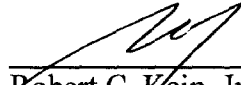


10. To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

CERTIFICATE UNDER 37 CFR 1.8(a)
I HEREBY CERTIFY THAT THIS CORRESPONDENCE
IS BEING DEPOSITED WITH THE U.S. POSTAL SERVICE
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Reg. No. 30648
Date 3-22-01


Robert C. Kain, Jr.
Reg. No. 30,648
Fleit, Kain, Gibbons, Gutman & Bongini, P.L.
750 Southeast Third Avenue, Suite 100
Ft. Lauderdale, Florida 33316-1153
(954) 768-9002

Date: 3-22-01

total number of pages including cover sheet, attachments and document 6

scion-valley\2017-32 assignpa.pto



Hwy 6 North
P.O. Box 678
Meridian, TX 76665
(254) 435-2306
Fax: (254) 435-2226

ASSIGNMENT

WHEREAS, Reginald H. Fowler, a citizen of the United States, whose residential address is 302 South Fuller, Meridian, Texas 76665; Daniel A. Palmer, a citizen of the United States, whose residential address is 6078 Huckleberry Lane, Hamilton, Ohio 45011; C. Kenneth French, a citizen of the United States, whose residential address is HC 65 Box 10D, Cranfills, Texas 76637; and Garrett L. Barker, a citizen of the United States, whose residential address is CR 2357, Meridian, Texas 76665 (collectively, "Assignors"), have invented that certain new and useful Surgical System Pump and Method, as described in the application for United States Letters Patent entitled Surgical System Pump and Method Therefor, and identified specifically by the U.S. Patent and Trademark Office as U.S. Patent Application SN 09/564,014, filed on March 3, 2000 (a copy of said application is attached as Appendix A hereto); and

WHEREAS, Ethicon Endo-Surgery, Inc., having its principal place of business at 4545 Creek Road, Cincinnati, Ohio 45242 (hereinafter referred to as "Assignee"), is desirous of acquiring, and Assignors are desirous of assigning the entire right, title and interest in and to the said invention, and in and to the said application, and any Letters Patent that may issue thereon;

NOW, THEREFORE, for and in consideration of One Dollar (\$1.00), and other good and valuable consideration, the receipt of which is hereby acknowledged, the Assignors do hereby sell and assign to the Assignee, its successors and assigns, their entire right, title and interest in and to the said invention and in and to the said application and all patents which may be granted therefor, and all divisions, reissues, substitutions, continuations and extensions thereof; and the

Assignment
Page 1 of 4



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Assignors hereby authorize and request the Commissioner of Patents and Trademarks to issue all patents for said invention, or patents resulting therefrom, insofar as their interest is concerned, to the Assignee.

The Assignors also hereby sell and assign to the Assignee, its successors and assigns, their foreign rights to the invention disclosed in said application, in all patent-granting countries of the world, including the right to file applications and obtain patents for said invention in its own name in said countries and including all rights of priority in said countries under the terms of the International Convention for the Protection of Industrial Property, and the Assignors further agree to execute any and all patent applications, assignments, affidavits, and any other papers in connection therewith necessary to perfect such patent rights.

The Assignors also hereby agree, at the request and expense of the Assignee, to testify in any legal proceedings, sign all lawful papers, make all lawful oaths, and generally do everything possible to aid said Assignee, its successors and assigns, to obtain and enforce proper patent protection for said invention in all countries.

The Assignors also hereby grant Robert C. Kain, Jr., Reg. No. 30,648 the power to insert on this Assignment any further identification which may be necessary or desirable in order to comply with the rules of the U.S. Patent and Trademark Office for recordation of this document; and grant Robert C. Kain, Jr., Reg. No. 30,648 the power to sign a statement under 37 C.F.R. 3.73 to certify that the Assignee is the owner of the entire right, title and interest in the patent application identified above by virtue of this Assignment.

Assignment
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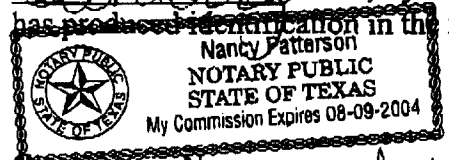
[SIGNATURE PAGES FOLLOWP]

Dated this 4th day of February, 2001.

Reginald H Fowler
Reginald H. Fowler

State of Texas
County of Bosque) ss:

The foregoing instrument was acknowledged before me this 6th day of February, 2001, by Reginald Fowler, who is either personally known to me or who has produced identification in the form of _____



Nanty Patterson
Notary Public, State of Texas

Commission No. _____
Dated this 6th day of February, 2001.

Daniel A Palmer
Daniel A. Palmer

State of Ohio
County of Butler) ss:

The foregoing instrument was acknowledged before me this 12th day of Feb, 2001, by Daniel A. Palmer, who is either personally known to me or who has produced identification in the form of OH DL # RU 301022

Sandra S Augenstein
Notary Public, State of Ohio

Commission No. 41433
Dated this 12th day of Feb, 2001

Assignment
Page 3 of 4



SANDRA S. AUGENSTEIN
Notary Public, State of Ohio
My Commission Expires Feb. 17, 2005