

ASSIGNMENT

WHEREAS, Cynthia A. TOTH, Ronald F. OVERAKER, Brian C. DODGE and Brooks W. McCUEN, (hereinafter ASSIGNORS) of c/o P.O. Box 3802, Department of Ophthalmology, Duke University Medical Center, Durham, North Carolina 27708; c/o P.O. Box 3802, Department of Ophthalmology, Duke University Medical Center, Durham, North Carolina 27708; c/o P.O. Box 3802, Department of Ophthalmology, Duke University Medical Center, Durham, North Carolina 27708; and c/o P.O. Box 3802, Duke University Medical Center, Durham, North Carolina 27708, respectively, have invented a certain improvement in MINIATURIZED SURGICAL FORCEPS AND METHODS OF MAKING THE SAME for which a so-entitled application for Letters Patent of the United States is being concurrently executed herewith; was filed in the United States Patent and Trademark Office on May 2, 2000 under Serial No. UNASSIGNED (Attorney Docket No. 1579-393;

WHEREAS, DUKE UNIVERSITY(hereinafter ASSIGNEE), of Durham, North Carolina, is desirous of acquiring an interest therein;

NOW, THEREFORE, in consideration of Ten Dollars (\$10.00) and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the said ASSIGNORS by these presents hereby sell, assign, and transfer unto the said ASSIGNEE, its successors, assigns, and legal representatives, the full and exclusive right to the said invention in the United States and all foreign countries, as described in the aforesaid application, together with the right of priority under the International Convention for the Protection of Industrial Property, Inter-American Convention Relating to Patents, Designs and Industrial Models, and any other international agreements to which the United States of America adheres, and hereby authorizes and requests the Commissioner of Patents and Trademarks to issue said Letters Patent to ASSIGNEE, for its interest as ASSIGNEE, for the sole use and behoof of ASSIGNEE, its successors, assigns, and legal representatives.

And, ASSIGNORS hereby agree to transfer a like interest upon request of said ASSIGNEE, its successors, assigns, and legal representatives, and without further remuneration, in and to any improvements, and applications for patents based thereon, growing out of or related to the said invention; and to execute any papers by ASSIGNEE, its successors, assigns, and legal representatives, deemed essential to ASSIGNEE'S full protection and title in and to the invention hereby transferred.

Agreeing, further, upon request of ASSIGNEE, and without further remuneration, to execute any and all papers desired by ASSIGNEE, for the filing and granting of foreign applications and the perfecting of title thereto in ASSIGNEE.

The undersigned hereby authorize(s) and request(s) Nixon & Vanderhye P.C. to insert hereon any further identification necessary or desirable for recordation of this document.

5-17-00

Date

Witnessed by:

Robert Macheiner

Name: Robert Macheiner

Cynthia A. Toth
Cynthia A. TOTH

5-17-00

Date:

5-15-00

Date

Witnessed by:

H. Gelber Smith

Name: H. GELBER SMITH

Ronald F. Overaker
Ronald F. OVERAKER

5/15/00

Date:

2000 May 15

Date

Witnessed by:

H. Palko

Name: *H. GILBERT SMITH*

18 May 2000

Date

Witnessed by:

Nancy Lunden

Name:

Brian Dodge

Brian C. DODGE

5/15/00

Date:

B. W. McGuen

Brooks W. McGUEN

5/18/00

Date: