

04-15-2003

Docket No.: 2530-0002

U.S. DEPARTMENT OF COMMERCE  
Patent and Trademark Office



102420313

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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):

Oratec Interventions, Inc.

4-14-03

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

Name: Smith & Nephew, Inc.

Internal Address: \_\_\_\_\_

Additional names(s) of conveying party(ies)

☐ Yes ☒ No

3. Nature of conveyance:

☒ Assignment

☐ Merger

☐ Security Agreement

☐ Change of Name

☐ Other \_\_\_\_\_

Street Address: 1450 Brooks Road

City: Memphis

State: TN

ZIP: 38116

Execution Date: April 7, 2003

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)

5,980,504

6,261,311

Additional numbers attached? ☐ Yes ☒ No

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

Name: George K. Stacey

Internal Address: Smith & Nephew, Inc.

6. Total number of applications and patents involved: 2

7. Total fee (37 CFR 3.41):.....\$ 80.00

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

☒ Authorized to be charged to deposit account

8. Deposit account number:

19-2563

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

Street Address: 1450 Brooks Road

4/15/2003 ECOMPER 00000130 192563 5900504

01 FC:0021 40.00 CH

City: Memphis

State: TN

ZIP: 38116

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.

George K. Stacey, Reg. No. 35,688

Name of Person Signing

Signature

April 7, 2003

Date

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

## ASSIGNMENT

For good and valuable consideration, the receipt of which is hereby acknowledged, Oratec Interventions, Inc., a Delaware corporation located at 3700 Haven Court, Menlo Park, California 94025 ("Oratec"), by virtue of the signature appearing hereunder:

Does hereby sell, assign, and transfer to Smith & Nephew, Inc., a Delaware corporation located at 1450 Brooks Road, Memphis, Tennessee 38116 ("Smith & Nephew"), its successors, assigns, and transferees, (i) the entire right, title, and interest to the following United States Patents:

PATENT NO.

ISSUE DATE

5,980,504

November 9, 1999

6,261,311

July 17, 2001

and (ii) all rights to enforce the foregoing rights including the right to sue and recover all income, royalties, damages, and payments now or hereafter due or payable with respect to any of the foregoing rights, including, without limitation, damages for past, present, or future infringement thereof (parts (i) and (ii) referred to collectively as "*Assigned Rights*"). The Assigned Rights are free and clear of all and any pledge, lien, collateral assignment, security interest, mortgage, title retention, conditional sale, or other security arrangement, or any charge, adverse claim of title, ownership, or right to use, or any other encumbrance of any kind, except that Oratec has entered into the non-exclusive license(s) identified on Exhibit A to this Assignment.

Oratec covenants with Smith & Nephew, its successors, assigns, and transferees that it will not hereafter make any assignment, grant, mortgage, license, or other agreement affecting the rights, titles, and interests of the Assigned Rights. Oratec further covenants that it has the full right to convey the rights, titles, and interests assigned by this Assignment.

7 APR 03  
Date

Joel Petrow  
Signature

By JOEL PETROW

Title Assistant Secretary

State of Tennessee :

: ss.

County of Shelby :

Before me this 7<sup>th</sup> day of April, 2003, personally  
appeared Joel Petrow known to me to be the person whose  
name is subscribed to the foregoing Assignment and acknowledged that he executed the same as  
his free act and deed for the purposes therein contained.

Reba G. King  
Notary Public

My Commission Expires:  
May 11, 2004

[Notary's Seal Here]

