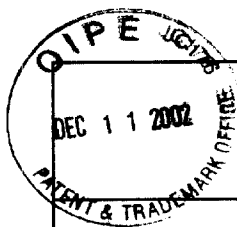


12-12-02

50

Express Mail Number: EL 501 744 825 US



12-18-2002

Attorney Docket Number
10177-137-999

TO THE HONOR

102314764

TRADEMARKS

Box Assignment
Washington, DC 20231

Please record the attached original documents or copy thereof.

1. Name of conveying party(ies):

MicroHeart, Inc.

12-11-02

Additional name(s) of conveying party(ies) attached? ☐ Yes ☒ No

3. Nature of conveyance:

☒ Assignment☐ Merger☐ Security Agreement☐ Change of Name☐ Other

Execution Date: July 11, 2002

2. Name and address of receiving party(ies):

Name: Boston Scientific Corporation

Address: One Boston Scientific Place

Natick, MA 01760-1537

Country (if other than USA):

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) 09/706,583

B. Patent No.(s)

Additional numbers attached? ☐ Yes ☒ 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: 1

7. Total fee (37 CFR 3.41): \$ 40.00

Please charge to the deposit account listed in Section 8.

8. Deposit account number:

16-1150

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.

Gidon D. Stern

27,469

Gidon D. Stern

By: D. James Barnes

By: D. James Barnes

(Reg. No. 48,869)

Signature

December 11, 2002

Date

Name of Person Signing

Reg. No.

Total number of pages including cover sheet:

Two

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

12/17/2002 GTON11 00000122 161150 09706583

01 FC:8021

40.00 CH

PATENT

NY2 - 1346661.1

REEL: 013574 FRAME: 0362

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, Mountain View, California, 94043, is the owner of entire right, title and interest in and to the invention **METHOD AND MONITOR FOR ENHANCING ANGIOGENESIS IN THE HEART BY EXERCISE FOLLOW-UP**, which is established by an assignment recorded in the United States Patent and Trademark Office on March 22, 2001, at Reel 011647, Frame 0980 as to an application for a Patent of the United States

- ☒ which is executed on ☐ even date herewith or ☒ March 12, 2001
- ☒ which is identified by Pennie & Edmonds LLP docket no. 10177-137
- ☒ which was filed on November 3, 2000, Application No. 09/706,583

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, U.S. provisional applications, such as no. 60/163,701 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 11 day of July, 2002.

MicroHeart

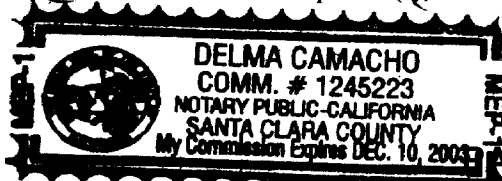
By Richard L. Mueller L.S.

State of California)
) SS.:
County of Santa Clara)

On July 11th, 2002, before me, Delma Camacho, Notary Public, personally appeared Richard L. 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

Delma Camacho



RECORDED: 12/11/2002

REEL: 013574 FRAME: 0363