

07-27-2001

U.S. DEPARTMENT OF COMMERCE

Patent and Trademark Office



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To the Assistant Commissioner of Patents or true copy thereof.

1. Name of conveying party(ies):

PRO-MED Technology Consult  
Medizinisch-technische Geräte  
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7-24-01

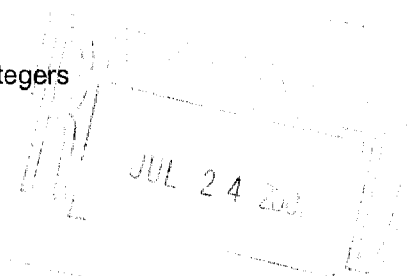
2. Name and address of receiving party(ies):

Name:  
Dr. Peter Boekstegers

Internal Address:

Street Address:

Burgwaldstrasse 44, 86911 Dießen  
GERMANY



Additional name(s) of conveying party(ies)  yes  no

3. Nature of conveyance:

- Assignment
- Security Agreement
- Other
- Merger
- Change of Name

Additional name(s) & address(es)  yes  no

Execution Date: June 29, 2001

4. Application number(s) or registration 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)

Serial No. 08/945,488  
Date: December 29, 1997  
Case No. 97,665

B. Patent No.(s)

Additional numbers  yes  no

Additional numbers  yes  no

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

Thomas A. Fairhall  
McDonnell Boehnen Hulbert & Berghoff  
300 S. Wacker Drive  
Chicago, Illinois 60606 USA

6. Total number of applications and patents involved: 1

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

- Enclosed
- Authorized to charge to Deposit account

8. Deposit account number: 13-2490

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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.

Thomas A. Fairhall  
Name of Person Signing

*Thomas A. Fairhall*  
Signature

July 19, 2001  
Date

Total Number of pages including cover sheet, attachments and copies: 4

## ASSIGNMENT

Case No. 97,665  
Serial No.: 08/945,488  
Filing Date: December 29, 1997  
Inventor: **Dr. Peter Boekstegers**

Whereas, Dr. Peter Boekstegers, inventor of inventions described and claimed in **U.S. Patent Application 08/945,488** has previously assigned his rights, title and interest to said invention to PRO-MED Technolgy Consult medizinisch-technische Geräte G.m.b.h., Babenberger Gasse 12A-2340 Mödling, Austria by written assignment dated April 9, 2000; and

Whereas said Assignee has declared bankruptcy and the undersigned has been appointed Trustee in Bankruptcy for said Assignee, appointed by the District Court Wiener Neustadt, Austria, with act dated December 22, 2000.

Whereas the undersigned Trustee has the authority and wishes to convey all right, title, and interest in and to said inventions back to Dr. Peter Boekstegers.

Now, therefore, in consideration of One Dollar (\$1.00) and other good and valuable considerations in hand paid, the receipt and sufficiency whereof are hereby acknowledged, hereby assigns to:

**Dr. Peter Boekstegers, an individual**  
**Burgwaldstrasse 44, 86911 Dießen, Germany**

his successors and assigns, the entire right, title and interest in the invention or improvements of the undersigned, as Trustee, disclosed in an application for Letters Patent of the United States, entitled:

**METHOD AND DEVICE FOR THE SELECTIVE PERFUSION OF  
FLUIDS THROUGH BLOOD VESSELS CONTROLLED  
BY THE PRESSURE IN THE BLOOD VESSELS**

and identified as:

**Case No. 97,665**

in the offices of MCDONNELL BOEHNEN HULBERT & BERGHOFF and in said application and any and all other applications, both United States and foreign, which the undersigned may file, either solely or jointly with others, on said invention or improvements, and in any and all Letters Patent of the United States and foreign countries, which may be obtained on any of said applications, and in any reissue or extension of such patents, and further assigns to said assignee the priority right provided by the International Convention.

The undersigned hereby authorizes and requests the Commissioner of Patents and Trademarks to issue said Letters Patent to said assignee.

For said considerations the undersigned hereby agrees, upon the request and at the expense of said assignee, its successors and assigns, to execute any and all divisional, continuation and substitute applications for said invention or improvements, and any necessary oath, affidavit or declaration relating thereto, and any application for the reissue or extension of any Letters Patent that may be granted upon said application and any and all applications and other documents for Letters Patent in foreign countries on said invention or improvements, that said assignee, its successors or assigns may deem necessary or expedient, and for the said considerations the undersigned authorize said assignee to apply for patents for said invention or improvements in its own name in such countries where such procedure is proper and further agree, upon the request of said assignee, its successors and assigns, to cooperate to the best of the ability of the undersigned with said assignee, its successors and assigns, in any proceedings or transactions involving such applications or patents, including the preparation and execution of preliminary statements, giving and producing evidence, and performing any and all other acts necessary to obtain, maintain and enforce said Letters Patent, both United States and foreign, and vest all rights therein hereby conveyed in the assignee, its successors and assigns, whereby said Letters Patent will be held and enjoyed by the said assignee, its successors and assigns, to the full end of the term for which said Letters Patent will be granted, as fully and entirely as the same would have been held and enjoyed by the undersigned if this assignment had not been made.

WITNESS my hand and seal this 29 day of June, 2001.

RECHTSANWALT  
**DR. THOMAS WANEK**  
2380 Perchtoldsdorf, Hochstr. 31  
Tel. (0222) 869 38 88-0, Fax 869 16 60 33  
BKR 712K 524

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Rechtsanwalt als Masseverwalter  
Dr. Thomas Wanek  
Hochstrasse 31  
2380 Perchtoldsdorf  
Austria

Trustee in Bankruptcy  
for PRO-MED Technology Consult

Es wird ersucht, in allen Eingaben  
nebenstehende Geschäftszahl anzugeben

10 S 279/00h

Geschäftszahl 5 / 2

### Konkursesdikt

Gemeinschuldner: PRO-MED Technology Consult  
medizinisch-technische Geräte  
Wohnort: Gesellschaft m.b.H.  
Sitz des Unternehmens (der Niederlassung): Babenbergergasse 12  
2340 Mödling  
Firmenbuchnummer: FN 120505 p  
Geburtsdatum: --

#### Eröffnung des Konkurses.

Masseverwalter: Dr. Thomas Wanek, RA  
Anschrift: 2380 Perchtoldsdorf, Hochstr. 31  
Telefonnummer: 01/869 38 88  
Telefaxnummer: 01/869 16 60 33  
Stellvertreter: Mag. Valentin Piskernik, RA, ebendort

Erste Gläubigerversammlung zur Wahl eines Gläubigerausschusses, allenfalls zur Stellung eines Antrages auf Enthebung des Masseverwalters: --

Berichtstagsatzung: 22.2.2001, 10.15 Uhr, Zi 15, Parterre

Die Konkursgläubiger haben die Belege für die Glaubhaftmachung ihrer Forderungen mitzubringen.

Anmeldungsfrist bis 8.2.2001

Die Forderungen der Gläubiger sind, auch wenn darüber ein Rechtsstreit anhängig ist, anzumelden.  
Die Forderungen sind zweifach anzumelden, wobei das Original mit S 220, --  
Gerichtskostenmarken zu versehen ist.

Gläubigern, die ihre Forderungen später anmelden, werden die dadurch verursachten Kosten auferlegt  
werden; sie können früher geprüfte Forderungen nicht bestreiten und bleiben mit ihren Forderungen bei früheren  
Verteilungen unberücksichtigt.

Ansprüche auf Insolvenz-Ausfallgeld sind bei sonstigem Ausschluß binnen sechs Monaten ab  
Eröffnung des Konkursverfahrens mit gesondertem Antrag beim Bundesamt für Soziales und  
Behindertenwesen oder bei diesem Gericht geltend zu machen.

Prüfungstagsatzung: 22.2.2001, 10.15 Uhr, Zi 15, Parterre

Es wird festgestellt, daß die Konkursmasse der Konkursgläubiger zur Befriedigung ihrer Forderungen  
ausreicht.

Wichtige Hinweise: Konkursgläubiger, die im Ausland ihren Wohnsitz oder ihre Niederlassung  
haben, müssen einen im Inland wohnenden Zustellungsbevollmächtigten namhaft machen, widrigenfalls  
ihnen ein solcher auf ihre Gefahr und Kosten vom Konkursgericht zu bestellen ist.

Wer Sachen, die zur Konkursmasse gehören, in seiner Gewahrsame hat, ist sobald er von der  
Konkursöffnung Kenntnis erlangt, bei sonstiger Haftung für den durch sein Verschulden verursachten Schaden  
verpflichtet, dies dem Masseverwalter anzuzeigen sowie die Verzeichnung und Schätzung zu gestalten

Landesgericht Wiener Neustadt  
Gerichtsabteilung 1, am 22.12.2000

<sup>711</sup> siehe KOForm 5  
In der Insolvenzdatei bekanntgemacht am: 22. Dez. 2000

Mag. Dr. Herbert Koller-Mitter  
Für die Geschäftsabteilung  
des Landesgerichts

KOForm 6 (Konkursesdikt, §§ 74, 87, 88, 91a, 97, 104, 107, 114a KO)  
Erl. 13 106/23-I 5/97