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102341573

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1. Name of conveying party(ies) **01/13/03**  
**Lewis H. Marten**  
Additional name(s) of conveying party(ies) attached?  
 Yes  No

2. Name and address of receiving party(ies)  
Name: **E. Benson Hood Laboratories**  
Internal Address:  
Street Address: **575 Washington Street**  
City: **Pembroke State: Massachusetts Zip: 02359**  
Additional name(s) & address(es) attached?  Yes  No

JC971 U.S. PTO  
10/340324  
01/13/03

3. Nature of conveyance:  
 Assignment  
 Security Agreement  
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 Other  
Execution Date: **December 19, 2002**

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: **January 8, 2003**  
A. Patent Application No.(s) B. Patent No.(s)  
Additional numbers attached?  Yes  No

5. Name and address of party to whom correspondence concerning document should be mailed:  
Name: **Ronald R. Santucci**  
Internal Address: **Frommer Lawrence & Haug, LLP**  
Street Address: **745 Fifth Avenue**  
City: **New York State: New York Zip: 10151**

6. Total number of applications and patents involved ..... **1**  
7. Total fee (37 CFR 3.41) ..... **\$ 40**  
 Enclosed  
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9. Statement and signature  
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**Ronald R. Santucci, Reg. No. 28,988** **01/10/03**  
Name of Person Signing Signature Total number of pages including cover sheet, attachments, and document): **2**

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**PATENT**  
**REEL: 013659 FRAME: 0435**

**INVENTION/PATENT APPLICATION ASSIGNMENT**  
**FROM INVENTOR(S) TO COMPANY**

WHEREAS WE Cheryl Cullen and Lewis H. Marten, have made a certain new and useful invention as set forth in an application for United States Letters Patent, entitled: *SINUS VALVED GLAUCOMA SHUNT*, executed by us on the date of execution of this document, as shown below, and filed concurrently herewith;

OR

for which an application for United States Letters Patent was filed on \_\_\_\_\_, and identified by United States Serial No. \_\_\_\_\_;

AND WHEREAS, E. Benson Hood Laboratories a corporation of the State of Massachusetts and having an address of **575 Washington Street, Pembroke, Massachusetts 02359**, hereinafter referred to as assignee, is desirous of acquiring the entire right, title and interest in and to said invention and in and to any and all Letters Patent of the United States and foreign countries that may be obtained therefor;

NOW, THEREFORE, for good and valuable consideration, the receipt for and sufficiency of which is hereby acknowledged, We do hereby sell, assign, transfer and set over unto said assignee, its legal representatives, successors, and assigns, the entire right, title and interest in and to said invention as set forth in the above-mentioned application, including any continuations, continuations-in-part, divisions, reissues, re-examinations or extensions thereof, and in and to any and all patents of the United States and foreign countries that may be issued for said invention;


UPON SAID CONSIDERATIONS, We hereby agree with the said assignee that We will not execute any writing or do any act whatsoever conflicting with these presents, and that We will, at any time upon request, without further or additional consideration but at the expense of said assignee, execute such additional assignments and other writings and do such additional acts as said assignee may deem necessary or desirable to perfect the assignee's enjoyment of this grant, and render all necessary assistance in making application for and obtaining original, divisional, continuations, continuations-in-part, reexamined, reissued, or extended Letters Patent of the United States or of any and all foreign countries on said invention, and in enforcing any rights or causes of action accruing as a result of such applications or patents, by giving testimony in any proceedings or transactions involving such applications or patents, and by executing preliminary statements and other affidavits, it being understood that the foregoing covenant and agreement shall bind, and inure to the benefit of the assigns and legal representatives of assignor and assignee;

AND We request the Commissioner of Patents and Trademarks to issue any Letters Patent of the United States that may be issued for said invention to said assignee, its legal representatives, successors or assigns, as the sole owner of the entire right, title and interest in and to said patent and the invention covered thereby.

\_\_\_\_\_  
Date Dec. 19, 2002

\_\_\_\_\_  
Signature (Cheryl Cullen) 

\_\_\_\_\_  
Date

\_\_\_\_\_  
Signature (Lewis H. Marten) 

STATE OF MA  
COUNTY OF Plymouth ss:

On this day of 19 of December 2002, before me a Notary Public, personally appeared Lewis H. Marten, to me known and known to me to be the individuals named in and who executed the foregoing instrument, and they being by me first duly sworn, did acknowledge that they executed the same as their own free act and deed and as and for the purposes therein set forth.

SEAL  
NOTARY PUBLIC

**JENNIFER K TOLAN**  
Notary Public - Massachusetts  
My Commission Expires December 23, 2005