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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)**

Society De Fabrication De Materiel Orthopedique, S.A.

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

**3. Nature of conveyance/Execution Date(s):**

Execution Date(s) 12/17/04

- ☒ Assignment ☐ Merger  
☐ Security Agreement ☐ Change of Name  
☐ Joint Research Agreement  
☐ Government Interest Assignment  
☐ Executive Order 9424, Confirmatory License  
☐ Other \_\_\_\_\_

**2. Name and address of receiving party(ies)**

Name: SDGI Holdings, Inc.

Internal Address: Suite 508

Street Address: 300 Delaware Avenue

City: Wilmington

State: Delaware

Country: U.S. Zip: 19801

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

**4. Application or patent number(s):**

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

A. Patent Application No.(s)

10/280,703

B. Patent No.(s)

6,793,658

Additional numbers attached? ☐ Yes ☒ No

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

Name: Krieg DeVault, LLP, Douglas A. Collier

Internal Address: Suite 2800

Street Address: One Indiana Square

City: Indianapolis

State: Indiana Zip: 46204-2079

Phone Number: 317-636-4341

Fax Number: 317-238-6371

Email Address: dcollier@kdlegal.com

**6. Total number of applications and patents involved: 2**

**7. Total fee (37 CFR 1.21(h) & 3.41) \$80.00**

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

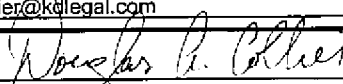
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**9. Signature:**



Signature

August 11, 2005

Date

Douglas A. Collier

Name of Person Signing

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

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Documents to be recorded (including cover sheet) should be faxed to (571) 273-0140, or mailed to:  
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004004-000417.DAC.315064

**NUNC PRO TUNC ASSIGNMENT**

WHEREAS SOCIETY DE FABRICATION DE MATERIEL ORTHOPEDIQUE, S.A., a French corporation doing business as Sofamor S.N.C., with offices at 13 rue de la Perdix, B 50302, 95940 Roissy CDG Cedex FRANCE (hereinafter referred to as the "Assignor"), is the owner of certain patent applications and patents as follows:

**French Patent No. 0104728 granted March 19, 2004, on French Application No. 0104728 filed April 6, 2001.**

**U.S. Patent No. 6,793,658 granted September 21, 2004, on U.S. Patent Application Ser. No. 09/993,860 filed November 6, 2001;**

**PCT/IB02/01105 filed on April 5, 2002;**

**U.S. Patent Application Ser. No. 10/280,703 filed October 25, 2002 (hereinafter "said Patents and Patent Applications"); and**

WHEREAS, SDGI Holdings, Inc., hereinafter referred to as Assignee, a corporation of the State of Delaware, having a principal place of business at 300 Delaware Avenue, Suite 508, Wilmington, Delaware 19801, desires to acquire all of the entire right, title, and interest in, to and under any inventions disclosed, described and/or claimed, or intended so to be in said Patents and Patent Applications;

NOW, THEREFORE, To All Whom It May Concern, be it known that for and in consideration of the sum of One Dollar (\$1.00) and other good, valuable and sufficient considerations to Assignor in hand paid, the receipt of which is hereby acknowledged, Assignor has effective April 5, 2002, sold, assigned and transferred, and by these presents does sell, assign and transfer unto Assignee, all of the entire right, title and interest in, to and under any invention disclosed, described and claimed or intended so to be in said Patents and Patent Applications, and any and all other applications thereon and arising therefrom, including any and all divisions, continuations and continuations-in-part thereof, and any and all patents to be issued and obtained therefor and thereon, United States and foreign, including all reissues and extensions thereof.

Assignor agrees to sign and execute any and all other papers necessary or desirable for the procurement of Letters Patent on said Inventions in this and all foreign countries for the use of Assignee.

WITNESS Assignor's hand this 17<sup>th</sup> day of DECEMBER, 2004.

Name: Heiko Visarius

Signed: Heiko Visarius

Title: SPINAL MARKETING DIRECTOR

SOCIETY DE FABRICATION DE MATERIEL  
ORTHOPEDIQUE, S.A