

12-15-2004

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12-13-04

To the Director of the U.S. Patent and Trademark Office: Please record the attached documents or the new address(es) below.

1. Name of conveying party(ies)/Execution Date(s):

Cameron McPherson  
Rex W. Shores

Execution Date(s) 09/13/2004, 09/13/2004

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

2. Name and address of receiving party(ies)

Name: Medtronic, Inc.

Internal Address: LC 740

Street Address: 710 Medtronic Parkway N.E.

City: Minneapolis

State: MN

Country: USA Zip: 55432

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

3. Nature of conveyance:

- Assignment  Merger
- Security Agreement  Change of Name
- Government Interest Assignment
- Executive Order 9424, Confirmatory License
- Other Statement under 37 CFR 3.73(b)

4. Application or patent number(s):

This document is being filed together with a new application.

A. Patent Application No.(s)  
10/931,102

B. Patent No.(s)

Additional numbers attached?  Yes  No

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

Name: Haynes and Boone, LLP

Internal Address: Attn: David M. O'Dell

Street Address: 901 Main Street, Suite 3100

City: Dallas,

State: TX Zip: 75202-3789

Phone Number: 972-739-8635

Fax Number: 214-200-0853

Email Address: ipdocketing@haynesboone.com

6. Total number of applications and patents involved: one

7. Total fee (37 CFR 1.21(h) & 3.41) \$ 40.00

- Authorized to be charged by credit card
- Authorized to be charged to deposit account
- Enclosed
- None required (government interest not affecting title)

8. Payment Information

a. Credit Card Last 4 Numbers \_\_\_\_\_  
Expiration Date \_\_\_\_\_

b. Deposit Account Number \_\_\_\_\_

Authorized User Name \_\_\_\_\_

9. Signature:

*David M. O'Dell*  
Signature

12-7-04

Date

David M. O'Dell

Total number of pages including cover sheet, attachments, and documents: 5

Name of Person Signing

Documents to be recorded (including cover sheet) should be faxed to (703) 306-5995, or mailed to:  
Mail Stop Assignment Recordation Services, Director of the USPTO, P.O.Box 1450, Alexandria, V.A. 22313-1450

R-93076.1  
12/14/2004 610N11 00000050 10931102  
01 FC:8021 40.00 UP

**ASSIGNMENT**

WHEREAS, We,

- (1) Cameron McPherson of Fort Worth  
State of Texas, USA
- (2) Rex W. Shores of The Colony,  
State of Texas, USA

have invented certain improvements in

**SURGICAL APPARATUS INCLUDING A HAND-ACTIVATED,  
CONTROL ASSEMBLY AND METHOD OF USING SAME**

for which we have executed an application for Letters Patent of the United States of America,

  X   of even date herewith; and

  X   filed on 8/3/2004 and assigned application number 10/931,102; and

WHEREAS We hereby authorize and request the attorneys of Assignee, Haynes and Boone, LLP, of 901 Main Street, Suite 3100, Dallas, Texas 75202, to insert the filing date and application number of said application when known; and

WHEREAS, Medtronic, Inc. (Assignee), a corporation organized and existing under the laws of the State of Delaware, having its principal office and place of business in the City of Minneapolis, State of Minnesota, is desirous of obtaining the entire right, title, and interest in, to and under the said invention and the said application in the United States of America and in any and all countries foreign thereto;

NOW, THEREFORE, for One Dollar (\$1.00) and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, and other good and valuable consideration, we 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 in, to and under the said invention, and the said application, and all divisional, renewal, substitutional, and continuing applications thereof, and all Letters Patent of the United States of America which may be granted thereon and all reissues and extensions thereof, and all applications for Letters Patent which may be filed for said invention in any country or countries foreign to the United States of America, and all extensions, renewals, and reissues thereof, and all prior patents and patent applications from which a filing priority of the above-described patent application may be obtained, including the right to collect past damages; and we hereby authorize and request the Commissioner of Patents of the United States of America, and any official of any country or countries foreign to the United States of America, whose duty it is to issue patents on applications as aforesaid, to issue all Letters Patent for said invention to the said Assignee, its successors, legal representatives and assigns, in accordance with the terms of this instrument.

AND WE HEREBY covenant that we have full right to convey the entire interest herein assigned, and that we have not executed, and will not execute, any agreement in conflict herewith.

AND WE HEREBY further covenant and agree that we will communicate to said Assignee, its successors, legal representatives and assigns, any facts known to me respecting said invention, and testify in any legal proceedings, sign all lawful papers, execute all divisional, renewal, substitutional, continuing, and reissue applications, make all rightful declarations and/or 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 invention in all countries.

First Inventor Name: Cameron McPherson  
Residence Address: 4620 Paloverde Drive  
Fort Worth, Texas 76137

Dated: 9/13/04

Cameron McPherson  
Name (Inventor Signature)

STATE OF Texas  
COUNTY OF Tarrant

On this the 13 day of September, 2004, before me personally appeared **Cameron McPherson**, to me known (or proved to me on the basis of satisfactory evidence) to be the person described in and who executed the foregoing instrument, and acknowledged that he executed the same as his free act and deed.

WITNESS MY HAND and Seal at office this the 13 day of September, 2004.

K. Krista Pearson-Baird  
Notary Public

My Commission Expires:  
1/28/07



Second Inventor Name: Rex W. Shores  
Residence Address: 4714 Roberts Drive  
The Colony, Texas 75056

Dated: 9/13/04

Rex W. Shores  
Name (Inventor Signature)

STATE OF Texas

COUNTY OF Tarrant

On this the 13 day of September, 2004, before me personally appeared **Rex W. Shores**, to me known (or proved to me on the basis of satisfactory evidence) to be the person described in and who executed the foregoing instrument, and acknowledged that he executed the same as his free act and deed.

WITNESS MY HAND and Seal at office this the 13 day of September, 2004.

K. Krista Pearson-Baird  
Notary Public

My Commission Expires:

1/28/07

