

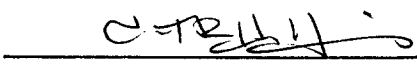
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To the Director, U.S. Patent and Trademark Office

documents or copy thereof.

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<p>1. Name of conveying party(ies): (List using letters or numbers for multiple parties)</p> <p>Gene P. DiPoto</p> <p>Additional name(s) of conveying party(ies) attached?</p> <p>() Yes (X) No</p>	<p>2. Name and address of receiving party(ies):</p> <p>Name: Endius, Inc.</p> <p>Internal Address:</p> <p>Street Address: 23 West Bacon Street</p> <p>City: Plainville State: MA</p> <p>ZIP: 02762</p> <p>Additional name(s) of receiving party(ies) attached?</p> <p>() Yes (X) No</p>
<p>3. Nature of conveyance:</p> <p>(X) Assignment () Security Agreement</p> <p>() Merger () Change of Name</p> <p>() Other:</p> <p>Execution Date: (List as in section 1 if multiple signatures)</p> <p>February 23, 2005</p>	<p>4. US or PCT Application number(s) or US Patent number(s):</p> <p>(X) Patent Application No.: 10/678744</p> <p>Filing Date: October 2, 2003</p> <p>Additional numbers attached?</p> <p>() Yes (X) No</p>
<p>5. Party to whom correspondence concerning document should be mailed:</p> <p>Customer No. 20,995</p> <p>Address: Knobbe, Martens, Olson & Bear, LLP 2040 Main Street, 14th Floor Irvine, CA 92614</p> <p>Return Fax: (949) 760-9502</p> <p>Attorney's Docket No.: ENDIUS.013A</p>	<p>6. Total number of applications and patents involved: one</p>
<p>7. Total fee (37 CFR 1.21(h)): \$40</p> <p>(X) Enclosed</p>	<p>8. Deposit account number: 11-1410</p> <p>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>Curtis R. Huffmire Name of Person Signing</p> <p> Signature</p> <p>March 8, 2005 Date</p> <p>48,877 Registration No.</p> <p>Total number of pages including cover sheet, attachments and document: 2</p>	

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FINANCE SECTION

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ASSIGNMENT

WHEREAS, I, Gene P. DiPoto, a United States citizen, residing at 23 Crockett Road, Upton, MA 01568, with Alan E. Shluzas and Gary L. Lowery, MD, have invented certain new and useful improvements in a MINIMALLY INVASIVE ACCESS DEVICE AND METHOD for which we have filed an application for Letters Patent in the United States, Application No. 10/678744, Filed on October 2, 2003;

AND WHEREAS, ENDIUS, INC. (hereinafter "ASSIGNEE"), a Delaware Corporation, with its principal place of business at 23 West Bacon Street, Plainville, MA 02762, 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, one of the said inventors, 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 us 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 23 day of February, 2005

Gene P. DiPoto
Gene P. DiPoto

STATE OF Massachusetts }
COUNTY OF Norfolk } ss. 013-54-9147

On 2/23/05, before me, Patricia E. Hume, personally appeared Gene P. DiPoto personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same in he authorized capacity, and that by the signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal.

[SEAL]

Patricia E. Hume
Notary Signature.
My commission expires 10/21/05