

12-21-2000

Docket No. 18608-003210

FORM PTO-1595  
(Rev. 6-93)U.S. Department of Commerce  
Patent and Trademark Office

To the Honorable Asst. Commissioner for Patent

101557766

## 1. Name of conveying party(ies):

JAMES F. MARINO; and NICOLEI R. KING

Additional name(s) of conveying parties attached?

☐ Yes ☒ No

Name and address of receiving party(ies)

Name: NUVASIVE, INC.

Street Address: 10065 Old Grove Road

City: San Diego State: CA ZIP: 92131

Additional names and addresses attached?

☐ Yes ☒ No

## 3. Nature of conveyance:

☒ Assignment☐ Merger☐ Security Agreement☐ Change of Name☐ Other:Execution Date: November 2, 2000 and  
November 6, 2000

## 4. Application Number(s) or Patent Numbers.

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

A. Patent Application No(s): 09/663,049

B. Patent No(s):

Additional numbers attached?

☐ Yes☒ No

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

Name: DAVID R. HECKADON, ESQ.  
TOWNSEND AND TOWNSEND AND CREW LLP  
Two Embarcadero Center, 8<sup>th</sup> Floor  
San Francisco, California 94111-3834  
(415) 576-0200

## 6. Total number of applications and patents involved 1

## 7. Total fee (37 CFR 3.41): \$40.00

☐ Enclosed☒ Charge Fees to Deposit Account☒ Charge any additional fees associated with this paper or during the pendency of this application, or credit any overpayment, to deposit account.

## 8 Deposit account number: 20-1430

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## 9. Statement and signature.

To the best of my knowledge and belief, the foregoing is true and correct and any attached copy is a true of copy of the original document.

DAVID R. HECKADON, ESQ.

Name of Person Signing

Signature

November 30, 2000

Date

Atty Reg. No. (Granted Limited Recognition under 37 CFR §10.9(b) - previously filed)

Total number of pages including cover sheet, attachments and document 2

## 10. Change Correspondence Address to that of Part 5?

☒ Yes☐ No

OMB No. 0651-0011 (exp. 4/94)

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Mail documents to be recorded with required cover to:

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Asst. Commissioner for Patents  
Box: Assignments  
Washington, D.C. 20231

PA 3113172 v1

PATENT  
REEL: 011345 FRAME: 0027

# ASSIGNMENT OF PATENT APPLICATION

JOINT

WHEREAS, JAMES F. MARINO, of 2620 St. Tropez Place, La Jolla, CA 92037, NICOLEI R. KING, of 4774 Jewell Street, San Diego, CA 92109, hereinafter referred to as "Assignors," are the inventors of the invention described and set forth in the below-identified application for United States Letters Patent:

Title of Invention: BONE SLURRY RECOVERY

Date(s) of execution of Declaration: \_\_\_\_\_

Filing Date: September 15, 2000

Application No.: 09/663,049; and

WHEREAS, NuVasive, Inc., a corporation of the state of DE, located at 10065 Old Grove Road, San Diego, CA, 92131, hereinafter referred to as "ASSIGNEE," is desirous of acquiring an interest in the invention and application and in any U.S. Letters Patent and Registrations which may be granted on the same;

For good and valuable consideration, receipt of which is hereby acknowledged by Assignors, Assignors have assigned, and by these presents do assign to Assignee all right, title and interest in and to the invention and application and to all foreign counterparts (including patent, utility model and industrial designs), and in and to any Letters Patent and Registrations which may hereafter be granted on the same in the United States and all countries throughout the world, and to claim the priority from the application as provided by the Paris Convention. The right, title and interest is to be held and enjoyed by Assignee and Assignee's successors and assigns as fully and exclusively as it would have been held and enjoyed by Assignors had this Assignment not been made, for the full term of any Letters Patent and Registrations which may be granted thereon, or of any division, renewal, continuation in whole or in part, substitution, conversion, reissue, prolongation or extension thereof.

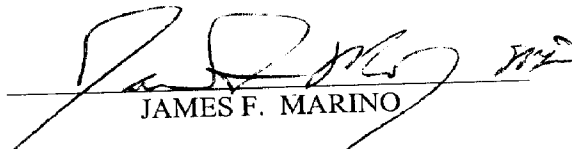
Assignors further agree that they will, without charge to Assignee, but at Assignee's expense, (a) cooperate with Assignee in the prosecution of U.S. Patent applications and foreign counterparts on the invention and any improvements, (b) execute, verify, acknowledge and deliver all such further papers, including patent applications and instruments of transfer, and (c) perform such other acts as Assignee lawfully may request to obtain or maintain Letters Patent and Registrations for the invention and improvements in any and all countries, and to vest title thereto in Assignee, or Assignee's successors and assigns.

Assignors hereby authorize and request Townsend and Townsend and Crew LLP, Two Embarcadero Center, 8<sup>th</sup> Floor, San Francisco, CA 94111-3834, to insert herein above the application number and filing date of said application when known.

IN TESTIMONY WHEREOF, Assignors have signed their names on the dates indicated.

Dated: 11/6/00

Dated: 11/2/00

  
JAMES F. MARINO

  
NICOLEI R. KING

PA 3103458 v1

RECORDED: 12/05/2000

PATENT  
REEL: 011345 FRAME: 0028