Docket No. AMS-105

| RECORDATION FORM COVER SHEET | | |
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| PATENTS ONLY | | |
| To: The Honorable Commissioner of Patents and Trademarks Please record the attached original document(s) or copy thereof. | | |
| 1. Name of conveying party(ies)/(Execution Date) | Name and address of receiving party(ies): | |
| Sidney F. Hauschild / November 5, 2002 Stephen L. Bolea / November 1, 2002 Johann J. Neisz / October 21, 2002 | AMS Research Corporation 10700 Bren Road West Minnetonka, Minnesota 55343 | |
| Additional names of conveying party(ies) attached? Yes No Nature of Conveyance: Assignment Merger Security Agreement Change of Name Other: If this is a request for correction of a previously recorded document, a co | Additional names of receiving party(ies) attached? Yes No | |
| previously recorded assignment and previous Notice of Recordation is enclose | | |
| 4. Application number or patent number: | | |
| This document is being filed with a new patent application | | |
| This document is to be recorded against the following patent application or patent: <u>U.S. Patent Serial No. 10/269.405</u> filed October 11, 2002. | | |
| Patent Cooperation Treaty (PCT): | | |
| Enter PCT application number only if a U.S. Application I | Number has <u>not</u> been assigned: | |
| Additional Numbers Attached? Yes No | | |
| 5. Name and address of party to whom correspondence 6. Total number of applications | | |
| concerning document should be mailed: | and patents involved: | |
| Name: | - | |
| Jeffrey J. Hohenshell | | |
| AMS Research Corporation | | |
| 10700 Bren Road West | | |
| Minnetonka, Minnesota 55343 | 7. Total fee (37 CFR 3.41) \$40.00 | |
| | Enclosed | |
| Phone Number: 952 930-6135 | Authorized to be charged to deposit account | |
| | 8. Deposit Account Number: 501921 | |
| 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. Charges to deposit account are authorized, as indicated herein. | | |
| | Juhn December 6 2002 | |
| Jeffrey J. Hohenshell | Date Date | |
| Printed Name of Attorney/Agent Signatule // Registration No. 34,109 | Date | |
| Pages: Total number of pages including COVER SHEET | attachments and documents: | |

Mail documents to be recorded with required cover sheet information to: Commissioner for Patents, **Box Assignments**, Washington, DC 20231

PATENT

700021123

REEL: 13282 FRAME: 0896

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ASSIGNMENT

Whereas we, the below named inventors, with residences and citizenships as indicated below, have made an invention in

SURGICAL INSTRUMENT AND METHOD

and have executed an application for Letters Patent of the United States of America based thereon; which application is identified in the U.S. Patent and Trademark Office as U.S. Patent Application Serial No. 10/269,405, filed October 11, 2002.

Now, therefore, for good and valuable consideration, receipt of which is acknowledged we have individually and jointly agreed to assign and transfer and do hereby assign and transfer unto AMS Research Corporation, a corporation of Delaware, having its principal office at 10700 Bren Road West, Minnetonka, Minnesota, 55343 (the "Company") its successors and assigns, the entire right, title, and interest in and to the said invention and application, and in and to U.S. Provisional Patent Application Serial No. 60/329,262 filed October 12, 2001, from which said application claims priority, and in and to any division or continuation (in whole or in part) of said application, and in and to any and all improvements in the said invention made by us solely, or any of us jointly, or made jointly with others, and in and to any and all Letters Patent, reexaminations, reissues, or extensions thereof, of the United States of America and countries foreign thereto (including the right to apply for Letters Patent, Utility Models, or Inventors' Certificates in foreign countries in its own name and to claim any priority rights for such foreign applications to which such applications are entitled under international conventions, treaties, or otherwise), which have been or may be granted thereon or on any divisional, continuation (in whole or in part), renewal, reexamination, reissue, or other or further application based in whole or in part upon the said invention or improvements thereon, to be held and enjoyed as fully and exclusively as they would have been by us or any of us had this assignment and transfer not been made,

We do further agree for ourselves and for our heirs, executors, and administrators, to execute and deliver without further consideration any further applications, assignments, and documents, and to perform such other acts as we lawfully may, that may be deemed necessary by the said Company, its successors, assigns, and nominees, fully to secure its right, title, and interest as aforesaid and to obtain or maintain Letters Patent, Utility Models, or Inventors' Certificates in any and all countries;

And we do hereby authorize and request the Commissioner of Patents to issue any and all Letters Patent which may be granted upon any of the said applications, to the said Company, as the assignee of the entire right, title, and interest therein.

REEL: 13282 FRAME: 0897

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| | Sidney F. Hauschild Residence: Brooklyn Park, Minnesota Citizenship: U.S.A. |
|---|---|
| STATE OF MINNESOTA)) ss. | Quinting. Cities |
| COUNTY OF HENNEPIN) | |
| On this day of 2002, before me personally appeared the above-named Sidney F. Hauschild, personally known by me, and known by me to be the person described in and who executed the foregoing instrument, and who acknowledged that said person executed the same as said person's free act and deed, on the day and year aforesaid. | |
| LINDA KAY NEWTON NOTAHY PUBLIC MINNESOTA NV Commission Express Jan. 31, 2007 | 0 - |
| (Seal) | Senda K. Senton Notary Public |
| VALERIE ANN SEEKER Notary Public Minnesota My Comm. Expires Jan 31, 2006 | Stephen L. Bolea Residence: Watertown, Minnesota Citizenship: U.S.A. |
| STATE OF MINNESOTA)) ss. COUNTY OF <u>Hennepi</u> | |
| On this day of, 2002, before me personally appeared the above-named Stephen L. Bolea, personally known by me, and known by me to be the person described in and who executed the foregoing instrument, and who acknowledged that said person executed the same as said person's free act and deed, on the day and year aforesaid. | |
| (Seal) | Value Seekele Notary Public |

Attorney Docket No. AMS-105

Johann J. Neisz

Residence: Coon Rapids, Minnesota

Citizenship: Germany

STATE OF MINNESOTA)

COUNTY OF NAMES & ASS.

On this _______, day of ________, 2002, before me personally appeared the above-named Johann J. Neisz, personally known by me, and known by me to be the person described in and who executed the foregoing instrument, and who acknowledged that said person executed the same as said person's free act and deed, on the day and year aforesaid.

DEAN R SAMUELSON Notary Public Minnesota

My Commission Expires 1/31/2005

otary Public

RECORDED: 12/06/2002