

PATENT ASSIGNMENT BY GARY K. MICHELSON

WHEREAS I, the below named inventor, hereinafter referred to as Assignor, have made an invention entitled:

MULTI-LOCK ANTERIOR CERVICAL PLATING SYSTEM

for which I executed an application for United States Letters Patent filed February 11, 1998, serial no. 09/022,293, and amended April 13, 2000 to claim subject matter directed specifically and only to the Multi-Lock Anterior Cervical Plating System, defined as MultiLock Patents in the Settlement Agreement between Gary K. Michelson and Wright Medical Technology, Inc. dated January 18, 2001, hereinafter referred to as the "Invention"; and

WHEREAS, Wright Medical Technology, Inc., a corporation of Delaware with its principal place of business at 5677 Airline Road, Arlington, Tennessee 38002, hereinafter referred to as Assignee, has entered into certain agreements with Assignor relating to the Invention;

NOW THEREFORE, be it known that for and in consideration of the sum of One Dollar (\$1.00) in hand paid and other good and valuable consideration the receipt of which from Assignee is hereby acknowledged, I, as Assignor, have sold, assigned, transferred, and set over, and do hereby sell, assign, transfer, and set over unto the Assignee, its lawful successors and assigns, my entire right, title, and interest in and to the Invention, and continuations and future divisionals thereof directed to the same subject matter, and all Letters Patent of the United States which may be granted thereon, and all reissues thereof, and all rights to claim priority on the basis of this application for subsequent applications directed to the Invention, and applications for Letters Patent which may hereafter be filed for the Invention in any foreign country, including the European Patent Community (EPC), Japan, and Canada directed to the Invention and all Letters Patent which may be granted on the Invention in any foreign country, and all extensions, renewals, and reissues thereof; and I hereby authorize and request the Commissioner of Patents and Trademarks of the United States and any official of any foreign country whose duty it is to issue patents on applications as described above, to issue all Letters Patent for the Invention to Assignee, its successors and assigns, in accordance with the terms of this Assignment;

AND, I HEREBY covenant that I have the full right to convey the interest assigned by this Assignment, and I have not executed and will not execute any agreement in conflict with this Assignment;

AND, I HEREBY further covenant and agree that I will, without further consideration, communicate with Assignee, its successors and assigns, any facts known to me respecting the Invention, and testify in any legal proceeding, sign all lawful papers when called upon to do so, execute and deliver any and all papers that may be necessary or desirable to perfect the title to the Invention in said Assignee, its successors or assigns, execute all 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 the Invention in the United States and any foreign country, it being understood that any expense incident to the execution of such papers shall be borne by the Assignee, its successors and assigns.

IN TESTIMONY WHEREOF, I have hereunto set my hands.

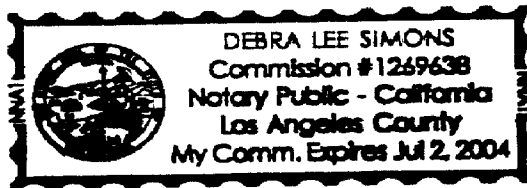
County of Los Angeles)
State of California) ss.

[Handwritten Signature]
Signature of Gary K. Michelson, M.D.

Date: 01/24/01

Subscribed and sworn to before me this 24 day of 01, 2001
Debra Lee Simons Notary Public

Debra Lee Simons



AGREEMENT

IN THIS AGREEMENT (this "Agreement") dated January 18, 2001 (the "Execution Date"), but effective as of April 1, 2000 ("Effective Date"), Gary K. Michelson, M.D., an individual ("Michelson"), Sofamor Danek Holdings, Inc., a Delaware corporation ("Danek"), and Wright Medical Technology, Inc., a Delaware corporation ("Wright"), agree as follows:

Article I -- Background

- 1.1 Michelson invented an anterior cervical plate system for use in fusing spinal vertebrae and filed U.S. application serial no. 09/022,293 ("the '293 application") for a patent directed to the anterior cervical plate system invention on February 11, 1998, claiming priority to U.S. provisional application serial no. 60/037,139, filed February 11, 1997 ("the Provisional Application"). The '293 application describes and claims at least two versions of the anterior cervical plate system, the SingleLock and the MultiLock versions, as well as instrumentation and methods for use with, but not limited to, the SingleLock and MultiLock versions of the anterior cervical plate systems. Subsequently, corresponding foreign patent applications were filed, including PCT Application No. PCT/US98/02212; European Application No. EP 98904937.4; Canadian Application No. CA 2279936; and Japanese Application No. JP 10-534884. Design patent application serial no. 29/088,769 filed June 1, 1998, claims priority to the '293 application and discloses designs of six versions of the MultiLock anterior cervical plate system ("the '769 Design Application") and one version of the SingleLock anterior cervical plate system, the latter of which was subsequently filed as divisional application serial no. 29/113,530 on November 4, 1999 ("the '530 Design Application").

[REDACTED]

[REDACTED]

1.5 As used in this Agreement and for purposes of interpreting the Danek License Agreement:

[REDACTED]

"MultiLock Patents" shall mean all claims in any issued patents and pending patent applications, including continuations, future divisions, reissues and reexaminations, and all corresponding foreign patents and applications directed to the subject matter identified in Group I, Subspecies "a" and "d" as set forth in the Restriction Requirement from the Examiner in the U.S. Patent and Trademark Office dated March 23, 1999, a copy of which is attached hereto as Exhibit A (the "Restriction Requirement"), as then depicted in Figs. 1-30 and 83 (84a-84e, sic), respectively, of the '293 application, and to the subject matter claimed as of March 23, 1999 in claims 299-434 of the '293 application. MultiLock Patents specifically excludes patent and patent application claims directed to the subject matter of the SingleLock Patents, the Other Patents, the Skeletal Plate Patents and the '769 Design Application.

[REDACTED]

"Other Patents" shall mean all claims in any issued patents or pending patent applications, including continuations, divisions, reissues and reexaminations, and all corresponding foreign patents and applications directed to the subject matter of (a) Groups II-VI drawn to a method of treating a spine; a spinal compressor; a pilot hole former; a bone screw; and a locking element, respectively, as set forth in the Restriction Requirement, (b) claims 1-101 of the '293 application as of March 23, 1999, and (c) any and all inventions disclosed in the '293 application not part of Group I, subspecies a-d. Other Patents specifically excludes patent and patent application claims directed to the subject matter of the MultiLock Patents, the SingleLock Patents and the Skeletal Plate Patents.

[REDACTED]

[REDACTED]

"SingleLock Patents" shall mean all claims in any issued patents or pending patent applications, including continuations, divisions, reissues and reexaminations, and all corresponding foreign patents and applications directed to the subject matter of Group 1, Subspecies "b" and "c" as set forth in the Restriction Requirement, as then depicted in Figs. 47-59 and Figs. 71-79, respectively, of the '293 application, and to the subject matter claimed as of March 23, 1999 in claims 102-298 of the '293 application; and the subject matter claimed in the '530 Design Application. SingleLock Patents specifically excludes patent and patent application claims directed to the subject matter of the MultiLock Patents, the Other Patents and the Skeletal Plate Patents.

[REDACTED]

"Skeletal Plate Patents" shall mean all claims in any issued patents or pending patent applications, including continuations, divisions, reissues and reexaminations, directed to the subject matter of U.S. patent application serial no. 09/022,344 for a Skeletal Plating System filed February 11, 1998 by Gary K. Michelson claiming priority to the Provisional Application, any continuation and divisional applications thereof, and all corresponding foreign patent applications, including PCT Application No. PCT/US98/02213, and patents issuing from the foregoing, including U.S. Patent No. 6,139,550. Skeletal Plate Patents expressly exclude patent and patent application claims directed to the subject matter of the MultiLock Patents, the SingleLock Patents and the Other Patents.

[REDACTED]

EXHIBIT A

**[Copy of Restriction Requirement from the Examiner in the U.S. Patent and Trademark Office
dated March 23, 1999 in the '293 Application]**