



02-10-2004

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FORM PTO-1395
(Rev. 10/02)

RECC

Docket No.: 56248-135 (AXYL-155DV)

102665460
PATENTS ONLYU.S. DEPARTMENT OF COMMERCE
Patent and Trademark Office

To the Honorable Commissioner for Patents and Trademarks: Please record the attached original documents or copy thereto:

1. Name of Conveying Party(ies):

Paul V. Fenton, Jr.

1/28/04

Additional name(s) of conveying party(ies) attached? ☐ Yes ☒ No

3. Nature of Conveyance:

☒ Assignment☐ Merger☐ Security Agreement☐ Change of Name☐ Other

Execution Date: 12/1/00

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

Name: Axya Medical, Inc.

Address: 100 Cummings Center, Suite 444C
Beverly, MA 01915Additional name(s) & address(es) attached? ☐ Yes ☒ No

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

If the document is being filed together with a new application, the execution date of the application is: 1/14/04

A. Patent Application No(s).

10/202767

B. Patent No(s).

Additional numbers attached? ☐ Yes ☒ No

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

Name: Mark G. Lappin, P.C.

Internal Address: MCDERMOTT, WILL & EMERY

Street Address: 28 State Street

City: Boston State: MA Zip: 02109-1775

6. Total number of applications and patents involved: 1

7. Total fee (37 CFR 3.41)

\$40.00

☐ Enclosed☒ Authorized to be charged to deposit account

8. Deposit account number:

50-1133

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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.

Jeffrey J. Miller, Reg. No.: 39,773

1-26-04

Name and Registration No. of Person Signing

Signature

Date

Total number of pages including cover sheet:

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PATENT
REEL: 014955 FRAME: 0338

DOCKET NO.: 56248-069 (AXYL-155)

ASSIGNMENT OF PATENT RIGHTS

I, **Paul V. Fenton, Jr., One Flint Street, Marblehead, Massachusetts, 01945**, for good and valuable consideration paid to me by

AXYA MEDICAL, INC.

a Delaware Corporation, having its principal place of business at **100 Cummings Center, Suite 444C, Beverly, Massachusetts 01915**, the receipt of which is hereby acknowledged, do hereby sell, assign and transfer unto said

AXYA MEDICAL, INC.

its successors and assigns, my entire interest for the United States of America and all foreign countries including all rights of priority under the International Convention for the Protection of Industrial Property in a certain invention or improvement in

**SURGICAL STAPLER AND METHOD OF APPLYING
PLASTIC STAPLES TO BODY TISSUE**

described in United States patent application Serial No. 09/608,299, filed **June 30, 2000**, and Provisional Patent Application U.S.S.N. 60/141,740, filed **June 30, 1999**, in the United States Patent and Trademark Office, and all Letters Patent of the United States and all foreign countries which may or shall be granted on said invention, or any parts thereof, or any nonprovisional, divisional, continuing, reissue or other applications based in whole or in part on said provisional application(s).

And I agree, for myself and my executors and administrators, with said corporation and its successors and assigns but at its or their expense and charges, hereafter to execute all applications, amended specifications, deed or other instrument, and to do all acts necessary or proper to secure the grant of Letters Patent in the United States and in all other countries to said corporation, with specifications and claims in such form as shall be approved by the counsel of said corporation and to vest and confirm in said corporation, its successors and assigns, the legal title to all such patents.

And I do hereby authorize and request the Commissioner of Patents and Trademarks of the United States to issue such Letters Patent as shall be granted upon said application or applications based thereon to said corporation, its successors and assigns.

WITNESS my hand and seal this 1st day of December, 2000.

By:


Paul V. Fenton, Jr.

State of Massachusetts)
)ss
County of Essex)

Then personally appeared the above named **Paul V. Fenton, Jr.** and acknowledged the foregoing instrument to be his free act and deed, before me, this First day of December, 2000.


Notary Public

My commission expires: 12-2-05

Mark G. Lappin
McDermott Will & Emery
28 State Street
Boston, MA 02109-1775

Attorney Docket No. 56248-069 (AXYL-155)