

01-22-2003

IEET

U.S. DEPARTMENT OF COMMERCE

Patent and Trademark Office



102343619

Tab settings

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

1. Name of conveying party(ies):  
MAXXIM MEDICAL, INC.

1-16-03

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

Name: MEDICAL ACTION INDUSTRIES INC

Internal Address:

Street Address: 800 Prime Place

City: Hauppauge

State: NY

ZIP: 11787

Additional names(s) of conveying party(ies)  Yes  No

3. Nature of conveyance:

- Assignment  Merger
- Security Agreement  Change of Name
- Other

Execution Date: December 18, 2002

Additional name(s) & address(es) attached?  Yes  No

4. Application number(s) or patent numbers(s):

If this document is being filed together with a new application, the execution date of the application is:

A. Patent Application No.(s)

B. Patent No.(s)

4,494,652;	4,520,926	D330,427
4,874,103;		
5,690,242;		

Additional numbers attached?  Yes  No

5. Name and address of party to whom correspondence concerning document should be mailed:

Name: Meyer A. Gross, Esq.

Internal Address:

Schweitzer Cornman Gross & Bondell LLP

Street Address: 292 Madison Avenue

19th Floor

City: New York

State: NY

ZIP: 10017

6. Total number of applications and patents involved: 5

7. Total fee (37 CFR 3.41):.....\$ 200.00

Enclosed - Any excess or insufficiency should be credited or debited to deposit account

Authorized to be charged to deposit account

8. Deposit account number:

19-0748

(Attach duplicate copy of this page if paying by deposit account)

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Statement and signature.

01 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.

Meyer A. Gross

January 10, 2003

Name of Person Signing

Signature

Date

Total number of pages including cover sheet, attachments, and document: 3

Attorney Docket: 0748-037

**NUNC PRO TUNC ASSIGNMENT**

WHEREAS, MAXXIM MEDICAL, INC., a corporation organized and formally existing under the laws of the State of Delaware, located at 4750 118<sup>th</sup> Avenue North, Clearwater, Florida 33762 (the "Assignor"), was the owner of record of the entire right, title and interest in and to the patents listed on Exhibit A annexed hereto and the inventions therein (collectively, the "Patents"); and

WHEREAS, MEDICAL ACTION INDUSTRIES INC., a corporation organized and formally existing under the laws of the State of Delaware, located at 800 Prime Place, Hauppauge, New York 11787 (the "Assignee"), on October 25, 2002, acquired said Patents; and

WHEREAS, the parties wish to reaffirm and ratify the assignment of October 25, 2002, to identify and transfer to the Assignee the Patents and the inventions therein and to formalize said assignment for purposes of recordation;

NOW, THEREFORE, for One (\$1.00) Dollar and other good and valuable consideration, received from the Assignee, the receipt and sufficiency of which is hereby acknowledged, Assignor has sold, assigned and transferred and by these presents, does hereby sell, assign and transfer, nunc pro tunc, as of October 25, 2002 unto the said Assignee all rights, title and interest in and to the said Patents and the inventions therein together with the right to sue and collect for past infringements thereof, this 18<sup>th</sup> day of December 2002.

MAXXIM MEDICAL, INC.

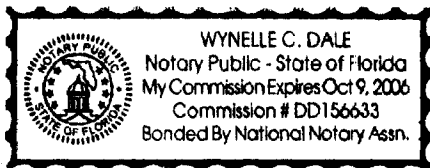
By: *Dennis Cochill*  
Name: Dennis Cochill  
Title: Executive Vice President Finance

STATE OF FLORIDA        )  
                                  : ss.:  
COUNTY OF PIDELLAS

On this 18<sup>th</sup> day of December 2002, before me personally appeared Dennis Cochill, the person who signed the foregoing NUNC PRO TUNC ASSIGNMENT, who acknowledged to me that he signed it as a free act and on behalf of MAXXIM MEDICAL, INC.

[SEAL]

*Wynelle C. Dale*  
Notary Public



**EXHIBIT A**

<b><u>Patent:</u></b>	<b><u>Patent No.:</u></b>	<b><u>Issue Date:</u></b>
Container for Sharps	4,494,652	01/22/1985
Receptacle for Receiving Infectious Waste Material	4,874,103	10/17/1989
Sharps Disposal Container Cap Securement Arrangement	5,690,242	11/25/1997
Combined Disposable Bag and Disinfectant Container for Sterilizing Infectious Waste	D330,427	10/20/1992
Container for Sharps	4,520,926	06/04/1985