



101967156

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

## 1. Name of conveying party(ies):

John M. Swoyer      Martin T. Gerber  
Warren Starkebaum      Tim Herbert

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

## 3. Nature of conveyance:

[X] Assignment      [ ] Merger  
[ ] Security Agreement      [ ] Change of Name  
[ ] Other \_\_\_\_\_

Execution Date: January 4, 2002 and January 11, 2002

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

Name: MEDTRONIC, INC.Internal Address: M.S. LC340Street Address: 710 MEDTRONIC PARKWAYCity: MINNEAPOLIS State: MN Zip: 55432

Additional name(s) &amp; address(es) attached? [ ] Yes [X] No

## 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: January 11, 2002

## A. Patent Application No.(s)

Additional numbers attached? [ ] Yes [X] No

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

Name: Eric R. Waldkoetter

Address: MEDTRONIC, INC.  
710 Medtronic Parkway  
M.S. LC340  
Minneapolis, Minnesota 55432-5604

## 6. Total number of applications and patents involved: ..... 1

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

[ ] Enclosed  
[X] Authorized to be charged to deposit account

8. Deposit Account Number: 13-2546  
(Attach duplicate copy of this page)

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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.

Eric R. Waldkoetter  
Name of Person Signing

Eric R. Waldkoetter  
Signature

January 11, 2002  
Date

Total number of pages including cover sheet, attachments and document: 4

OMB No. 0651-0011 (exp. 4/94)

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01/31/2002 998765 00000104 102546 10045011

P-9868.00 47.45 GB

PATENT  
REEL: 012516 FRAME: 0712

## ASSIGNMENT

WHEREAS, WE, John M. Swoyer, residing at 15876 Ilex Street NW, Andover, Minnesota 55304; Warren Starkebaum, residing at 4230 Trenton Lane, Plymouth, Minnesota 55442; Martin T. Gerber, residing at 6384 Forestview Lane, Maple Grove, Minnesota 55369; and Tim Herbert, residing at 14707-62<sup>nd</sup> Avenue N., Maple Grove, Minnesota 55311; are the inventors of IMPLANTABLE BIFURCATED GASTRIC STIMULATION LEAD WITH POSITIVE FIXATION for which we have executed an application for filing in the United States Patent and Trademark Office preparatory to obtaining Letters Patent of the United States on even date herewith; which is based upon Provisional Application Serial No. 60/265,219; filed January 31, 2001, Serial No. 60/265,369; filed January 31, 2001, and Serial No. 60/265,505; filed January 31, 2001 therefor; and

WHEREAS, MEDTRONIC, INC. a corporation organized and existing under the laws of the State of Minnesota and having a principal place of business at 710 Medtronic Parkway, Minneapolis, Minnesota 55432-5604, hereinafter referred to as "Corporation," is desirous of acquiring the entire right, title and interest in and to said invention for the United States and for all foreign countries and in and to any and all foreign and domestic Letters Patent which may be granted therefor;

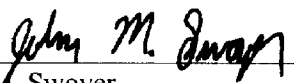
NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, I have sold, assigned, transferred and set over and by these presents do sell, assign, transfer and set over unto Corporation, its successors and assigns, the entire right, title and interest in and to said invention and the entire right, title and interest in and to any and all Letters Patent of the United States and any foreign countries which may be granted therefor including my rights under the International Convention for the Protection of Industrial Property, and in and to any and all extensions, divisions, continuations, continuations-in-part or reissues of said Letters Patent that may be granted, the same to be held and enjoyed by Corporation for its own use and behoof and use and behoof of its successors and assigns to the full end of the term for which said Letters Patent may be granted, as fully and entirely as the same would have been held and enjoyed by me had this assignment and sale not been made;

AND, for the consideration aforesaid, I materially represent to Corporation, its successors and assigns, that at the time of the execution and delivery of these presents, I am the sole lawful owners of the entire right, title and interest in and to the invention, application and Letters Patent above mentioned, and that the same are unencumbered, and that I have good right and lawful authority to sell and convey the same in the manner herein set forth;

AND, for the consideration aforesaid, I hereby individually covenant and agree to and with Corporation, its successors and assigns, that whenever its counsel or the counsel of its successors or assigns, learned in the law, shall advise that an amendment or division of, or continuation or any continuation-in-part thereof, or any other proceeding in connection with the filing or prosecution of said domestic or foreign patent applications, including interference proceedings, is lawful and desirable, or that a reissue of extension of said Letters Patent is lawful and desirable, I, or my executors, administrators or assigns will sign all papers and drawings, take all rightful oaths, and do all acts necessary or required to be done for the procurement of valid Letters Patent for said invention, or for the reissue or extension of the same, without charge to Corporation, its successors or assigns, but at Corporation's expense.

I hereby request the Honorable Commissioner of Patents and Trademarks to issue the Letters Patent to Corporation in accordance with this instrument.

IN WITNESS WHEREOF, I have hereunto set my hand on this 4th day of January, 2002.

  
John M. Swoyer

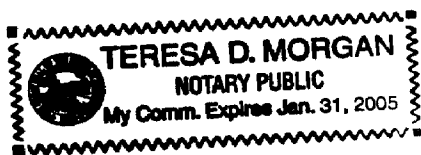
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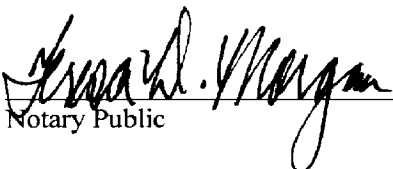
SS.

COUNTY OF SHERBURNE

On this 4th day of January 2002, before me personally appeared John M. Swoyer, to me known to be the person described in and who executed the foregoing instrument and acknowledged that he executed the same as his free act and deed.

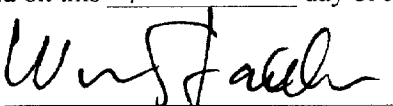
IN WITNESS WHEREOF, I have hereunto affixed my official signature with the seal of my office, the day and year above written.



  
Notary Public

I hereby request the Honorable Commissioner of Patents and Trademarks to issue the Letters Patent to Corporation in accordance with this instrument.

IN WITNESS WHEREOF, I have hereunto set my hand on this 4th day of January, 2002.

  
Warren Starkebaum

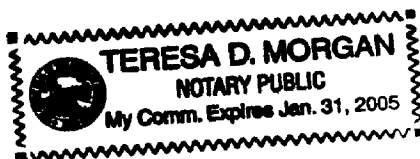
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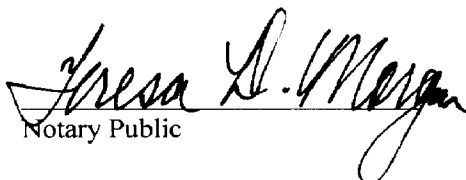
SS.

COUNTY OF SHERBURNE

On this 4th day of January 2002, before me personally appeared Warren Starkebaum, to me known to be the person described in and who executed the foregoing instrument and acknowledged that he executed the same as his free act and deed.


IN WITNESS WHEREOF, I have hereunto affixed my official signature with the seal of my office, the day and year above written.



  
Notary Public

I hereby request the Honorable Commissioner of Patents and Trademarks to issue the Letters Patent to Corporation in accordance with this instrument.

IN WITNESS WHEREOF, I have hereunto set my hand on this 4<sup>th</sup> day of January, 2002.

  
Martin T. Gerber

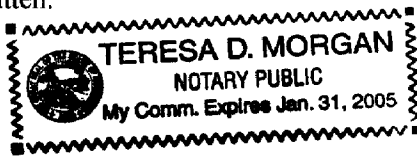
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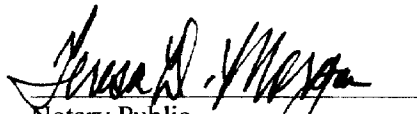
SS.

COUNTY OF SHERBURNE

On this 4<sup>th</sup> day of January 2002, before me personally appeared Martin T. Gerber, to me known to be the person described in and who executed the foregoing instrument and acknowledged that he executed the same as his free act and deed.

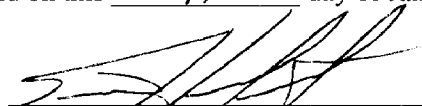
IN WITNESS WHEREOF, I have hereunto affixed my official signature with the seal of my office, the day and year above written.



  
Notary Public

I hereby request the Honorable Commissioner of Patents and Trademarks to issue the Letters Patent to Corporation in accordance with this instrument.

IN WITNESS WHEREOF, I have hereunto set my hand on this 11<sup>th</sup> day of January, 2002.

  
Tim Herbert

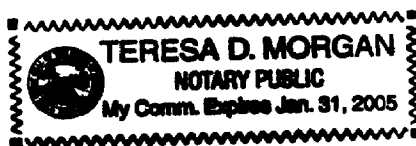
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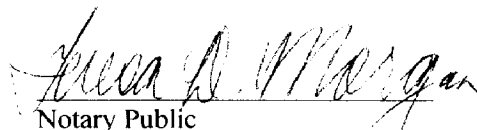
SS.

COUNTY OF SHERBURNE

On this 11<sup>th</sup> day of January 2002, before me personally appeared Tim Herbert, to me known to be the person described in and who executed the foregoing instrument and acknowledged that he executed the same as his free act and deed.

IN WITNESS WHEREOF, I have hereunto affixed my official signature with the seal of my office, the day and year above written.



  
Notary Public