

5/31/02

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FORM PTO-1596 (MODIFIED)

REC

(REV. 6-93)

OMB NO. 0651-0011

P09/REV01

U.S. DEPARTMENT OF COMMERCE

Patent and Trademark Office



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

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

Promex, Inc.

- ☐ Individuals                      ☐ (Association)  
☐ General Partnership           ☐ Limited Partnership  
☒ Corporation-                      ☐ Other:

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

## 3. Nature of conveyance:

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

Execution Date: May 13, 2002

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

Name: Suros Surgical Systems, Inc.

Internal Address:

Street Address: P.O. Box 787

City: Franklin State: IN Zip: 46131

- ☐ Individual(s) Citizenship  
☐ Association:  
☐ General Partnership:  
☐ Limited Partnership:  
☒ Corporation - State of Indiana  
☐ Other:

Additional name(s) & address(ies) attached? ☐ Yes ☒ No

## 4. Application number(s) or registration number(s):

A. Patent Application No.(s)

B. Patent No.(s)

5,403,276	5,669,876	6,120,518
5,411,513	5,685,840	6,245,084
5,423,844	5,782,849	6,358,263
5,575,293	5,911,701	
5,643,304	5,997,560	

Additional numbers attached? ☐ Yes ☒ No

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

Name: Bradley J. Diedrich, Esq. (Reg. No. 47, 526)

Internal Address: RADER, FISHMAN &amp; GRAUER PLLC

Street Address: 39533 Woodward Avenue, Suite 14 0

City: Bloomfield Hills State: Michigan Zip: 48304

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

7. Total fee (37 CFR 3.41): .....\$ 520.00

- ☐ Enclosed  
☒ Authorized to be charged to deposit account

8. Deposit account number: 18-0013

DO NOT USE THIS SPACE

## 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.

Bradley J. Diedrich

Signature

May 15, 2002

Date

Total number of pages including cover sheet, attachments and document: 3 Atty. Docket No. 65937-0999

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PATENT  
REEL: 012946 FRAME: 0039

**NUNC PRO TUNC  
ASSIGNMENT AND AGREEMENT**

SUBJECT TO THE TERMS AND CONDITIONS OF A CONTRIBUTION AGREEMENT EFFECTIVE JUNE 21, 2000 BETWEEN PROMEX, INC. AND SUROS SURGICAL SYSTEMS, INC., AND FOR VALUE RECEIVED, PROMEX, INC., an Indiana corporation having its address at 3049 Hudson Street, Franklin Indiana 46313 ("Assignor"), subject to the terms and conditions set forth herein, hereby sells, assigns and transfers to SUROS SURGICAL SYSTEMS, INC., an Indiana corporation having its address at P.O. BOX 787, Franklin, Indiana 46131 ("Assignee"), and its successors and assigns forever, all right, title, interest and claims of Assignor, in, to, relating to and arising under the inventions disclosed in:

U.S. Patent No. 5,403,276 issued April 4, 1995 for APPARATUS FOR MINIMALLY INVASIVE TISSUE REMOVAL;

U.S. Patent No. 5,411,513 issued May 2, 1995 for TRANSMISSION MECHANISM FOR SURGICAL CUTTING INSTRUMENT;

U.S. Patent No. 5,423,844 issued on June 13, 1995 for ROTARY SURGICAL CUTTING INSTRUMENT;

U.S. Patent No. 5,575,293 issued on November 19, 1996 for APPARATUS FOR COLLECTING AND STAGING TISSUE;

U.S. Divisional Patent No. 5,643,304 issued July 1, 1997 for METHOD AND APPARATUS FOR MINIMALLY INVASIVE TISSUE REMOVAL;

U.S. Divisional Patent No. 5,669,876 issued September 23, 1997 for METHOD FOR MINIMALLY INVASIVE TISSUE REMOVAL;

U.S. Divisional Patent No. 5,685,840 issued November 11, 1997 for METHOD AND APPARATUS FOR MINIMALLY INVASIVE TISSUE REMOVAL;

U.S. Continuation Patent No. 5,782,849 issued July 21, 1998 for SURGICAL CUTTING INSTRUMENT;

U.S. Patent No. 5,911,701 issued on June 15, 1999 for SURGICAL CUTTING INSTRUMENT;

U.S. Continuation Patent No. 5,997,560 issued December 7, 1999 for SURGICAL CUTTING INSTRUMENT;

U.S. Patent No. 6,120,518 issued September 19, 2000 for NON-REFLECTIVE SURFACES FOR SURGICAL PROCEDURES;

U.S. Patent No. 6,245,084 issued June 12, 2001 for SYSTEM FOR CONTROLLING A MOTOR DRIVEN SURGICAL CUTTING INSTRUMENT;

U.S. Divisional Patent No. 6,358,263 issued March 19, 2002 for SYSTEM FOR CONTROLLING A MOTOR DRIVEN SURGICAL CUTTING INSTRUMENT;

and including, but not limited to, any patents and patent applications (the "Patents"), and any and all renewals, reissues, divisionals, continuations, continuations-in-part and extensions of such Patents under the laws now or hereafter in force and effect in the United States, and all counterparts of any of the foregoing in any and all foreign countries, the same to be held and enjoyed by Assignee and its successors and assigns, to their own use and profit to the end of the term of said Patents, as fully and entirely as the same would have been held and enjoyed by Assignors if this Assignment of Patents had not been made;

IN WITNESS WHEREOF, Promex, Inc. has caused this instrument to be executed on this 13<sup>th</sup> day of MAY, 2002, nunc pro tunc, by a duly authorized officer.

Promex, Inc.

By:

Joseph L. Mark

Title:

Vice President

State of Indiana )  
 )ss  
County of MARION )

On this 13<sup>th</sup> day of MAY, 2002, before me personally appeared Joseph L. Mark, aforesaid, to me known to be the person described in and who executed the foregoing instrument and acknowledged the same to be his free act and deed.

David Tedlow

Notary Public

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