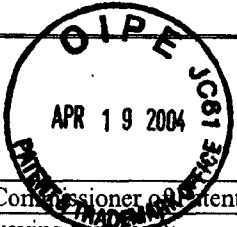


02-04-2005

HEET



102934773

To the Honorable Commissioner of Patents and Trademarks, U.S. Department of Commerce  
original documents or copy thereof.

11-19-04

1. Name of conveying party(ies):  
Kevin A. Harper  
Lawrence Spreckelmeier  
  
Additional name(s) of conveying party(ies) attached? X Yes No

2. Name and address of receiving party(ies):  
Name: Ethicon, Inc.  
  
Internal Address: \_\_\_\_\_  
  
Street Address 4545 Creek Road, #97  
  
City: Cincinnati State: OH ZIP: 45242  
  
Additional name(s) & address(es) attached? Yes No

3. Nature of conveyance:  
Assignment Merger  
Security Agreement Change of Name  
Other \_\_\_\_\_  
  
Execution Date: January 26, 28 and 31, 2004

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)  
10/741,869  
  
B. Patent No.(s)  
  
Additional numbers attached? Yes No

5. Name and address of party to whom correspondence  
Concerning document should be mailed:  
Name: Edwin R. Acheson, Jr.  
  
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: 1  
  
7. Total fee (37 CFR 3.41)... \$ \_\_\_\_\_  
Enclosed  
Authorized to be charged to deposit account  
  
8. Deposit Account Number  
  
(Attach duplicate copy of this page if paying by deposit  
count)

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. 39,194  
Name of Person Signing, Registration Number  
  
David E. Franklin  
Signature  
  
14 Apr 2004  
Date

Total number of pages including cover sheet,  
attachments, and document 9

# ASSIGNMENT

DOCKET NO. END-5176

Serial No. 60/507,916

Filed September 30, 2003

WHEREAS, Randal T. Byrum, a citizen of the United States, residing at 6102 Olde Gate Court, Milford 45150, County of Clermont, and State of Ohio; Kristin L. Jambor, a citizen of the United States, residing at 1316 Duncan Avenue, Cincinnati 45208, County of Hamilton, and State of Ohio; Sean P. Conlon, a citizen of the United States, residing at 6234C North Shadow Hill Way, Loveland 45150, County of Clermont, and State of Ohio; Norman Crawford, a citizen of the United States, residing at 1865 Mark Road, Washington Courthouse 43160, County of Fayette, and State of Ohio; Kevin A. Harper, 6592 Winners Circle, Mason 45040, County of Warren, and State of Ohio; and Lawrence Spreckelmeier, a citizen of the United States, residing at 1043 Richwood Avenue, Cincinnati 45208, County of Hamilton, and State of Ohio, (hereinafter referred to as "ASSIGNORS"), have made certain new and useful inventions or discoveries relating to a **IMPLANTABLE BAND WITH ATTACHMENT MECHANISM**, for which they have executed an application for Letters Patent of the United States, which was filed on the date referenced above.

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;







IN TESTIMONY WHEREOF, Assignor has hereunto set his hand and seal this 21st day  
of January, 2004.

(L.S.)

Kevin A. Harper  
Kevin A. Harper

STATE OF Ohio )  
COUNTY OF Hamilton ) ss:

BE IT REMEMBERED, That on this 21st day of January,  
2004, before me, a Notary Public, personally appeared KEVIN A. HARPER,  
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  
KIMBERLY MELLISSA MOSES  
NOTARY PUBLIC, STATE OF OHIO  
MY COMMISSION EXPIRES 09-23-06