

07-27-2001

Form PTO-1595
(Rev. 6/93)
OMB No 0651-0011 (exp. 4/94)

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To the Honorable Commissioner of Patents and Trademarks, please record the attached original documents or copy thereof.

1. Name of conveying party(ies): **7-230)**
David F. Kreitzer
Additional name(s) of conveying party(ies) attached? Yes No

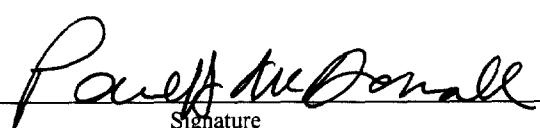
2. Name and address of receiving party(ies)
Name: CNS, Inc.
Internal Address:
Street Address: 7615 Smetana Lane
City: ZIP: Minnetonka, Minnesota 55344
Additional name(s) & address(es) attached? Yes No

3. Nature of conveyance:
 Assignment Merger
 Security Agreement Change of Name
 Other:
Execution June 27, 2001

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:
A. Patent Application No. (s) 09/896,213 | B. Patent No. (s)
Additional numbers attached? Yes No

5. Name and address of party to whom correspondence concerning document should be mailed:
Name: Paul H. McDowall
Internal Address: Larkin, Hoffman, Daly & Lindgren, Ltd.
Street Address: 1500 Wells Fargo Plaza
7900 Xerxes Avenue South
City: Bloomington State: Minnesota ZIP: 55431

6. Total number of applications and patents involved:
7. Total fee (37 CFR 3.41).....\$40.00
 Enclosed
 Authorized to be charged to deposit account
8. Deposit account number:
12-0449
(Attach duplicate copy of this page if paying by deposit account)

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.
Paul H. McDowall  July 16, 2001
Name of Person Signing Signature Date
Total number of pages including cover sheet, attachments, and document:

Mail documents to be recorded with required cover sheet information to:

07/26/2001 TBIAZ1 00000070 09896213 Commissioner of Patents & Trademarks, Box Assignments
Washington, D.C. 20231

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PATENT
REEL: 11998 FRAME: 0705

ASSIGNMENT

WHEREAS, David F. Kreitzer, a citizen of the United States, having a residence at 8220 E. Montecito Avenue, Scottsdale, Arizona 85251, made an invention disclosed and claimed in an Application for United States Letters Patent filed June 29, 2001 with serial no. 09/896,213 and entitled: **Tissue Dilator Devices, Methods of Fabrication of Tissue Dilators, and Methods of Use for Tissue Dilators**; and

WHEREAS, CNS, Inc., a corporation organized and existing under and by virtue of the laws of the State of Minnesota, and having a principal place of business located at 7615 Smetana Lane, Eden Prairie, Minnesota 55344 (hereafter "CNS"), is desirous of acquiring the entire right, title, and interest in and to said invention, the U.S. and foreign Letters Patent that may be issued thereon, and any improvements thereto;

NOW THEREFORE, Be It Known, that for good and valuable consideration, the receipt of which is hereby acknowledged by the undersigned, the entire right, title, and interest of said David F. Kreitzer in and to said application for United States Letters Patent, the Invention disclosed and claimed therein, and any resultant patent or patents for said Invention and any renewals, reexaminations, reissues, extensions, substitutions, continuations, continuations-in-part, or divisionals thereof, including all foreign patents or rights claiming the benefit of priority therefrom or relating thereto, as fully set forth and described in the specification of said application for Letters Patent, is hereby sold, assigned and transferred unto CNS.

Pursuant to this Assignment, David F. Kreitzer warrants that he has made no other assignment, license, transfer, grant, mortgage, encumbrance, or other agreement regarding or affecting the rights and intellectual property interests in the subject invention to or with any party


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JUN 27 2001 11:27PM CNS INC
FROM LARKIN HOFFMAN (612) 896-1537

DESIGNER PRODUCTS PAGE 07
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other than CNS; and agrees that he and his executors or legal representatives will make, execute, and deliver any and all written instruments including application papers, affidavits, assignments, or other documents as requested by CNS; will promptly communicate to CNS any facts or circumstances known to him regarding the conception or reduction to practice of the invention or improvements thereon; will cooperate with and testify on behalf of CNS in any proceeding before the U.S. Patent and Trademark Office, foreign patent office, state or federal court, or any administrative body or alternate dispute resolution forum; and generally do all things which may be desirable or necessary in the view of CNS to vest, obtain, secure, perfect, maintain, or enforce any rights under the invention, application, Letters Patent, or similar proprietary intellectual property rights created or subsisting therein, or any improvement thereto, which are the subject of this Assignment.

The Commissioner of Patents is hereby authorized and requested to issue said Letters Patent in accordance with this Assignment.

Dated: 6.27.01



David F. Kreitzer

Dated: 6/27/01



Witness as to David F. Kreitzer

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