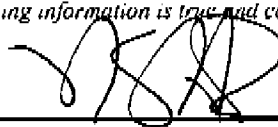
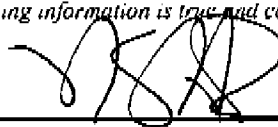
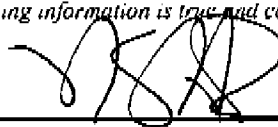


# RECORDATION FORM COVER SHEET PATENTS ONLY

Docket No.: 3518.1016-000

To the Director of the U S Patent and Trademark Office: Please record the attached original documents or copy thereof

<p>1. Name of conveying party(ies)</p> <p><u>John A. Sazy</u></p> <p>Additional name(s) of conveying party(ies) attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p>	<p>2. Name and address of receiving party(ies)</p> <p>Name: <u>DePuy AcroMed, Inc.</u></p> <p>Internal Address: _____</p> <p>_____</p> <p>Street Address: <u>325 Paramount Drive</u></p> <p>City: <u>Raynham</u> State: <u>MA</u> ZIP: <u>02767</u></p> <p>Additional name(s) &amp; address(es) attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p>			
<p>3. Nature of conveyance:</p> <p><input checked="" type="checkbox"/> Assignment <input type="checkbox"/> Merger</p> <p><input type="checkbox"/> Security Agreement <input type="checkbox"/> Change of Name</p> <p><input type="checkbox"/> Other _____</p> <p>Execution Date: <u>08/28/2002</u></p>	<p>4. Application number(s) or patent number(s)</p> <p>If this document is being filed together with a new application, the execution date of the application is: _____</p> <table style="width: 100%;"> <tr> <td style="width: 50%;"> <p>A. Patent Application No.(s)</p> <p><u>09/471,312</u></p> </td> <td style="width: 50%;"> <p>B. Patent No (s)</p> <p>_____</p> </td> </tr> </table> <p style="text-align: center;">Additional numbers attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p>	<p>A. Patent Application No.(s)</p> <p><u>09/471,312</u></p>	<p>B. Patent No (s)</p> <p>_____</p>	
<p>A. Patent Application No.(s)</p> <p><u>09/471,312</u></p>	<p>B. Patent No (s)</p> <p>_____</p>			
<p>5. Name and address of party to whom correspondence concerning document should be mailed:</p> <p>Name: <u>N. Scott Pierce</u></p> <p>Internal Address: _____</p> <p><u>Hamilton, Brook, Smith &amp; Reynolds, P.C.</u></p> <p>Street Address: <u>530 Virginia Road, P.O. Box 9133</u></p> <p>City: <u>Concord</u> State: <u>MA</u> ZIP: <u>01742-9133</u></p>	<p>6. Total number of applications and patents involved: <u>[ 1 ]</u></p> <p>7. Total Fee (37 C.F.R. 3.41): <u>\$ 40.00</u></p> <p><input type="checkbox"/> Enclosed</p> <p><input checked="" type="checkbox"/> Authorized to charge any deficiencies or credit any overpayment to deposit account number 08-0380</p> <p><input checked="" type="checkbox"/> Authorization to charge deposit account number 08-0380</p> <p>Attach a copy of this page if paying by deposit account and filing via mail</p> <p>Do not attach a copy of this page if paying by deposit account and filing via facsimile</p>			
<p><b>DO NOT USE THIS SPACE</b></p>				
<p>8. Statement and signature.</p> <p><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></p> <table style="width: 100%;"> <tr> <td style="width: 30%; text-align: center;"> <p><u>N. Scott Pierce</u></p> <p>Name of Person Signing</p> </td> <td style="width: 30%; text-align: center;"> <p></p> <p>Signature</p> </td> <td style="width: 30%; text-align: center;"> <p><u>3/11/04</u></p> <p>Date</p> </td> </tr> </table> <p style="text-align: right;">Total number of pages including cover sheet, attachments, and document: <u>[ 3 ]</u></p>		<p><u>N. Scott Pierce</u></p> <p>Name of Person Signing</p>	<p></p> <p>Signature</p>	<p><u>3/11/04</u></p> <p>Date</p>
<p><u>N. Scott Pierce</u></p> <p>Name of Person Signing</p>	<p></p> <p>Signature</p>	<p><u>3/11/04</u></p> <p>Date</p>		

CH \$40.00 080380 09471312

## Appendix C

Sole Inventor

### A S S I G N M E N T

Serial No. 09/471,312  
Filed

WHEREAS, John Sazy, MD, residing at 3217 Omega Drive, Arlington, TX 76014 (hereinafter called "Assignor"), has made certain new and useful inventions or discoveries relating to a Banana-shaped interbody fusion device

for which he has on the            day of            , 200    executed an application for Letters Patent of the United States; and

WHEREAS, DePuy Acromed, Inc., a corporation of the State of Ohio, (hereinafter called "Assignee"), is desirous of acquiring the entire right, title, and interest therein;

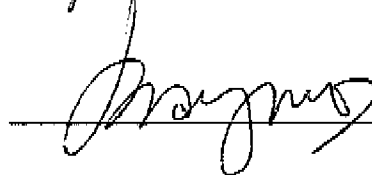
NOW, THEREFORE, BE IT KNOWN that for and in consideration of the sum of Five Thousand Dollars and other valuable considerations to him moving, the receipt of which is hereby acknowledged, Assignor has sold, assigned, and transferred, and does hereby sell, assign, and transfer unto said Assignee the entire right, title, and interest in and to the Pre-existing Intellectual Property, including but not limited to all said inventions and discoveries disclosed in said application whose identification above by serial number and filing date, when available is hereby authorized, and in and to said application, all substitutions, divisions, and continuations thereof, and in and to all Letters Patent, United States and foreign, that may be granted for said inventions and discoveries, and in and to all extensions, renewals, and reissues thereof, the same to be held and enjoyed by said Assignee, its successors and assigns, as fully and entirely as the same would have been held and enjoyed by Assignor if this Assignment and sale had not been made;

And Assignor hereby authorizes and requests the Commissioner of Patents of the United States to issue said Letters Patent in accordance with this Assignment;

And for the consideration aforesaid, Assignor covenants and agrees with said Assignee that he has a full and unencumbered title to the inventions and discoveries above described and hereby assigned, which title he warrants unto said Assignee, its successors and assigns;

And for the consideration aforesaid, Assignor further covenants and agrees that he will, whenever requested, but without cost to him promptly communicate to said Assignee or its representatives any facts known to him relating to said inventions and discoveries, testify in any interference or legal proceedings involving said inventions and discoveries, and execute any additional papers that may be necessary to enable said Assignee or its representatives, successors, nominees, or assigns to secure full and complete protection for the said inventions and discoveries or that may be necessary to vest in said Assignee the complete title to the said inventions and discoveries and patents hereby conveyed and to enable it to record said title.

IN TESTIMONY WHEREOF, Assignor has hereunto set his hand and seal  
this day of ~~28th~~ 2002, August.

 (L.S.)

STATE OF TEXAS  
COUNTY OF TARRANT ss.

BE IT REMEMBERED, That on this 28th day of Aug., 2002 before me, a Notary Public, personally appeared John Sazy, who I am satisfied is the person named in and who executed the foregoing instrument in my presence, and I having first made known to him the contents thereof, he did acknowledge that he signed, sealed, and delivered the same as his voluntary act and deed for the uses and purposes therein expressed.

Notary Public

