

17 May 2002

05-31-2002

**COVER SHEET  
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TRADEMARKS:

Attorney Docket No.: 285-199

1. Name of conveying party(ies):

5-28-02

John M. Winterbottom  
Lawrence ShimpTodd M. Boyce  
David Kaes

Additional name(s) of conveying party(ies) attached?

☐ yes☒ no

3. Nature of Conveyance

☒ Assignment☐ Merger☐ Security Agreement☐ Change of Name☐ Other

Execution Date: January 29, 2002

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

Name: Osteotech, Inc.

Street Address: 51 James Way  
Eatontown, New Jersey 07724Additional names and addresses attached? ☐ yes ☒ 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 N/A

A. Patent Application No.(s)

09/996,243

B. Patent No.(s):

Additional numbers attached? ☐ Yes ☒ No

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

Name: Peter G. Dilworth, Esq.

Internal Address: Dilworth &amp; Barrese, LLP

Street Address: 333 Earle Ovington Boulevard

City: Uniondale State: NY ZIP: 11553

6. Total number of applications and patents involved:

☒ 1

7. Total fee (37 C.F.R. 3.41) \$ 40.00

☒ Enclosed☐ Authorized to be charged to deposit account

8. Deposit account number: 04-1121

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Peter G. Dilworth, Esq.

Name of Person Signing

Reg. No. 26,450

Signature

May 17, 2002

Date

Total number of pages including cover sheet, attachments and document ☐ 1

OMB No. 0651-0011 (exp. 4/84)

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Form 'O-1595  
30 January 2002

RECORDATION  
PATENT

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TO THE HONORABLE COMMISSIONER OF PATENTS  
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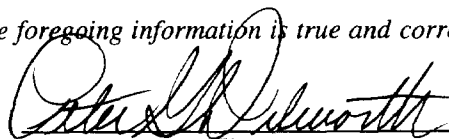
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Peter G. Dilworth, Esq.

Name of Person Signing  
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Signature

January 30, 2002

Date

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03/01/2002 T01A21 00000137 09996243

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40.00 00

PATENT  
REEL: 012932 FRAME: 0396

For: ☒ U.S. and/or ☐ Foreign Rights  
For: ☒ U.S. Application or ☐ U.S. Patent  
By: ☒ Inventor(s) or ☐ Present Owner

### ASSIGNMENT OF INVENTION

In consideration of the payment by **ASSIGNEE** to **ASSIGNOR** of the sum of One Dollar (\$1.00), the receipt of which is hereby acknowledged, and for other good and valuable consideration,

**ASSIGNOR(S)**

John M. Winterbottom, Lawrence Shimp, Todd M. Boyce  
and David Kaes

*(If assignment is by person or entity to whom invention was previously assigned and this was recorded in PTO add the following)*

Recorded on \_\_\_\_\_

Reel \_\_\_\_\_

Frame \_\_\_\_\_

hereby sells, assigns and transfers to

**ASSIGNEE:**

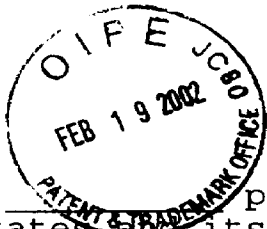
Osteotech, Inc.  
(Type or print name of ASSIGNEE)  
51 James Way  
Address  
Eatontown, New Jersey 07724  
USA  
Nationality

and the successors, assigns and legal representatives of the ASSIGNEE

*(complete one of the following)*

☒ the entire right, title and interest

(Assignment of Invention [16-3] - page 1 of 3)



☐ an undivided \_\_\_\_\_ percent (\_\_\_\_\_% ) interest for the United States and its territorial possessions

*(check the following box if foreign rights  
are also to be assigned)*

☒ and in all foreign countries, including all rights to claim priority,

in and to any and all improvements which are disclosed in the invention entitled:

IMPLANT, METHOD OF MAKING SAME AND USE OF THE IMPLANT FOR THE  
TREATMENT OF BONE DEFECTS

*(check and complete (a), (b), (c) or (d))*

and which is found in

(a) ☐ U.S. patent application executed on even date herewith

(b) ☒ U.S. patent application executed on November 28, 2001

(c) ☐ U.S. application serial no. 00/\_\_\_\_\_ filed on

(d) ☐ U.S. patent no. \_\_\_\_\_ issued \_\_\_\_\_

☐ A change of address to which correspondence is to be sent regarding patent maintenance fees is being sent separately.

*(also check (e) if foreign application(s) is also being assigned)*

(e) ☐ and any legal equivalent thereof in a foreign country, including the right to claim priority

and, in and to, all Letters Patent to be obtained for said invention by the above application or any continuation, division, renewal, or substitute thereof, and as to letters patent any re-issue or re-examination thereof

ASSIGNOR hereby covenants that no assignment, sale, agreement or encumbrance has been or will be made or entered into which would conflict with this assignment;

ASSIGNOR further covenants that ASSIGNEE will, upon its request, be provided promptly with all pertinent facts and documents relating to said invention and said Letters Patent and legal equivalents as may be known and accessible to ASSIGNOR and will testify as to the same in any interference, litigation or

(Assignment of Invention [16-3] - page 2 of 3)

proceeding related thereto and will promptly execute and deliver to ASSIGNEE or its legal representatives any and all papers, instruments or affidavits required to apply for, obtain, maintain, issue and enforce said application, said invention and said Letters Patent and said equivalents thereof which may be necessary or desirable to carry out the purposes thereof.

IN WITNESS WHEREOF, I/We have hereunto set hand and seal  
this \_\_\_\_\_ (Date of signing).

WARNING: Date of signing must be the same as the date of execution of the application if item (a) was checked above.

John M. Winterbottom  
John M. Winterbottom

1/29/02  
Dated

Lawrence Shimp  
Lawrence Shimp

1/29/02  
Dated

Todd M. Boyce  
Todd M. Boyce

1/29/02  
Dated

David Kaes  
David Kaes

1/29/02  
Dated

If ASSIGNOR is a legal entity complete the following information

\_\_\_\_\_  
Type or print the name of the above person  
authorized to sign on behalf of ASSIGNOR

\_\_\_\_\_  
Title

NOTE: No witnessing, notarization or legalization is necessary. If the assignment is notarized or legalized then it will only be prima facie evidence of execution 35 U.S.C. 261. Use next page if notarization is desired.

☒ Notarization or Legalization Page Added.

STATE OF *New Jersey*  
COUNTY OF *Morrmouth*

SS

On this 29 day of JANUARY, 192002, before  
me personally appeared \* the following 4 individuals to me personally  
known and known to me to be the persons who signed the foregoing  
assignment and acknowledged the signing of same as his free act  
and deed.

*Linda Manning Savoca*  
\_\_\_\_\_  
Notary Public

LINDA MANNING SAVOCA  
Notary Public of New Jersey  
No. 2102832, Ocean County  
Commission Expires July 27, 2002

STATE OF  
COUNTY OF

SS

On this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_, before  
me personally appeared \_\_\_\_\_ to me personally  
known and known to me to be the person who signed the foregoing  
assignment and acknowledged the signing of same as his free act  
and deed.

\_\_\_\_\_  
Notary Public

\* *John M. Wittenbottom*  
*Lawrence Shimp*  
*Todd M. Boyce*  
*David Raes*