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REC

U.S. DEPARTMENT OF COMMERCE  
U.S. Patent and Trademark Office

102975438

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

Attachments or the new address(es) below.

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

Primary Care Delivery Corporation

Execution Date: January 10, 2001

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

## 3. Nature of conveyance:

- ☒ Assignment ☐ Merger  
☐ Security Agreement ☐ Change of Name  
☐ Government Interest Assignment  
☐ Executive Order 9424, Confirmatory License  
☐ Other:

## 2. Name and address of receiving party(ies):

Name: Performance Dynamics, Inc.

Internal Address:

Street Address: 3713 South Madison Street

City: Muncie State: IN Zip: 47302

Country: USA

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

## 4. Application or Patent number(s):

A. Patent Application No.(s)

☒ This document is being filed together with a new application.

B. Patent No.(s)

Additional number(s) attached? ☐ Yes ☒ No

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

Name: Daniel J. Lueders

Woodard, Emhardt, Moriarty, McNett & Henry LLP  
111 Monument Circle, Suite 3700  
Indianapolis, IN 46204

Phone: (317) 634-3456 Fax: (317) 637-7561

## 6. Total number of applications and patents involved: 1

## 7. Total fee (37 CFR 1.21(h) and 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: 1425  
Expiration Date: 04/06  
b. Deposit account number:  
Authorized User Name:

## 9. Signature:

Daniel J. Lueders  
Name of Person Signing  
Signature03/24/05  
Date

Total number of pages including cover sheet, attachments, and document: 3

## CERTIFICATE OF MAILING OR TRANSMISSION

hereby certify that this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR Section 1.10 on March 24, 2005 with Express Mail Label Number EV46869022US in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Name (Print/Type) Danielle Y. Sneed

Signature

Date March 24, 2005

PATENT

REEL: 016430 FRAME: 0788

## ASSIGNMENT NUNC PRO TUNC

WHEREAS, Primary Care Delivery Corporation, having its principal office and place of business at 2401 University Avenue, Muncie, Indiana 47303-3499 hereinafter called the "Assignor," for the United States patent application Serial No. 08/695,873, filed August 12, 1996, titled INSTRUMENTS FOR DIAGNOSING AND TREATING SOFT TISSUES; and

WHEREAS, PERFORMANCE DYNAMICS, INC., having its principal office and place of business at 3713 South Madison Street, Muncie, Indiana 47302-5758, hereinafter called the "Assignee," acquired the entire rights, titles and interests in and to said invention, the application identified above, and in, to and under Letters Patent which may be obtained for said invention, as hereinafter more fully set forth on June 19, 1998 in a document titled "Performance Dynamics, Inc. Ownership Transfer and Services Agreement";

NOW THEREFORE, TO ALL WHOM IT MAY CONCERN, be it known that the said Assignor has sold, assigned and transferred, and by these presents did sell, assign and transfer unto the said Assignee, the entire rights, titles and interests for the United States in and to the invention and application hereinabove identified, and any Letters Patent of the United States that may issue for said invention, together with the entire rights, titles and interests in and to said inventions and applications for Letters Patent and Letters Patent therefor in all countries foreign to the United States, including the full rights to claim for any such applications all benefits and priority rights under any applicable convention; to have and to hold for the sole and exclusive use and benefit of the said Assignee, its successors and assigns, to the full end of the terms for which any and all of said Letters Patent for said inventions may issue.

And the said Assignor did covenant and agree, for himself and his legal representatives, that he will assist his said Assignee in the prosecution of these applications herein identified; in the making and prosecution of any other applications for Letters Patent that the said Assignee may elect to make covering the inventions herein identified, as hereinbefore set forth; in vesting in the said Assignee like exclusive title in and to all such other applications and Letters Patent; and in the prosecutions of any interference which may arise involving said inventions, or any application or Letters Patent herein contemplated; and that he will execute and deliver the said Assignee any and all additional papers which may be requested by the said Assignee to fully carry out the terms of this Assignment.

And the Commissioner of Patents and Trademarks is hereby authorized and requested to issue Letters Patent to said Assignee in accordance with the terms of this Assignment.

IN TESTIMONY WHEREOF, the said Assignor has hereunto set his hand and affixed his seal this 10 day of JAN, <sup>2001</sup>~~2000~~

PRIMARY CARE DELIVERY CORPORATION

By: [Signature] PRESIDENT  
Signature Title

THOMAS K GARDNER 1/10/01  
Printed Name Date

STATE OF INDIANA )  
) SS:  
COUNTY OF DELAWARE

Subscribed and sworn to before me, a Notary Public, this 10<sup>th</sup> day of JANUARY <sup>2001</sup>~~2000~~.

[Signature]  
Notary Public

DEBORAH PAUL  
Printed Name

My Commission Expires:

AUGUST 12, 2008

My County of Residence:

DELAWARE  
493823