



To the Honorable Commissioner of Patents and

101604584

1 documents or copy thereof.

1. Name of conveying party(ies): **Eitan T. WIENER and William T. DONOFRIO**

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

3. Nature of conveyance:

- Assignment  Merger
- Security Agreement  Change of Name
- Other

Execution Date: 01/12/01 and 01/12/01

2. Name and address of receiving party(ies):

**ETHICON ENDO-SURGERY, INC.  
4545 CREEK ROAD  
CINCINNATI, OHIO 45242**

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 execution date of the application is: 01/12/01; 01/12/01

A. Patent Application No.(s)

**Serial No. 09/693,621  
Filed: October 20, 2000**

B. Patent No.(s)

Additional numbers attached?  Yes  No

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

Name: Darby & Darby P.C.

Internal Address:

Street Address: 805 Third Avenue, 27th Floor

City: New York State: New York Zip: 10022-7513

6. Total number of applications and patents involved: 1

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

- Enclosed
- Authorized to be charged to deposit account

8. Deposit account number:

04-0100

(Attach duplicate copy of this page if paying by deposit account)

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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.*

Alphonso A. Collins, Reg. No. 43,559  
Name of Person Signing

Signature

January 22, 2001  
Date

Total number of pages including cover sheet, attachments, and document: 3

Mail documents to be recorded with required cover sheet information to:  
Commissioner of Patents & Trademarks, Box Assignments  
Washington, D.C. 20231

ASSIGNMENT

Serial No. 09/693,621 Filed October 20, 2000

WIENER 1/12/01 (EW)

WHEREAS, **Eitan T. WEINER**, citizen of the Israel, residing at 9519 Croton Drive, Cincinnati OHIO 45242; and **William T. DONOFRIO**, citizen of the United States of America, residing at 8755 Tanagerwoods Drive, Cincinnati OHIO 45249 have made certain new and useful inventions or discoveries relating to

**ULTRASONIC SURGICAL SYSTEM**

for which they have executed an application for Letters Patent of the United States, Serial No. 09/693,621 filed on October 20, 2000; and

WHEREAS, Ethicon Endo-Surgery, Inc., a corporation formed under the laws of the State of Ohio, (hereinafter called "Assignee"), is desirous of acquiring Assignors' entire right, title, and interest therein:

NOW, THEREFORE, BE IT KNOWN that for and in consideration of the sum of One Dollar and other valuable considerations to them moving, the receipt of which is hereby acknowledged, Assignors have sold, assigned, and transferred, and do hereby sell, assign and transfer unto said Assignee their entire right, title and interest in and to all said inventions and discoveries disclosed in said application whose identification above by serial number and filing date, when available is hereby authorized, and in and to said application, all substitutions, divisions, and continuations thereof, and in and to all Letters Patent, United States and foreign, that may be granted for said inventions and discoveries, and in and to all extensions, renewals, and reissues thereof, the same to be held and enjoyed by said Assignee, its successors and assigns, as fully and entirely as the same would have been held and enjoyed by Assignors if this Assignment and sale had not been made;

And Assignors hereby authorize and request the Commissioner of Patents of the United States to issue said Letters Patent in accordance with this Assignment;

And for the consideration aforesaid, Assignors covenant and agree with said Assignee that he has a full and unencumbered title to the inventions and discoveries above described and hereby assigned, which title they warrant unto said Assignee, its successors and assigns;

And for the consideration aforesaid, Assignors further covenant and agree that they will, whenever requested, but without cost to them promptly communicate to said Assignee or its representatives any facts known to them relating to said inventions and discoveries, testify in any interference or legal proceedings involving said inventions and discoveries, and execute any additional papers that may be necessary to enable said Assignee or its representatives, successors, nominees, or assigns to secure full and complete protection for the said inventions and discoveries or that may be necessary to vest in said Assignee the complete title to the said inventions and discoveries and patents hereby conveyed and to enable it to record said title.

IN TESTIMONY WHEREOF, Assignor has hereunto set his hand and seal this 12<sup>th</sup> day of January, 2001.

[Signature] (L.S.)

STATE OF Ohio )  
 ) SS.  
COUNTY OF Hamilton )

BE IT REMEMBERED, That on this 12<sup>th</sup> day of January, 2001, before me, a Notary Public, personally appeared Stan F. Weener, who I am satisfied is the person named in and who executed the foregoing instrument in my presence, and I having first made known to him the contents thereof, he did acknowledge that he signed, sealed, and delivered the same as his voluntary act and deed for the uses and purposes therein expressed.

[Signature]  
Notary Public

**PATRICIA ANNE JARA**  
Notary Public, State of Ohio  
My Commission Expires Sept. 22, 2008

IN TESTIMONY WHEREOF, Assignor has hereunto set his hand and seal this 12<sup>th</sup> day of January, 2001.

[Signature] (L.S.)

STATE OF Ohio )  
 ) SS.  
COUNTY OF Hamilton )

BE IT REMEMBERED, That on this 12<sup>th</sup> day of January, 2001, before me, a Notary Public, personally appeared William T. Donofrio, who I am satisfied is the person named in and who executed the foregoing instrument in my presence, and I having first made known to him the contents thereof, he did acknowledge that he signed, sealed, and delivered the same as his voluntary act and deed for the uses and purposes therein expressed.

[Signature]  
Notary Public

**PATRICIA ANNE JARA**  
Notary Public, State of Ohio  
My Commission Expires Sept. 22, 2008