

10-20-2004

To the Honorable Commissioner of Patents and Trademarks

1. Name of conveying party(ies):

Mark S. Ortiz
Robert Hugh McKenna
William J. Krammer
Michael J. Stokes
Foster B. Stulen

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

3. Nature of conveyance:

x Assignment Merger
Security Agreement Change of Name
Other _____

Execution Date: February 3, 2004

Original documents or copy thereof.

Name and address of receiving party(ies):

Name: Ethicon-Endo Surgery, Inc.

Internal Address: _____

Street Address 4545 Creek Road, #97

City: Cincinnati State: OH ZIP: 45242

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) 10/675,497

B. Patent No.(s)

Additional numbers attached? Yes ☐ No ☒

5. Name and address of party to whom correspondence

Concerning document should be mailed:

Name: David E. Franklin

Internal Address: FROST BROWN TODD LLC

Street Address: 2200 PNC CENTER
201 East Fifth Street

City: Cincinnati State: OH ZIP: 45202

6. Total number of applications and patents involved:

7. Total fee (37 CFR 3.41).... \$ 40.00

x Enclosed

Authorized to be charged to deposit account

06-2226

8. Deposit Account Number

(Attach duplicate copy of this page if paying by deposit account)

DO NOT USE THIS SPACE

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.

David E. Franklin, Reg. No. 39,194

Name of Person Signing, Registration Number

David E. Franklin
Signature

2/20/04
Date

Total number of pages including cover sheet, attachments, and document

8

ASSIGNMENT

DOCKET NO. END-5135

Serial No. 10/674,497

Filed September 30, 2003

WHEREAS, Mark S. Ortiz, a citizen of the United States, residing at 1145 Glen Echo Lane, Milford 45150, County of Clermont, and State of Ohio; Robert Hugh McKenna, a citizen of the United States, residing at 8197 Hearthstone Court, Cincinnati 45241, County of Hamilton, and State of Ohio; William J. Kraimer, a citizen of the United States, residing at 4410 Placepointe Drive, Mason 45040, County of Warren, and State of Ohio; Michael J. Stokes, a citizen of the United States, residing at 8 Sleepy Hollow Lane, Cincinnati 45244, County of Clermont, and State of Ohio, and Foster B. Stulen, a citizen of the United States, residing at 6245 Bridgewater Court, Mason 45040, County of Warren, and State of Ohio, (hereinafter referred to as "ASSIGNORS"), have made certain new and useful inventions or discoveries relating to a SINGLE LUMEN ANASTOMOSIS APPLIER FOR SELF-DEPLOYING FASTENER, for which they have this day executed an application for Letters Patent of the United States; and

WHEREAS, Ethicon, Inc., a corporation formed under the laws of the State of Ohio, (hereinafter referred to as "ASSIGNEE"), is desirous of acquiring Assignors' entire right, title, and interest therein:

NOW, THEREFORE, BE IT KNOWN that for and in consideration of the sum of One Dollar and other valuable considerations to them moving, the receipt of which is hereby acknowledged, Assignors have sold, assigned, and transferred, and do hereby sell, assign and transfer unto said Assignee their entire right, title and interest in and 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 Assignees, its successors and assigns, as fully and entirely as the same would have been held and enjoyed by Assignors if this Assignment and sale had not been made;

And Assignors hereby authorize and request the Commissioner of Patents of the United States to issue said Letters Patent in accordance with this Assignment;


And for the consideration aforesaid, Assignors covenant and agree with said Assignee that he has a full and unencumbered title to the inventions and discoveries above described and hereby assigned, which title they warrant unto said Assignee, its successors and assigns;

And for the consideration aforesaid, Assignors further covenant and agree that they will, whenever requested, but without cost to them promptly communicate to said Assignee or its representatives any facts known to them 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.

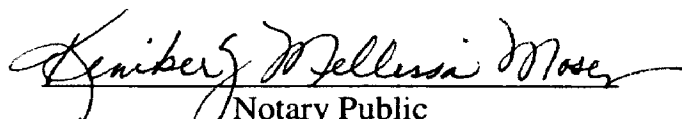
IN TESTIMONY WHEREOF, Assignor has hereunto set his hand and seal this 03rd day of February, 2004.

(L.S.)


Mark S. Ortiz

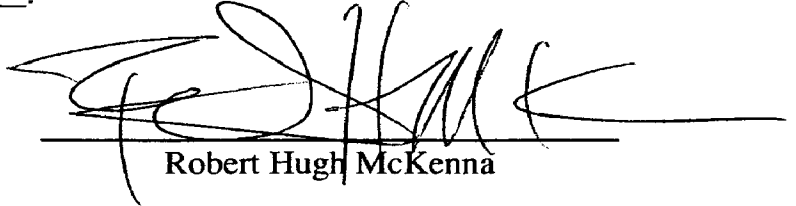
STATE OF Ohio)
COUNTY OF Hamilton) ss:

BE IT REMEMBERED, That on this 3rd day of , February, before me, a Notary Public, personally appeared Mark S. Ortiz, 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
KIMBERLY MELLISSA MOSES
NOTARY PUBLIC, STATE OF OHIO
MY COMMISSION EXPIRES 09-23-06


IN TESTIMONY WHEREOF, Assignor has hereunto set his hand and seal this 3RD day
of February, 2004.

(L.S.)


Robert Hugh McKenna

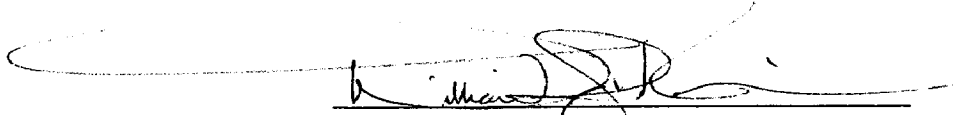
STATE OF Ohio)
COUNTY OF Hamilton) ss:

BE IT REMEMBERED, That on this 3RD day of February,
2004, before me, a Notary Public, personally appeared Robert H. McKenna, 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.


KIMBERLY MELISSA MOSES
NOTARY PUBLIC, STATE OF OHIO
MY COMMISSION EXPIRES 09-23-06

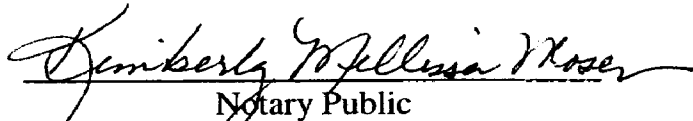
IN TESTIMONY WHEREOF, Assignor has hereunto set his hand and seal this 3RD day
of February, 2004.

(L.S.)


William J. Kraimer

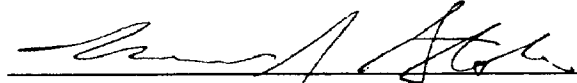
STATE OF Ohio)
COUNTY OF Hamilton) ss:

BE IT REMEMBERED, That on this 3RD day of February,
2004, before me, a Notary Public, personally appeared William J. Kraimer, 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
KIMBERLY MELLISSA MOSES
NOTARY PUBLIC, STATE OF OHIO
MY COMMISSION EXPIRES 09-23-06

IN TESTIMONY WHEREOF, Assignor has hereunto set his hand and seal this 5th day
of February, 2004.

(L.S.)



Michael J. Stokes

STATE OF Ohio)

) ss:

COUNTY OF Hamilton)

BE IT REMEMBERED, That on this 3rd day of February,
2004, before me, a Notary Public, personally appeared Michael J. Stokes, 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.


KIMBERLY MELISSA MOSES
NOTARY PUBLIC, STATE OF OHIO
MY COMMISSION EXPIRES 09-23-06

IN TESTIMONY WHEREOF, Assignor has hereunto set his hand and seal this 3rd day
of February, 2004.

(L.S.)

Foster B. Stulen
Foster B. Stulen

STATE OF Ohio)
COUNTY OF Hamilton) ss:

BE IT REMEMBERED, That on this 3rd day of February,
2004, before me, a Notary Public, personally appeared Foster B. Stulen, 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.

Kimberly Mellissa Moses
Notary Public
KIMBERLY MELLISSA MOSES
NOTARY PUBLIC, STATE OF OHIO
MY COMMISSION EXPIRES 09-23-06

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