


Attorney Docket No. 020489-001400US

<b>Form PTO-1595</b> (Rev. 10-02) OMB No. 0651-0027 (exp. 6/31/2002)		<b>Recordation Form Cover Sheet</b> <b>PATENTS ONLY</b>		U.S. Department of Commerce U.S. Patent and Trademark Office	
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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):  <b>ERIC A. GOLDFARB et al.</b>		2. Name and address of receiving party(ies)  <b>EVALVE, INC.</b> <b>2761A Fair Oaks Avenue</b> <b>Redwood City, California 94063</b>			
Additional name(s) of conveying party(ies) attached? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No.		Additional name(s) and 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: <u>9/12/03; 8 Sep 03; 9/8/03; 9/22/03;</u> <u>9/8/03; 09/19/03; and 9/12/03</u>			
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): <u>US Application</u> <u>No. 10/441,531 filed 5/19/03</u>  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>Lynn M. Thompson</b> <b>TOWNSEND AND TOWNSEND AND CREW LLP</b> <b>Two Embarcadero Center, Eighth Floor</b> <b>San Francisco, California 94111-3834</b> <b>(415) 576-0200</b>		6. Total number of applications and patents involved <u>1</u>  7. Total fee (37 CFR 3.41): <u>\$40.00</u>  <input type="checkbox"/> Enclosed <input checked="" type="checkbox"/> Authorized to be charged to deposit account			
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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>					
<b>Lynn M. Thompson</b> Name of Person Signing Atty. Reg. No. 47,991		 Signature		<u>October 20, 2003</u> Date	
Total number of pages including cover sheet, attachments and documents: <u>5</u>					

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1. Additional name(s) of conveying party(ies):  
(Continued from Page 1)

ALFRED H. RASCHDORF, Jr.  
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JAN KOMTEBEDDE  
FEROLYN T. POWELL

2. Additional name(s) and address(es) of receiving party(ies):  
(Continued from Page 1)

3. Additional application number(s) or patent number(s):  
(Continued from Page 1)

A. Patent Application No.(s)

B. Patent No.(s)

60064586 v1

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**ASSIGNMENT OF PATENT APPLICATION**

JOINT

WHEREAS, **ERIC A. GOLDFARB** of 140 Jersey Street, San Francisco, CA 94114; **ALFRED H. RASCHDORF, Jr.** of 3421A 16th Street, San Francisco, CA 94114; **JAIME E. SARABIA** of 467 S. 3rd Street, #1, San Jose, CA 95112; **SYLVIA WEN CHIN FAN** of 3868 21st Street, San Francisco, CA 94114; **KENT D. DELL** of 1131 Grand Street, Redwood City, CA 94061; **JAN KOMTEBEDDE** of 23360 Deerfield Road, Los Gatos, CA 95033; and **FEROLYN T. POWELL** of 55 Caselli Avenue, San Francisco, CA 94114 hereinafter referred to as "Assignors," are the inventors of the invention described and set forth in the below-identified application for United States Letters Patent:

Title of Invention: *FIXATION DEVICES AND METHODS  
FOR ENGAGING TISSUE*

Date(s) of execution  
of Declaration: 9/12/03; 8 SEP 02; 9/8/03; 9/22/03; 9/8/03; 09/19/03;  
and 9/12/03

Filing Date: May 19, 2003

Application No.: 10/441,531; and

WHEREAS, **EVALVE, INC.**, a corporation of the State of Delaware, located at 2761A Fair Oaks Avenue, Redwood City, CA, 94063, hereinafter referred to as "ASSIGNEE," is desirous of acquiring an interest in the invention and application and in any U.S. Letters Patent and Registrations which may be granted on the same;

For good and valuable consideration, receipt of which is hereby acknowledged by Assignors, Assignors have assigned, and by these presents do assign to Assignee all right, title and interest in and to the invention and application and to all foreign counterparts (including patent, utility model and industrial designs), and in and to any Letters Patent and Registrations which may hereafter be granted on the same in the United States and all countries throughout the world, and to claim the priority from the application as provided by the Paris Convention. The right, title and interest is to be held and enjoyed by Assignee and Assignee's successors and assigns as fully and exclusively as it would have been held and enjoyed by Assignors had this Assignment not been made, for the full term of any Letters Patent and Registrations which may be granted thereon, or of any division, renewal, continuation in whole or in part, substitution, conversion, reissue, prolongation or extension thereof.

Assignors further agree that they will, without charge to Assignee, but at Assignee's expense, (a) cooperate with Assignee in the prosecution of U.S. Patent applications and foreign counterparts on the invention and any improvements, (b) execute, verify, acknowledge and deliver all such further papers, including patent applications and instruments of transfer, and (c) perform such other acts as Assignee lawfully may request to obtain or maintain Letters Patent and Registrations for the invention and improvements in any and all countries, and to vest title thereto in Assignee, or Assignee's successors and assigns.

Assignors hereby authorize and request Townsend and Townsend and Crew LLP, Two Embarcadero Center, 8<sup>th</sup> Floor, San Francisco, CA 94111-3834, to insert herein above the application number and filing date of said application when known.

Assignment  
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IN TESTIMONY WHEREOF, Assignors have signed their names on the dates indicated.

Dated: 9/12/03

  
 Eric A. Goldfarb

Dated: 8 SEP 03

  
 Alfred H. Raschdorf

Dated: 9/8/03

  
 Jaime E. Sarabia

Dated: 9/24/03

  
 Sylvia Wen Chin Fan

Dated: 9/8/03

  
 Kent D. Dell

Dated: 05/15/03

  
 Jan Komtebedde

Dated: 9/12/03

  
 Ferolyn T. Powell

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