



11-20-2002

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

1. Name of conveying party(ies): (1) <b>Eric R. Cosman</b> <span style="float: right;">11-13-02</span> 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: <b>Sherwood Services AG</b> <b>Schwartzstrasse 4</b> <b>CH-8200 Shaffhausen</b> <b>SWITZERLAND</b> Additional name(s) & address(es) attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
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: (1) <b>July 26, 2001</b>	
4. Application number(s) or patent number(s): <b>09/739,428</b> If this document is being filed together with a new application, the execution date of the application is: <u>September 24, 2002</u>	
A. Patent Application No.(s) <b>09/739,428</b>	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: Name: <b>Douglas Denninger</b> <b>Chief Patent &amp; Trademark Counsel</b> <b>U.S. Surgical, a division of</b> <b>Tyco Healthcare Group LP</b> <b>150 Glover Avenue</b> <b>Norwalk, CT 06856</b>	6. Total number of applications and patents involved: <b>11</b>
<p style="text-align: center;"><b>DO NOT USE THIS SPACE</b></p>	7. Total fee (37 CFR 3.41).....\$40.00
	<input type="checkbox"/> Enclosed <input checked="" type="checkbox"/> Authorized to be charged to deposit account
	8. Deposit account number: <b>21-0550</b> (Attached duplicate copy of this page if paying by deposit account)
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>  <div style="display: flex; justify-content: space-between;"> <div data-bbox="178 1711 665 1785"> <p>Douglas E. Denninger Reg. No. 31,752 -            Name of Person Signing</p> </div> <div data-bbox="682 1659 1039 1785"> <p><i>Douglas Denninger</i>            Signature</p> </div> <div data-bbox="1104 1701 1429 1785"> <p>11/7/02            Date</p> </div> </div> <p style="text-align: right;">Total number of pages comprising cover sheet <u>4</u></p>	

Mail documents to be recorded with required cover sheet information to:  
Commissioner of Patents & Trademarks, Box Assignments  
Washington, D.C. 20231

11/19/2002 6TOW11 00000143 210550 09739428  
01 FC:8021 40.00 CH

**PATENT**  
**REEL: 013492 FRAME: 0575**

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: Eric R. Cosman

(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:

Sherwood Services AG  
Schwertstrasse 9  
CH-8200 Schaffhausen  
Switzerland

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 FOR THERMAL TREATMENT OF AN INTERVERTEBRAL DISC

which is described in

- (a)  U.S. patent application executed on even date herewith
- (b)  U.S. patent application executed on \_\_\_\_\_
- (c)  U.S. application serial no. 09/739,428 filed on December 18, 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.

