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### PATENTS ONLY

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

1. Name of conveying party(ies):  
Michael R. Hanson  
Richard G. Thorlakson  
B.J. Barwick, Jr.

*MRIS*  
*9-7-01*

2. Name and address of receiving party(ies)

Name: PHACOR, INC.

Internal Address: \_\_\_\_\_

Additional name(s) of conveying party(ies) attached?  Yes  No

3. Nature of conveyance:

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

Street Address: 775 Fiero Lane

City: San Luis Obispo State: CA Zip: 93401

Execution Date: 7/24, 8/2, 8/20/2001

Additional name(s) & address(es) attached?  Yes  No

4. Application number(s) or patent number(s):

7/24/01  
8/2/01

If this document is being filed together with a new application, the execution date of the application is: 8/20/01

A. Patent Application No.(s)

09949123

B. Patent No.(s)

Additional numbers attached?  Yes  No

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

Name: John K. Fitzgerald, Esq.

Internal Address: FULWIDER PATTON

LEE & UTECHT, LLP

Street Address: 6060 Center Drive  
40.00 DP

10th Floor

City: Los Angeles State: CA Zip: 90045

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 for any deficiencies in fees

8. Deposit account number:

06-2425

(Attach duplicate copy of this page if paying by deposit account)

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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.

John K. Fitzgerald

Name of Person Signing

*John K. Fitzgerald*  
Signature

9/7/2001

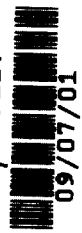
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**PATENT**  
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09/07/01

09/17/2001 TDIAZ1 00000115 09949123  
01 FC:581

ASSIGNMENT

This Assignment made by MICHAEL R. HANSON of Atascadero, California; RICHARD G. THORLAKSON of San Luis Obispo, California; and B.J. BARWICK, JR. of Shell Beach, California, Assignors, to PHACOR, INC. Assignee, having a place of business at 775 Fiero Lane, San Luis Obispo, California 93401.

WHEREAS, Assignors have invented a new and useful FOOT SWITCH PEDAL CONTROLLER FOR A SURGICAL INSTRUMENT, for which an application for United States Patent was filed in the U.S. Patent and Trademark Office on September 6, 2001; and

WHEREAS, Assignors believe themselves to be the original, first inventors of the invention disclosed and claimed in said application for Letters Patent; and

WHEREAS, Assignee desires to acquire by formal, recordable assignment the entire right, title and interest in and to said invention, and any Letters Patent that may be granted for said invention in the United States and throughout the world;

NOW, THEREFORE, in consideration of the sum of Ten Dollars (\$10.00) and of other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Assignors hereby sell, assign and transfer to Assignee, the entire right, title and interest in and to said invention, and any Letters Patent that may be granted for said invention in the United States and throughout the world, including the right to file foreign applications directly in the name of the Assignee and to claim for any such foreign applications any priority rights to which such applications are entitled under international conventions, treaties or otherwise.

Further, Assignors agree that, upon request and without further compensation, but at no expense to Assignors, they and their legal representatives and assigns, will do all lawful acts, including the execution of papers and the giving of testimony, that may be necessary or desirable for obtaining, sustaining, reissuing or enforcing Letters Patent in the United States and throughout the world for said invention, and for perfecting, recording or maintaining the title of Assignee, its successors and assigns, to said invention, said application and any Letters Patent granted for said invention in the United States and throughout the world.

Assignors represent and warrant that they have not granted and will not grant to others any rights inconsistent with the rights granted herein.

Assignors authorize and request the Commissioner of Patents and Trademarks of the United States and of all foreign countries to issue any Letters Patent granted for said invention, or on any subsequently filed division, continuation, continuation-in-part or reissue application, to Assignee, its successors and assigns, as the assignee of the entire interest in said invention.

////

IN WITNESS WHEREOF, Assignors have executed this Assignment on the date

written hereinbelow.

Assignors:

Dated: 7/24/01

Michael R. Hanson  
Michael R. Hanson

Dated: 8/2/01

Richard G. Thorlakson  
Richard G. Thorlakson

Dated: 8/20/01

B. J. Barwick, Jr.  
B. J. Barwick, Jr.

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