

03-01-2004

ET

To the Director, U.S. Patent and Trademark Office

d original documents or copy thereof.

<p>1. Name of conveying party(ies): (List if multiple parties) Richard J. Harp</p> <p>Additional name(s) of conveying party(ies) attached? ( ) Yes (X) No</p>	<p>2. Name and address of receiving party(ies): <b>Name:</b> Surgifile, Inc. <b>Street Address:</b> 2122 Subida Terrace <b>City:</b> Carlsbad <b>State:</b> California <b>ZIP:</b> 92009</p> <p>Additional name(s) of receiving party(ies) attached? ( ) Yes (X) No</p>
<p>3. Nature of conveyance: (X) Assignment ( ) Security Agreement ( ) Merger ( ) Change of Name ( ) Other: Execution Date: (List as in section 1 if multiple signatures) February 13, 2004</p>	<p>4. Application number(s) or Patent number(s): (X) Patent Application No.: 10/675,068 Filing Date: September 29, 2003</p> <p>Additional numbers attached? ( ) Yes (X) No</p>
<p>5. Name and address of party to whom correspondence concerning document should be mailed:</p> <p><b>Name:</b> James W. Hill, M.D. KNOBBE, MARTENS, OLSON &amp; BEAR, LLP <b>Customer No.</b> 20,995 <b>Internal Address:</b> Fourteenth Floor <b>Street Address:</b> 2040 Main Street <b>City:</b> Irvine <b>State:</b> CA <b>ZIP:</b> 92614 <b>Attorney's Docket No.:</b> SURGIF.001A</p>	<p>6. Total number of applications and patents involved: One</p> <p>7. Total fee (37 CFR 1.21(h)): \$40 (X) Enclosed</p> <p>8. Deposit account number: 11-1410 Please charge this account for any additional fees which may be required, or credit any overpayment to this account.</p>
<p>9. Statement and signature.</p> <p>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.</p> <p><u>James W. Hill, M.D.</u> Name of Person Signing</p> <p><u>46,396</u> Registration No.</p> <p>Total number of pages including cover sheet, attachments and document: 3</p>	

Documents transmitted via Mail to be recorded with required cover sheet information to:

## Mail Stop Assignment Recordation Services

Director, U.S. Patent and Trademark Office

P.O. Box 1450

Alexandria, VA 22313-1450

 FEB 26 AM 6:19  
 OPR/FINANCE
H:\DOCS\KOR\KOR-4206.DOC  
022004

ASSIGNMENT

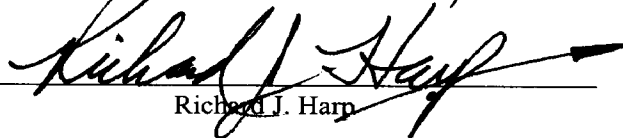
WHEREAS, I, Richard J. Harp, a United States of America citizen, residing at 2122 Subida Terrace, Carlsbad, California, 92009, have invented certain new and useful improvements in a SHIELDED RECIPROCATING SURGICAL FILE for which I have filed an application for Letters Patent in the United States, U.S. Application No. 10/675,068, filed on September 29, 2003;

AND WHEREAS, SURGIFILE, INC. (hereinafter "ASSIGNEE"), a California Corporation, with its principal place of business at 2122 Subida Terrace, Carlsbad, CA 92009, desires to acquire the entire right, title, and interest in and to the said improvements and the said Application:

NOW, THEREFORE, in consideration of the sum of One Dollar (\$1.00) to me in hand paid, and other good and valuable consideration, the receipt of which is hereby acknowledged, I, the said inventor, do hereby acknowledge that I have sold, assigned, transferred and set over, and by these presents do hereby sell, assign, transfer and set over, unto the said ASSIGNEE, its successors, legal representatives and assigns, the entire right, title, and interest throughout the world in, to and under the said improvements, and the said application and all provisional applications relating thereto, and all divisions, renewals and continuations thereof, and all Letters Patent of the United States which may be granted thereon and all reissues and extensions thereof, and all rights of priority under International Conventions and applications for Letters Patent which may hereafter be filed for said improvements in any country or countries foreign to the United States, and all Letters Patent which may be granted for said improvements in any country or countries foreign to the United States and all extensions, renewals and reissues thereof; and I hereby authorize and request the Commissioner of Patents of the United States, and any Official of any country or countries foreign to the United States, whose duty it is to issue patents on applications as aforesaid, to issue all Letters Patent for said improvements to the said ASSIGNEE, its successors, legal representatives and assigns, in accordance with the terms of this instrument.

AND I HEREBY covenant and agree that I will communicate to the said ASSIGNEE, its successors, legal representatives and assigns, any facts known to me respecting said improvements, and testify in any legal proceeding, sign all lawful papers, execute all divisional, continuing and reissue applications, make all rightful oaths and generally do everything possible to aid the said ASSIGNEE, its successors, legal representatives and assigns, to obtain and enforce proper patent protection for said improvements in all countries.

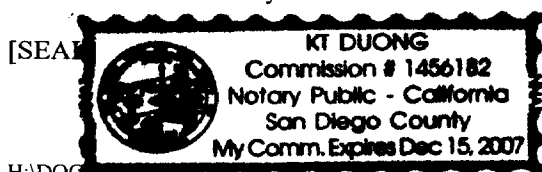
IN TESTIMONY WHEREOF, I hereunto set my hand and seal this 13 day of FEBRUARY, 2004.

  
Richard J. Harp

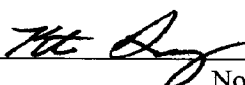
STATE OF CA }  
COUNTY OF San Diego } ss.

On 2/13/04, before me, Kt Duong Notary Public, personally appeared Richard J. Harp personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he executed the same in his authorized capacity(ies), and that by his signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal.



H:\DOCS\NOTARY\KT\DOCS  
012904

  
Notary Signature