

11-15-2000

FORM PTO-1595  
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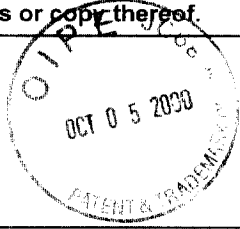
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U.S. Department of Commerce  
Patent and Trademark Office  
Attorney Docket No. 06148.0079

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

ATTN. BOX ASSIGNMENTS

1. Name of conveying party(ies):  
**Medtronic Sofamor Danek, Inc.**



2. Name and address of receiving party(ies):  
**Sofamor Danek Holdings, Inc.**  
Name:

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

Internal Address:

3. Nature of conveyance:

Street Address: 1800 Pyramid Place

Assignment  Merger  
 Security Agreement  Change of Name

City: Memphis

Other:

Additional name(s) & Address(es) attached?

Execution Date: **January 27, 1999**

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:

A. Patent Application Number(s):

B. Patent Number(s):

09/209,248

Additional numbers attached?  Yes  No

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

6. Total number of applications and registrations involved:  
1

Name:

7. Total fee (37 CFR 3.41): \$40

Internal Address: **FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER, L.L.P.**

Enclosed (Please charge deficiency to deposit account)

Street Address: 1300 I Street, N.W.

Authorized to be charged to deposit account

City: Washington, D.C.

State: Zip: 20005-3315

8. Deposit Account No.: 06-0916

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.

Jerry Soergel, Reg. No. 44,345

Signature

10/05/00

Date

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

SOLE/JOINT INVENTION  
(U.S. Rights Only)  
Attorney Docket No. 06148.0079

## ASSIGNMENT

WHEREAS **Medtronic Sofamor Danek, Inc.** (formerly known as Sofamor Danek Group, Inc. as evidenced by the attached copy of a Certificate of Merger), a corporation of **Indiana**, whose post office address is **1800 Pyramid Place, Memphis, Tennessee 38132**, hereinafter referred to as Assignor, is the owner of the entire right, title, and interest in and to an invention entitled:

### IMAGE GUIDED SPINAL SURGERY GUIDE, SYSTEM, AND METHOD FOR USE THEREOF

for which a provisional application for United States patent was filed on December 12, 1997, Serial No. 60/069,595, and for which a non-provisional application for United States Letters Patent was filed on December 10, 1998, Serial No. 09/209,248; and

WHEREAS, **Sofamor Danek Holdings, Inc.**, a corporation of **Delaware** whose post office address is also **1800 Pyramid Place, Memphis, Tennessee 38132**, hereinafter referred to as Assignee, is desirous of securing the entire right, title, and interest in and to this invention, the application for United States Letters Patent on this invention and the Letters Patent to be issued upon this application;

NOW THEREFORE, be it known that, for good and valuable consideration the receipt of which from Assignee is hereby acknowledged, Assignor has sold, assigned, transferred, and set over, and does hereby sell, assign, transfer, and set over unto the Assignee, its lawful successors and assigns, the entire right, title, and interest in and to this invention and the above-referenced applications, and all divisions, and continuations thereof, and all Letters Patent of the United States which may be granted thereon, and all reissues thereof, and Assignor hereby authorizes and requests the Commissioner of Patents and Trademarks of the United States to issue all Letters Patent for this invention to Assignee, its successors and assigns, in accordance with the terms of this Assignment;

AND, ASSIGNOR HEREBY covenants that Assignor has the full right to convey the interest assigned by this Assignment, and Assignor has not executed and will not execute any agreement in conflict with this Assignment;


AND, ASSIGNOR HEREBY further covenants and agrees that Assignor will, without further consideration, communicate with Assignee, its successors and assigns, any facts known to it respecting this invention and testify in any legal proceeding, sign all lawful papers when called upon to do so, execute and deliver all papers that may be necessary or desirable to perfect the title to this invention in said Assignee, its successors and assigns, execute all divisional, continuation, and reissue applications, make all rightful oaths and generally do everything possible to aid Assignee, its successors and assigns, to obtain and enforce proper patent protection for this invention in the United States, it being understood that any expense incident to the execution of such papers shall be borne by the Assignee, its successors and assigns.

The undersigned is empowered to sign this Assignment on behalf of the Assignor.

J. Mark Merrill, V.P., Treas., & Asst. Sec.

Name Title  
**Medtronic Sofamor Danek, Inc.**  
**1800 Pyramid Place, Memphis, Tennessee 38132**

APPROVED  
AS TO  
LEGAL FORM

  
Signature

September 5, 2000

STATE OF INDIANA  
OFFICE OF THE SECRETARY OF STATE  
CERTIFICATE OF MERGER

To Whom These Presents Come, Greeting:

WHEREAS, there has been presented to me at this office for filing duplicate copies of Articles of Merger, merging

MSD MERGER CORP.  
the non-survivor, an Indiana corporation

with and into

SOFAMOR DANEK GROUP, INC.  
the survivor, an Indiana corporation

The name of the corporation following the merger is

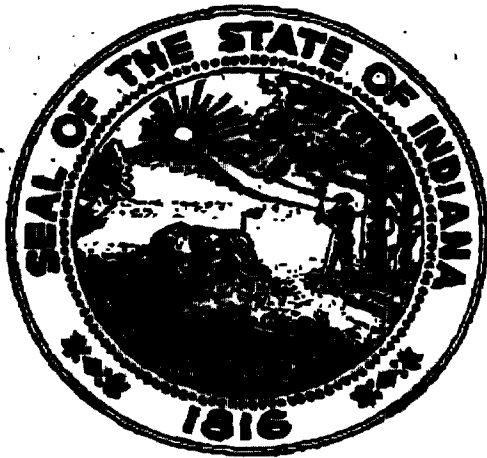
MEDTRONIC SOFAMOR DANEK, INC.

Said Articles of Merger, having been prepared and signed in accordance with the Indiana Business Corporation Law.

WHEREAS, upon due examination I find that they conform to law;

NOW, THEREFORE, I, Sue Anne Gilroy, hereby certify that said Articles of Merger have this day been filed in this office. The effective date of the merger is the 27th day of January, 1999.

In Witness Whereof, I have hereunto set my hand and affixed the seal of the State of Indiana, at the City of Indianapolis, this Twenty-seventh day of January, 1999..



*Sue Anne Gilroy*  
SUE ANNE GILROY, Secretary of State Deputy