

09-11-2002

R



HEET

102218753

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

11040 U.S. PTO
10/234086
08/30/02

<p>1. Name of conveying party(ies):</p> <p>(1) Tim Nolan (2) Ernie Aranyi (3) John Klinger (4) Keith Ratcliff (5) John Charles Robertson, also known as Jack Robertson</p> <p>Additional name(s) of conveying party(ies) attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p>		<p>2. Name and address of receiving party(ies):</p> <p>Name: United States Surgical, a division of Tyco Healthcare Group LP 150 Glover Avenue Norwalk, CT 06856</p> <p>Additional name(s) & address(es) attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p>	
<p>3. Nature of conveyance:</p> <p><input checked="" type="checkbox"/> Assignment <input type="checkbox"/> Merger <input type="checkbox"/> Security Agreement <input type="checkbox"/> Change of Name <input type="checkbox"/> Other _____</p> <p>Execution Date: (1) 6/04/01, (2) 6/11/01, (3) 7/06/01, (4) 7/16/01, (5) 7/07/01</p>			
<p>4. Application number(s) or patent number(s): To Be Assigned</p> <p>If this document is being filed together with a new application, the execution date of the application is: 8/30/02</p>			
<p>A. Patent Application No.(s)</p> <p>To Be Assigned 10234086</p> <p>Additional numbers attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p>		<p>B. Patent No.(s)</p>	
<p>5. Name and address of party to whom correspondence concerning document should be mailed:</p> <p>Name: Paul R. Audet U.S. Surgical, a division of Tyco Healthcare Group LP 150 Glover Avenue Norwalk, CT 06856</p>		<p>6. Total number of applications and patents involved: [1]</p>	
<p>DO NOT USE THIS SPACE</p> <p>09/10/2002 BTOM11 00000272 210550 10234086 01 FC:581 40.00 CH</p>		<p>7. Total fee (37 CFR 3.41).....\$40.00</p> <p><input type="checkbox"/> Enclosed</p> <p><input checked="" type="checkbox"/> Authorized to be charged to deposit account</p>	
		<p>8. Deposit account number: 21-0550</p> <p>(Attached duplicate copy of this page if paying by deposit account)</p>	
<p>9. Statement and signature.</p> <p><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></p> <p>Paul R. Audet Reg. No. 26,439</p> <p>Name of Person Signing Signature Date</p> <p>Total number of pages comprising cover sheet <u>16</u></p>			

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: Tim Nolan
Ernie Aranyi
John F. Klinger
Keith Ratcliff
John Charles Robertson

(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: United States Surgical,
A Division of Tyco Healthcare Group, LP
150 Glover Avenue
Norwalk, CT 06856
U. S. A.

and the successors, assigns and legal representatives of the ASSIGNEE the entire right, title and interest, including the right to sue for present, past and future infringement, in the United States, its territorial possessions, and in all foreign countries, including all treaty and convention rights in and to the invention and any and all improvements entitled:

APPARATUS AND METHOD FOR PERFORMING A BYPASS PROCEDURE IN A DIGESTIVE SYSTEM

which is described in

- (a) ☒ PCT. patent application No. PCT/US01/7105, filed March 5, 2001, designating the U.S.
- (b) ☐ U.S. patent application executed on _____
- (c) ☒ U.S. provisional application, Serial No. 60/187,121, filed on March 6, 2000
- (d) ☐ U.S. patent no. _____ issued _____
(also check (e) if foreign application(s) is also being assigned)
- (e) ☒ and any legal equivalent thereof in a foreign country, and, in and to, all United States and foreign Letters Patent, for the full term thereof, to be obtained for said invention by the above application or any continuation, division, renewal, extension 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;

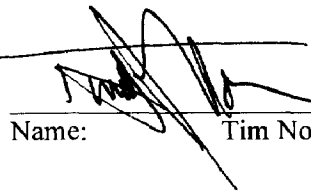
ASSIGNOR hereby authorizes and requests the Commissioner of Patents and Trademarks to issue all such Letters Patent to ASSIGNEE:

ASSIGNOR further covenants to promptly provide all pertinent facts and documents known and accessible to ASSIGNOR relating to said invention and said Letters Patent and legal equivalents; to testify as to the same in any interference, litigation or proceeding related thereto; to execute and deliver any and all papers that may be necessary or desirable to perfect the title to said invention or any Letters Patents which may be granted therefor in said ASSIGNEE, its successors, assigns or other legal representatives; to execute any additional or divisional applications for patents for said invention, or any part or parts thereof, and for the reissue of any Letters Patents to be granted therefor; and to make all rightful oaths and do all lawful acts requisite for procuring the same or for aiding therein, all without further compensation, but at the sole expense of ASSIGNEE, its successors, assigns, or other legal representatives.

ASSIGNOR hereby grants ASSIGNEE and Assignee's attorneys the power to insert the Serial No. and/or filing date of the above-described application(s) after such information becomes known to them.

IN WITNESS WHEREOF, I have hereunto set hand and seal.

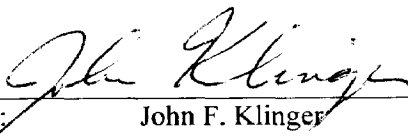
INVENTORS:


Name: Tim Nolan

Dated: 4 June, 2000


Name: Ernie Aranyi

Dated: 6-11-01


Name: John F. Klinger

Dated: 7-6-01

Name: Keith Ratcliff

Dated: _____

Name: John Charles Robertson
Also Known As: Jack Robertson

Dated: _____

State of Connecticut

County of Fairfield SS

Before me this 4th day of June 2001,
personally appeared Tim Nolan to me personally known to be the person described in and who
executed the above instrument, and acknowledged to me that he/she executed the same of his own free will for the
purposes therein set forth.

Vanessa Mastro
Notary Public

VANESSA MASTRI
NOTARY PUBLIC
MY COMMISSION EXPIRES FEB. 28, 2005

AFFIX SEAL

State of Connecticut

County of NEW HAVEN SS NORTH HAVEN

Before me this 11th day of JUNE 2001,
personally appeared ERNE ARANYI to me personally known to be the person described in and who
executed the above instrument, and acknowledged to me that he/she executed the same of his own free will for the
purposes therein set forth.

Henry A. Stok
Notary Public

My Commission Expires June 30, 2005

AFFIX SEAL

State of Connecticut

SS

County of

Before me this 10th day of July, 2001,
personally appeared John Klunger to me personally known to be the person described in and who
executed the above instrument, and acknowledged to me that he/she executed the same of his own free will for the
purposes therein set forth.

Vanessa Matri
Notary Public

AFFIX SEAL

VANESSA MASTRI
NOTARY PUBLIC
MY COMMISSION EXPIRES FEB. 28, 2005

State of Connecticut

SS

County of

Before me this ____ day of _____, 2001,
personally appeared _____ to me personally known to be the person described in and who
executed the above instrument, and acknowledged to me that he/she executed the same of his own free will for the
purposes therein set forth.

Notary Public

AFFIX SEAL

State of Connecticut

ss

County of

Before me this ____ day of _____ 2001,
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Notary Public

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A Division of Tyco Healthcare Group, LP
150 Glover Avenue
Norwalk, CT 06856
U. S. A.

and the successors, assigns and legal representatives of the ASSIGNEE the entire right, title and interest, including the right to sue for present, past and future infringement, in the United States, its territorial possessions, and in all foreign countries, including all treaty and convention rights in and to the invention and any and all improvements entitled:

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IN WITNESS WHEREOF, I have hereunto set hand and seal.

INVENTORS:

Name: Tim Nolan

Dated: _____

Name: Ernie Aranyi

Dated: _____

Name: John F. Klinger

Dated: _____

Name: Keith Ritchie

Dated: 7.16.01

Name: John Charles Robertson
Also Known As: Jack Robertson

Dated: _____

State of Connecticut

ss

County of

Before me this ____ day of _____ 2001,
personally appeared _____ to me personally known to be the person described in and who
executed the above instrument, and acknowledged to me that he/she executed the same of his own free will for the
purposes therein set forth.

Notary Public

AFFIX SEAL

State of Connecticut

ss

County of

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Notary Public

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purposes therein set forth.

Notary Public

AFFIX SEAL

State of Connecticut

ss Norwalk

County of Fairfield

Before me this 16th day of July 2001,
personally appeared Keith Ratcliff to me personally known to be the person described in and who
executed the above instrument, and acknowledged to me that he/she executed the same of his own free will for the
purposes therein set forth.

Yolanda S. Herr
Notary Public

AFFIX SEAL

YOLANDA S. HERR
NOTARY PUBLIC
MY COMMISSION EXPIRES 10/31/2003

State of Connecticut

ss

County of

Before me this ____ day of _____ 2001,
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Ernie Aranyi
John F. Klinger
Keith Ratcliff
John Charles Robertson

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Dated: _____

Name: Ernie Aranyi

Dated: _____

Name: John F. Klinger

Dated: _____

Name: Keith Ratcliff

Dated: _____

Name: John Charles Robertson
Also Known As: Jack Robertson

Dated: 7/7/01

State of Connecticut

ss

County of

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purposes therein set forth.

Notary Public

AFFIX SEAL

State of Connecticut

ss

County of

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Notary Public

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State of Connecticut

ss

County of

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Notary Public

AFFIX SEAL

State of Connecticut

ss

County of

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executed the above instrument, and acknowledged to me that he/she executed the same of his own free will for the
purposes therein set forth.

Notary Public

AFFIX SEAL

State of Connecticut

ss Cheshire, CT

County of New Haven

Before me this 7th day of July 2001,
personally appeared John Charles Robertson to me personally known to be the person described in and who
executed the above instrument, and acknowledged to me that he/she executed the same of his own free will for the
purposes therein set forth.



VINCENT S. LENTINI Notary Public
State of Connecticut Notary Public
My Commission Expires Nov. 30, 2005

AFFIX SEAL