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To the Director of the United States Patent and Trademark Office: Please record the attached original documents or copy thereof.

1. Name of conveying party(ies):

Eli Lilly and Company

2. Name and address of receiving party(ies)

Name: Advanced Cardiovascular Systems, Inc.

Internal Address: _____

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

3. Nature of conveyance:

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

Street Address: 3200 Lakeside Drive

City: Santa Clara State: CA Zip: 95054

Execution Date: June 23, 2004

Additional name(s) & address(es) attached? ☐ Yes ☒ No

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)

08/412,143 filed March 28, 1995 (abandoned)

09/621,458 filed July 21, 2000 (abandoned)

B. Patent No.(s)

6,132,423 issued October 17, 2000

Additional numbers attached? ☐ Yes ☐ No

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

Name: Gunther O. Hanke, Reg. No. 32,989

Internal Address: Fulwider Patton Lee

& Utech LL

Street Address: Howard Hughes Center

6060 Center Drive, Tenth Floor

City: Los Angeles State: CA Zip: 90045

6. Total number of applications and patents involved: ☒ 3

7. Total fee (37 CFR 3.41).....\$ 120.00

☐ Enclosed☒ Authorized to be charged to deposit account

8. Deposit account number:

06-2425

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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.

Gunther O. Hanke, Reg. No. 32,989

Name of Person Signing



Signature

August 24, 2004

Date

Total number of pages including cover sheet, attachments, and documents: ☒ 9

Mail documents to be recorded with required cover sheet information to:
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PATENT

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ASSIGNMENT

This Assignment made by Eli Lilly and Company, a Delaware Company of Indianapolis, Indiana (hereinafter Assignor), to ADVANCED CARDIOVASCULAR SYSTEMS, INC., a California corporation (herein after Assignee), having a place of business at 3200 Lakeside Drive, Santa Clara, California 95054-2807.

WHEREAS, Assignor is the owner by assignment of the entire right, title, and interest in and to U.S. Patent Application Serial No. 08/412,143, filed on March 28, 1995, entitled PHOTODYNAMIC THERAPY SYSTEM AND METHOD, and all continuations thereof, including U.S. Patent Application Serial No. 08/897,812 filed on July 21, 1997, which matured in U.S. Patent No. 6,132,423 and U.S. Patent Application No. 09/621,458 filed July 21, 2000;

WHEREAS, the two co-inventors have assigned all right, title and interest in the inventions described in aforesaid patent application to the Assignor in a separately executed assignment recorded in the U.S. Patent and Trademark Office on Reel 7787 Frame 0187 and Reel 7787 Frame 0193 respectively;

WHEREAS, Assignee desires to acquire by formal, recordable assignment the entire right, title and interest in and to said inventions described in the aforesaid patent applications, and any Letters Patents, Patent Term Extensions, Utility Models (herein thereafter referred to as Patent(s) that may be granted for said invention in the United States and throughout the world;

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Assignor hereby sells, assigns and transfers to Assignee, the entire right, title and interest in and to said invention, said application, and any Letters Patent

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Assignor hereby sells, assigns and transfers to Assignee, the entire right, title and interest in and to said invention, said application, and any Letters Patent granted for said invention in the United States and throughout the world, including the right to file foreign applications directly in the name of the Assignee and to claim for any such foreign applications any priority rights to which such applications are entitled under international conventions, treaties or otherwise.

Further, Assignor agrees that, upon request and without further compensation, but at no expense to Assignor, and their legal representative(s) and assigns will do all lawful acts, including the execution of papers and the giving of testimony, that may be necessary or desirable for obtaining, sustaining, reissuing or enforcing Letters Patent in the United States and throughout the world for said invention, and for perfecting, recording or maintaining the title of Assignee, its successors and assigns, to said invention, said application, and any Letters Patent granted for said invention in the United States and throughout the world.

Assignor represents and warrants that they have not granted and will not grant to others any rights inconsistent with the rights granted herein.

Assignor authorizes and requests the Commissioner of Patents and Trademarks of the United States and of all foreign countries to issue any Letters Patent granted for said invention, whether on said application or on any subsequently filed division, continuation, continuation-in-part or reissue application, to Assignee, its successors and assigns, as the assignee of the entire interest in said invention.

IN WITNESS WHEREOF, Assignor has executed this Assignment on the date written
herein below.

Assignor
Eli Lilly and Company

Date: June 23, 2004

By: Douglas K. Norman

Title: General Patent Counsel

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