

07-14-1999



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

1. Name of conveying party(ies):  
**Richard L. Mueller**

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

3. Nature of conveyance: **MRD 7-9-99**

- ☒ Assignment ☐ Merger  
☐ Security Agreement ☐ Change of Name  
☐ Other \_\_\_\_\_

Execution Date: **July 8, 1999**

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

Name: **Eclipse Surgical Technologies, Inc.**

Internal Address: **Attn: Legal Department**

Street Address: **1049 Kiel Court**

City: **Sunnyvale** State: **CA** ZIP: **94089**

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

4. Application number(s) or registration numbers(s):

If this document is being filed together with a new application, the execution date of the application is: \_\_\_\_\_

A. Patent Application No.(s)

**09/080,175**

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: **Attn: Legal Department**

**Eclipse Surgical Technologies, Inc.**

Street Address: **1049 Kiel Court**

City: **Sunnyvale** State: **CA** ZIP: **94089**

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

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

*Janet K Castaneda*

Signature

**7/8/99**

Date

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

**ASSIGNMENT**

**WHEREAS**, MICROHEART, INC., a California Corporation, doing business at 533 Weddell Drive #2, Sunnyvale, California 94089, is the sole owner of record of U.S. Patent Application Serial Number 09/080,175 filed on 05/16/98, for DRUG DELIVERY MODULE, as evidenced by the assignment attached hereto; and,

**WHEREAS**, ECLIPSE SURGICAL TECHNOLOGIES, INC., a California corporation located at 1049 Kiel Court, 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, MICROHEART, INC. has sold, assigned, transferred and set over, and by these presents does hereby sell, assign, transfer and set over unto the said ECLIPSE SURGICAL TECHNOLOGIES, INC., its successors, legal representatives and assigns its entire right, title and interest in, to and under the said invention and the said application for Letters Patent, 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 I 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 MICROHEART,INC** hereby covenants that it has the full right to convey its entire interest herein assigned, and that it has not executed, and will not execute, any agreement in conflict therewith.

**AND MICROHEART,INC** hereby further covenants and agrees that it will communicate to the said ECLIPSE SURGICAL TECHNOLOGIES, INC., its successors, legal representatives and assigns, any facts known to it 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**, MICROHEART'S authorized representative has here unto set his hand and seal.

Richard L. Mueller

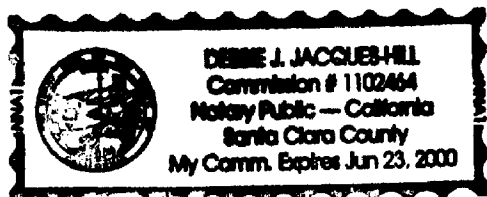
Richard L. Mueller  
President and CEO

Date: 7/8/99

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

On this 8 day of July, 1999 before me Debbie J. Jacques-Hill a Notary Public, personally  
appeared R. Mueller, 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.



Debbie J. Jacques-Hill  
Notary Public