

06-28-2002

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Attorney Docket Number  
10177-131-999TO THE HONORABLE COMMISSIONER OF PATENTS AND TRADEMARKS  
Box Assignment  
Washington, DC 20231

Please record the attached original documents or copy thereof.

1. Name of conveying party(ies): MicroHeart, Inc. <u>6-19-02</u> Additional name(s) of conveying party(ies) attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		2. Name and address of receiving party(ies): Name: <u>Boston Scientific Corporation</u> Address: <u>One Boston Scientific Place</u> <u>Natick, MA 01760-1537</u> Country (if other than USA): _____	
3. Nature of conveyance: <input checked="" type="checkbox"/> Assignment <input type="checkbox"/> Merger <input type="checkbox"/> Security Agreement <input type="checkbox"/> Change of Name <input type="checkbox"/> Other _____ Execution Date: <u>June 10, 2002</u>			
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: _____ A. Patent Application No.(s) <u>10/099,528</u>   B. Patent No.(s) _____ Additional numbers attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No			
5. Name and address of party to whom correspondence concerning document should be mailed:  PENNIE & EDMONDS LLP 1155 Avenue of Americas New York, N.Y. 10036-2711		6. Number of applications and patents involved: <u>One</u> 7. Total fee (37 CFR 3.41):.....\$ <u>40.00</u> Please charge to the deposit account listed in Section 8. 8. Deposit account number: <u>16-1150</u>	
DO NOT USE THIS SPACE			
9. Statement and signature. <i>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.</i> Gidon D. Stern <u>27,469</u> <u>Gidon D. Stern</u> <u>June 18, 2002</u> Name of Person Signing Reg. No. Signature Date Total number of pages including cover sheet: <u>Two</u>			

Mail documents to be recorded with required cover sheet information to:  
Commissioner of Patents & Trademarks, Box Assignment  
Washington, D.C. 2023106/27/2002 GT0111 00000291 161150 10099528  
01 FC:581 40.00 CHPATENT NY2 - 1327067.1  
REEL: 013024 FRAME: 0950

## ASSIGNMENT

WHEREAS, MicroHeart, Inc., ASSIGNOR, a corporation duly organized under and pursuant to the laws of California, and having its principal place of business at 2634 Bayshore Parkway, is the owner of entire right, title and interest in and to the invention, which is established by an assignment attached hereto, as to an application for a Patent of the United States

☐ which is executed on ☐ even date herewith or ☐ \_\_\_\_\_

☒ which is identified by Pennie & Edmonds LLP docket no. 10177-131

☒ which was filed on March 14, 2002, Application No. 10/099,528

and WHEREAS, Boston Scientific Corporation, ASSIGNEE, a Delaware corporation having its principal place of business at One Boston Scientific Place, Natick, MA 01760-1537, is desirous of obtaining the entire right, title and interest in, to and under the said invention and the said application:

NOW, THEREFORE, in consideration of the sum of One Dollar (\$1.00) to MicroHeart in hand paid, and other good and valuable consideration, the receipt of which is hereby acknowledged, the said ASSIGNOR, has sold, assigned, transferred and set over, and by these presents do hereby sell, assign, transfer and set over, unto the said ASSIGNEE, its successors, legal representatives and assigns, my entire right, title and interest in, to and under the said invention, and the said United States application and all divisions, renewals and continuations thereof, and all Patents of the United States which may be granted thereon and all reissues and extensions thereof; and all applications for industrial property protection, including, without limitation, all applications for patents, utility models, and designs which may hereafter be filed for said invention in any country or countries foreign to the United States, together with the right to file such applications and the right to claim for the same the priority rights derived from said United States application under the Patent Laws of the United States, the International Convention for the Protection of Industrial Property, or any other international agreement or the domestic laws of the country in which any such application is filed, as may be applicable; and all forms of industrial property protection, including, without limitation, patents, utility models, inventors' certificates and designs which may be granted for said invention in any country or countries foreign to the United States and all extensions, renewals and reissues thereof;

AND MicroHeart HEREBY authorizes and request the Commissioner of Patents and Trademarks of the United States, and any Official of any country or countries foreign to the United States, whose duty it is to issue patents or other evidence or forms of industrial property protection on applications as aforesaid, to issue the same to the said ASSIGNEE, its successors, legal representatives and assigns, in accordance with the terms of this instrument.

AND MicroHeart HEREBY covenants and agrees that MicroHeart has full right to convey the entire interest herein assigned, and that MicroHeart has not executed, and will not execute, any agreement in conflict herewith.

AND MicroHeart HEREBY further covenants and agrees that MicroHeart will communicate to the said ASSIGNEE, its successors, legal representatives and assigns, any facts known to MicroHeart respecting said invention, and testify in any legal proceeding, sign all lawful papers, execute all divisional, continuing, reissue and foreign applications, make all rightful oaths, and generally do everything possible to aid the said ASSIGNEE, its successors, legal representatives and assigns, to obtain and enforce proper protection for said invention in all countries.

IN TESTIMONY WHEREOF, I hereunto set my hand and seal this 10 day of JUNE, 2002.

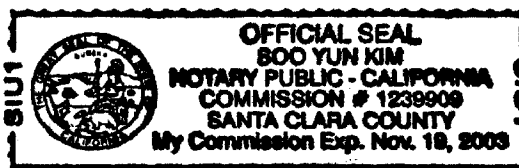
MicroHeart

By Richard Mueller L.S.

State of California,  
County of Santa Clara SS.:

On June 10, 2002, before me, SOO YUN KIM, Notary Public, personally appeared Richard Mueller, personally known to me on the basis of satisfactory evidence to be the person(s) whose name(s) is subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal



PATENT

RECORDED: 06/18/2002

REEL: 013024 FRAME: 0951