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March 22, 2001

Commissioner of Patents and Trademarks Box Assignments Washington, D.C. 20231

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Re: Patent (or Serial) No. 09/564,014 Attorney File No. 2017-32

Please record the attached original documents or copy thereof.

- 1. Name of Conveying Parties: Reginald F. Fowler; Daniel A. Palmer; C. Kenneth French and Garrett L. Barker
- 2. Name and Address of Receiving Party: Ethicon Endo-Surgery, Inc., 4545 Creek Road, Cincinnati, Ohio 45242
- 3. Nature of Conveyance:

Security Agreement Other Execution Date: February 12, 2001 February 6, 2001
Application Number: 09/564,014
All correspondence concerning this document should be sent to Customer No. 004897, Robert C. Kain, Jr., Fleit, Kain, Gibbons, Gutman & Bongini, P.L., 750 S.E. Third Avenue, Suite 100, Ft. Lauderdale, Florida 33316-1153.
Total Number of applications and patents involved: 1
Total Fee (37 CFR 1.21(h) and 3.41) \$ 40.00
Enclosed
Authorized to be charged to Deposit Account
Deposit Account No. 03-1231

Account No. 03-1231 (duplicate copy enclosed).

Please credit any overpayments or debit any underpayments to Deposit

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PATENT REEL: 011650 FRAME: 0938 CERTIFICATE UNDER 37 CFR 1.8(a)

I HEREBY CERTIFY THAT THIS CORRESPONDENCE
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10.

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

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.

total number of pages including cover sheet, attachments and document_6_

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PATENT REEL: 011650 FRAME: 0939

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

<u>ASSIGNMENT</u>

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

PATENT REEL: 011650 FRAME: 0940 MAR 22 '01 12:50 FR J & J CORP.

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TO 919547680158

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Fax: (254) 435-2226

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 Page 2 of 4

PATENT

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RECORDED: 03/26/2001

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PATENT

REEL: 011650 FRAME: 0942

[SIGNATURE PAGES POLLOWP]
Dated this 4th day of Industry, 2001.
Reginald to Famely
State of
County of 50504
The foregoing instrument was acknowledged before me this day of 2001, by Reginald Fowler, who is either personally known to me or who has produced interfact on in the form of Nancy Patterson
NOTARY PUBLIC STATE OF TEXAS My Commission Expires 08-09-2004 Notary Public, State of
Dated this day of the

Davie & Palmer
State of
County of Buttle
The foregoing instrument was acknowledged before me this 1261 day of 2001, by Daniel A. Palmer, who is either personally known to me or who has produced identification in the form of 0HDC # RU 301022
Notary Public, State of Ohn
Commission No. 4/433
Dated this 10 44 day of 45, 2001 Assignment
Page 3 of 4
SANDRA S. AUGENSTEIN Notary Public, State of Ohio