters Patent shall be held and enjoyed by Assignee as fully and entirely as the same could have been held and enjoyed by us, our heirs, legal representatives, and assigns if this assignment had not been made; and particularly to execute and deliver to Assignee all lawful application documents including petitions, specifications, and oaths, and all assignments, disclaimers, and lawful affidavits in form and substance as may be requested by Assignee; to communicate to Assignee all facts known to us relating to said inventions and discoveries or the history

thereof; and to furnish Assignee with any and all documents, photographs, models, samples, and other physical exhibits in our control or in the control of our heirs, legal representatives, or assigns which may be useful for establishing the facts of our conceptions, disclosures, and reduction to practice of said inventions and discoveries.

IN TESTIMONY WHEREOF, I have hereunto set my hand and seal this

13 day of May, 1999.


Marcia L. O'CONNOR

WITNESSED BY:


Name

Boston Scientific
Natick, MA 01760
Address

IN TESTIMONY WHEREOF, I have hereunto set my hand and seal this

1 day of 6, 1999.


Michael S. BANIK

WITNESSED BY:

Barbara Benzie
Name

Boston Scientific Corp.
One Boston Scientific Place
Natick, MA 01760
Address

IN TESTIMONY WHEREOF, I have hereunto set my hand and seal this

18th day of May, 1999.

Kathleen M. Miller

Kathleen M. MILLER

WITNESSED BY:

Barbara Benzje
Name

Boston Scientific Corp.
Natick, MA 01760
Address

ASSIGNMENT AND AGREEMENT

For value received, we, **Marcia L. O'Connor**, of **Bolton** in the County of **Worcester** and State of **Massachusetts**; **Michael S. Banik** of **Bolton** in the County of **Worcester** and State of **Massachusetts**; and **Kathleen M. Miller** of **Shrewsbury** in the County of **Worcester** and State of **Massachusetts**, hereby sell, assign, and transfer to

Boston Scientific Limited

a company of the Republic of Ireland, having an office at

Financial Services Centre
P.O. Box 111
Bishop's Court Hill
St. Michael, Barbados
West Indies

and its successors, assigns, and legal representatives, a portion of the entire right, title, and interest in and to certain inventions related to **DRUG RELEASING ELASTIC BAND AND METHOD** described in an application for Letters Patent of the United States, executed by us of even date herewith.

The portion of the entire right, title, and interest that we hereby sell, assign, and transfer to:

Boston Scientific Limited

includes any and all rights and privileges in said inventions in any country foreign to the United States, including, but not limited to, all foreign rights of priority arising from said United States application, and all the rights and privileges under any and all forms of protection, including Letters Patent, that may be granted in said countries foreign to the United States for said inventions.

We authorize

Boston Scientific Limited

to make application for such protection in its own name and maintain such protection in any and all countries foreign to the United States, and to invoke and claim for any application for patent or other form of protection for said inventions, without further authorization from us, any and all benefits, including the right of priority provided by any and all treaties, conventions, or agreements.

We hereby consent that a copy of this assignment shall be deemed a full legal and formal equivalent of any document that may be required in any country in proof of the right of

Boston Scientific Limited

to apply for patent or other form of protection for said inventions and to claim the aforesaid benefit of the right of priority.

We request that any and all patents or other forms of protection granted in any country; foreign to the United States for said inventions be issued to

Boston Scientific Limited

or to such nominees as it may designate.

We agree that, when requested, we shall without charge to

Boston Scientific Limited

but at its expense, sign all papers and do all acts that may be necessary, desirable, or convenient in connection with said applications, patents, or other forms of protection.

Date: 5-13-99



Marcia L. O'Connor

United States of America

)


State of Massachusetts

) ss.:

County of Worcester

)

On this 3rd day of May 1999, before me personally came **Marcia L. O'Connor** to me known to be the individual described in and who executed the foregoing instrument, and acknowledged execution of same.


Notary Public

Date: 6/1/99




Michael S. Banik

United States of America)

State of Massachusetts) ss.:

County of Worcester)

On this 1st day of June 1999, before me personally came **Michael S. Banik** to me known to be the individual described in and who executed the foregoing instrument, and acknowledged execution of same.



Notary Public

Date: May 18, 1999

Kathleen M. Miller
Kathleen M. Miller

United States of America)

State of Massachusetts) ss.:

County of Worcester)

On this 18th day of May 1999, before me personally came **Kathleen M. Miller** to me known to be the individual described in and who executed the foregoing instrument, and acknowledged execution of same.

Barbara J. Benze
Notary Public