

11-15-2000



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PATENT  
02581-P0335A WWW

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants	Peter Waller, <i>et al.</i>
Serial No. 09/670,727	Filing Date September 27, 2000
Title of Application:	Surgical Instrument With A Continuous Hollow Channel For A Further Instrument

Box Assignment  
Assistant Commissioner for Patents  
Washington, DC 20231

**Patent Assignment Recordation Form Cover Sheet**

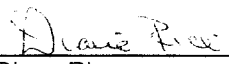
Dear Sir:

Please record the attached original document.

1. Name of conveying parties. Peter Waller and Ulrich Matern.
2. Name and Address of Receiving Party. Karl Storz GmbH & Co. KG; Mittelstrasse 8; D-78532 Tuttlingen, Germany.
3. Nature of Conveyance: Assignment. Execution Dates October 4<sup>th</sup> & 11<sup>th</sup>, 2000.
4. Name and Address of Party to Whom Correspondence Concerning Document should be mailed.

Wesley W. Whitmyer, Jr., Registration No. 33,558  
 Attorney for Applicants  
 ST.ONGE STEWARD JOHNSTON & REENS LLC  
 986 Bedford Street  
 Stamford, CT 06905-5619  
 203 324-6155

Express Mail Certificate: I hereby certify that this correspondence is today being deposited with the U.S. Postal Service as *Express Mail Post Office to Addressee* Mailing Label Number EL574203137US in an envelope addressed to: Box Assignment; Commissioner of Patents and Trademarks; Washington, DC 20231.

October 31, 2000   
 Diane Rice

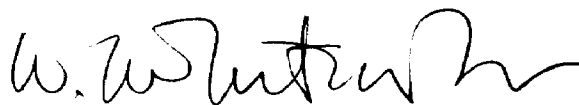
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5. Application Number: Application Serial No. 09/670,727 filed September 27, 2000
6. Total Number of Applications Involved: 1.
7. Total Fee (37 CFR 3.41). \$40.00 due. A check for this amount is enclosed.
8. Authorization to Charge Deposit Account. The Commissioner is hereby authorized to charge any additional fees due by this paper and during the entire pendency of this Application to Account No. 194516.
9. Statement and Signature. Total number of pages including cover sheet, attachments and document are 5. To the best of my knowledge and belief, the foregoing information is true and correct and any copy submitted herewith is a true copy of the original document.

Respectfully submitted,

16-31-00



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Wesley W. Whitmyer, Jr., Registration No. 33,558  
Attorneys for Applicants  
ST. ONGE STEWARD JOHNSTON & REENS LLC  
986 Bedford Street  
Stamford, CT 06905-5619  
203 324-6155

Express Mail No. EL574203137US

**Assignment**

**WHEREAS**, We, the undersigned inventors, have made certain inventions or discoveries (or both) as set forth in an application for Letters Patent of the United States of America, entitled **Surgical Instrument With A Continuous Hollow Channel For A Further Instrument**, bearing Patent Application Serial No. 09/670,727 and filed on September 27, 2000;

**WHEREAS**, Karl Storz GmbH & Co. KG, a limited partnership organized and existing under the laws of the Federal Republic of Germany, and having an office and place of business at Mittelstrasse 8; D-78532 Tuttlingen, Germany, and, together with its successors and assigns is hereinafter called "Assignee", and is desirous of acquiring the title, rights, benefits and privileges hereinafter recited;

**NOW THEREFORE**, for valuable consideration furnished by Assignee to us, receipt and sufficiency of which we hereby acknowledge, we hereby, without reservation:

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 on 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 of the United States of America and the empowered officials of all other governments to issue or transfer all said Letters Patents 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 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 WITNESS WHEREOF, we have hereunto set our hands and affixed our seals.

**INVENTOR/ASSIGNOR**

11.10.2000  
Date

P. Waller  
Peter Waller  
Starnberger Str. 30  
D-82131 Gauting, Germany

**Declaration of Witness**

I declare that I was personally present and did see Peter Waller , who is personally known to me to be the person named in this assignment, duly sign and execute the same.

Declared at Gauting, on 11.10.2000

Albert Waller  
Signature of Witness  
ALBERT WALLER  
Name of Witness

**INVENTOR/ASSIGNOR**

4.10.00  
Date

U.M.  
**Ulrich Matern**  
Hexentalstr. 41 a  
D-79283 Bollschweil, Germany

**Declaration of Witness**

I declare that I was personally present and did see Ulrich Matern , who is personally known to me to be the person named in this assignment, duly sign and execute the same.

Declared at Munich, on 4.10.00

B. Roeder  
Signature of Witness

Brig. He. Roeder  
Name of Witness