

10-03-2002



To the Honorable Commissioner o.		102240094	1 original documents or copy thereof
<b>1. Name of conveying party(ies):</b> José E. Lizardi  <b>Additional name(s) of conveying party(ies) attached?</b> <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		<b>2. Name and address of receiving party(ies)</b> Name: <u>Ethicon, Inc.</u> Internal Address: _____ Street Address: <u>Route 22 West</u>  City: <u>Somerville</u> State: <u>NJ</u> Zip: <u>08876</u> <b>Additional name(s) &amp; address(es) attached:</b> <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
<b>3. Nature of Conveyance:</b> <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>August 29, 2002</u>			
<b>4. Application number(s) or patent number(s):</b> If this document is being filed together with a new application, the execution date of the new application is: _____ A. Patent Application No.(s): <u>10/207,400</u> B. Patent No.(s): _____ <b>Additional numbers attached?</b> <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No			
<b>5. Name and address of party to whom correspondence concerning document should be mailed:</b> Name: <u>NUTTER MCCLENNEN &amp; FISH LLP</u> Internal Address: <u>Atty. Dkt.: 022956-0181</u> Street Address: <u>World Trade Center West</u> <u>155 Seaport Boulevard</u>  City: <u>Boston</u> State: <u>MA</u> Zip: <u>02210-2604</u>		<b>6. Total number of applications and patents involved:</b> <u>1</u> <b>7. Total fee (37 CFR 3.41)</b> \$ <u>40.00</u> <input checked="" type="checkbox"/> Enclosed <input type="checkbox"/> Authorized to be charged to deposit account <input type="checkbox"/> Authorized to be charged to credit card (Form 2038 enclosed) <b>8. Deposit account number:</b> <u>141449</u> (Attach duplicate copy of this page if paying by deposit account)	
<b>DO NOT USE THIS SPACE</b>			
<b>9. Statement and signature.</b> <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>  _____ Name of Person Signing  _____ Signature  _____ Date  Total number of pages including cover sheet, attachments, and documents: <u>3</u>			

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## ASSIGNMENT

Whereas I, the undersigned, **José E. Lizardi**, hereby have made certain inventions or discoveries (or both) set forth in an application for Letters Patent of the United States of America entitled **SUTURE ANCHOR SYSTEM AND METHOD OF USE**, identified as Attorney Docket No. 22956-184, which application was filed on July 29, 2002 and assigned Application No. 10/207,400. In the event that the execution date, filing date and/or Application No. are not entered above at the time I execute this document, and if such information is deemed necessary, I hereby authorize and request my attorneys at Nutter, McClennen & Fish, LLP, World Trade Center West, 155 Seaport Boulevard, Boston, MA 02210-2601, to insert above the execution date, filing date and/or Application No. of said application.

Whereas, **Ethicon, Inc.**, a New Jersey corporation having a place of business at Route 22 West, Somerville, New Jersey, 08876, and which, together with its successors and assigns, is hereinafter called "Assignee," is desirous of acquiring the title, rights, benefits and privileges hereinafter recited;

Now, therefore, for valuable consideration furnished by Assignee to us, receipt and sufficiency of which I hereby acknowledge, I hereby, without reservation:

1. Assign, transfer and convey to Assignee the entire right, title and interest in and to said inventions and discoveries, said application for Letters Patent of the United States of America, any and all other applications for Letters Patent on said inventions and discoveries in whatsoever countries, including all divisional, renewal, substitute, continuation, reissue and Convention applications based in whole or in part upon said inventions or discoveries, or upon said applications, and any and all Letters Patent, reissues, reexaminations, and extensions of Letters Patent granted for said inventions and discoveries or upon said applications, and every priority right that is or may be predicated upon or arise from said inventions, said discoveries, said applications and said Letters Patent;

2. Authorize Assignee to file patent applications in any or all countries on any or all of said inventions and discoveries in my name or in the name of Assignee or otherwise as Assignee may deem advisable, under the International Convention or otherwise;

3. Authorize and request the Commissioner of Patents and Trademarks of the United States of America and the empowered officials of all other governments to issue or transfer all said Letters Patent to Assignee, as assignee of the entire right, title and interest therein or otherwise as Assignee may direct;

4. Warrant that I have not knowingly conveyed to others any right in said inventions, discoveries, applications or patents or any license to use the same or to make, use or sell

anything embodying or utilizing any of said inventions or discoveries; and that I have good right to assign the same to Assignee without encumbrance;

5. Bind my heirs, legal representatives and assigns, as well as myself, to do, upon Assignee's request and at Assignee's expense, but without additional consideration to me or them, all acts reasonably serving to assure that the said inventions and discoveries, the said patent applications and the said Letters Patent shall be held and enjoyed by Assignee as fully and entirely as the same could have been held and enjoyed by me, my heirs, legal representatives and assigns if this assignment had not been made; and particularly to execute and deliver to Assignee all lawful application documents including petitions, specifications, and oaths, and all assignments, disclaimers, and lawful affidavits in form and substance as may be requested by Assignee; to communicate to Assignee all facts known to me relating to said inventions and discoveries or the history thereof; and to furnish Assignee with any and all documents, photographs, models, samples and other physical exhibits in my control or in the control of my heirs, legal representatives or assigns which may be useful for establishing the facts of my conceptions, disclosures, and reduction to practice of said inventions and discoveries.

In testimony of which I have executed this Assignment as an instrument under seal on the dates indicated next to my name.

Dated: 8/29/2002

*Dr. E. L. L.*

## José E. Lizardi

**Commonwealth of Massachusetts**

# County of Norfolk

On this 29<sup>th</sup> day of August, 2002, before me appeared **José E. Lizardi** to me known and known to me to be the person described in and who executed the foregoing instrument, and he/she acknowledged the same to be his/her free act and deed.

Ruth Forstahl

Notary Public

My Commission Expires: April 3, 2009.

[seal]