

MRD 10/29/99

FORM PTO 1515

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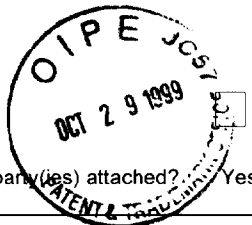
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HEET

U.S. DEPARTMENT OF COMMERCE
Patent and Trademark Office

To the Honorable Commissioner of Patents

1. Name of conveying party(ies):

Ingo VOM BERG
Gebhard HERRMANN
Dieter WEISSHAUPT
Paul WIENEKE☒

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 3, 1999**Name: **AESULAP AG & CO. KG**

Internal Address:

Street Address: **Am Aesculap-Platz
D-78532 Tuttlingen**

City

State

Zip

☐☒

Additional 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 date of the application is:

A. Patent Application No(s).

09/366,969

Patent No(s).

☐☒

Additional numbers attached? Yes No

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

Name: **Barry R. Lipsitz**

Internal Address:

Street Address: **755 Main Street, Building No. 8**City: **Monroe** State: **CT** ZIP: **06468**

6. Total number of applications and patents involved:

17. Total fee (37CFR 3.41).....\$ **40.00**☒

Enclosed

☐

Authorized to be charged to deposit account

8. Deposit account number:

The Commissioner is hereby authorized to charge any deficiency in the payment of the required fee(s) or credit any overpayment to Deposit Account No. 50-0625.

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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.

Barry R. Lipsitz

Name of Person Signing

Signature

October 26, 1999

Date

11/01/1999 HKAHMA 00000115 09366969

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

3

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40.00 DPPATENT
REEL: 010345 FRAME: 0150

ASSIGNMENT

For good and valuable consideration, the receipt of which is hereby acknowledged, I/we the undersigned,

Ingo VOM BERG, Gebhard HERRMANN, Dieter WEISSHAUPT and Paul WIENEKE

who, has/have created a certain invention for which an application for United States Letters Patent has been

[] **executed concurrently herewith**
[x] **filed on August 4, 1999 and assigned application number 09/366,969, and is entitled:**

BRAIN SPATULA

Do hereby sell, assign and transfer to: **AESCULAP AG & Co. KG**
a German corporation

referred to herein as "Assignee", whose address is: **Am Aesculap-Platz**
D-78532 Tuttlingen
Federal Republic of Germany

its successors, assigns, and legal representatives, the full and exclusive right to said invention and said application and to any and all inventions described in said application for the United States, its territorial possessions and all foreign countries, and the entire right, title and interest in and to any and all Letters Patent which may be granted therefor in the United States, its territorial possessions and all foreign countries; and in and to any and all continuations-in-part, continuations, divisions, substitutes, reissues, extensions thereof, and all other applications for Letters Patent relating thereto (including prior filed provisional applications) which have been or shall be filed in the United States, its territorial possessions and/or any foreign countries, and all rights, together with all priority rights, under any of the international conventions, unions, agreements, acts, and treaties, including all future conventions, unions, agreements, acts, and treaties;

Agree that Assignee may apply for and receive in its own name Letters Patent for said invention and said inventions, hereinafter referred to as said invention, in the United States, its territorial possessions, and all foreign countries; and that, when requested to carry out in good faith the intent and purpose of this assignment at the expense of said Assignee, its successors, assigns and legal representatives, the undersigned will execute all continuations-in-part, continuations, divisions, substitutes, reissues, and extensions thereof, execute all rightful oaths, assignments, powers of attorney and other papers, testify in any legal or quasi legal proceedings; communicate to said Assignee, its successors, assigns, and legal representatives all facts known to the undersigned relating to said invention and the history thereof; and generally do everything possible which said Assignee, its successors, assigns or legal representatives shall consider desirable for aiding in securing, maintaining and enforcing proper patent protection for said invention and for vesting title to said invention and all applications for patents on said invention in said Assignee, its successors, assigns and legal representatives; and

PATENT

[REEL: 010345 FRAME: 0151

Application No.: 09/366,969

Title of Invention: BRAIN SPATULA

Covenant with said Assignee, its successors, assigns and legal representatives that no assignment, grant, mortgage, license or other agreement affecting the rights and property herein conveyed has been made to others by the undersigned, and that full right to convey the same as herein expressed is possessed by the undersigned.

IN TESTIMONY WHEREOF, I/we have hereunto set my/our signature(s) on the date(s) indicated below.

Elke Eilber
(Witness) Signature

Elke Eilber
Name of Witness Printed

Elke Eilber
(Witness) Signature

Elke Eilber
Name of Witness Printed

Elke Eilber
(Witness) Signature

Elke Eilber
Name of Witness Printed

Eva-Maria Wieneke
(Witness) Signature

Eva-Maria Wieneke
Name of Witness Printed

Ingo vom Berg (L.S.)
Ingo VOM BERG

Oct. 3rd, 1999
Date

Gebhard Herrmann (L.S.)
Gebhard HERRMANN

Oct. 3rd 1999
Date

Dieter Weissaupt (L.S.)
Dieter WEISSHAUPT

Oct. 3rd 1999
Date

Paul Wieneke (L.S.)
Paul WIENEKE

Oct 3rd 1999
Date

Attorney Docket No.: HOE-503