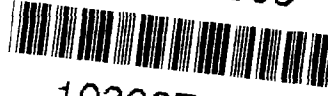




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OMB No. 0651-0011 (exp. 4/94)

09-23-2005



U.S. Department of Commerce  
Patent and Trademark Office

To the Honorable Commissioner of Patents and Trademarks **103087394** 1 original documents or copy thereof.

1. Name of conveying party(ies):  
Lance Middleton  
Lawrence Boyd  
  
Additional name(s) of conveying party(ies) attached?  
 Yes  No

2. Name and address of receiving party(ies):  
Name: Spine Wave, Inc.  
  
Street Address: 2 Enterprise Drive  
  
City: Shelton, CT 06484  
  
Country: United States of America  
Additional name(s) & address(es) attached?  Yes  No

3. Nature of Conveyance:  
 Assignment  Merger  
 Security Agreement  Change of Name  
 Other \_\_\_\_\_  
Execution Date(s): 09/09/05 and 07/19/05

4. Application number(s) or patent number(s): **11/170,382**  
  
If this document is being filed together with a new application, the execution date of the application is  
A. Patent Application No(s) **11/170,382** B. Patent No(s)

Additional numbers attached?  Yes  No  
**Title: Methods for Injecting a Curable Biomaterial into an Intervertebral Space**  
Docket No. **1842-0063**

5. Name and address of party to whom correspondence concerning document should be mailed:  
  
Name: Michael D. Beck  
  
Internal Address: Maginot, Moore & Beck, LLP  
  
Street Address: Bank One Center/Tower  
111 Monument Circle  
Suite 3000  
City: Indianapolis State: IN Zip: 46204-5115

6. Total number of applications and patents involved 1  
  
7. Total fee (37 CFR 3.41): \$ 40.00  
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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.  
  
Michael D. Beck Michael D. Beck September 14, 2005  
Name of Person Signing Signature Date  
Registration No. 32,722  
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PATENT  
REEL: 017001 FRAME: 0837

**ASSIGNMENT OF UNITED STATES PATENT APPLICATION**

WHEREAS, I, Keith Collins, of Milford, CT; Thomas G. Wilson of Guilford, CT; Jared Walkenhorst of Fairfield, CT; Dennis Lee of Milford, CT; Andrew Carter of Trumbull, CT; John Pafford of Eads, TN; Mark D. LoGuidice of Southport, CT; Lance Middleton of Soddy Daisy, TN; and Lawrence Boyd of Durham, NC have invented certain new and useful improvements in **Methods for Injecting a Curable Biomaterial into an Intervertebral Space**, Docket No. 1842-0063, for which I have executed an application for Letters Patent of the United States filed on June 29, 2005 with Serial No. 11/170,382; and

WHEREAS, Spine Wave, Inc. a corporation of the State of Delaware, having its principal place of business in Shelton, CT is desirous of acquiring the entire right, title and interest in and to said invention and in and to any Letters Patent that may be granted therefore in the United States and any and all foreign countries;

NOW, THEREFORE, be it known that in consideration of the sum of One Dollar (\$1.00) and of other valuable consideration, the receipt of which is hereby acknowledged, I do hereby sell, assign and transfer unto said Spine Wave, Inc. its successors and assigns, the entire right, title and interest in and to the invention and improvements in any form or embodiment thereof, disclosed and claimed in said application, or which are disclosed and may be claimed; also the entire right, title and interest in and to any Letters Patent to be granted in the United States and its territorial possessions and in any and all foreign countries upon said invention in any form or upon any such improvements thereon, and in and to any and all divisions, reissues, continuations and extensions thereof; and I hereby authorize and request the Commissioner of Patents and Trademarks to issue any Letters Patent on said application to the said Spine Wave, Inc., its successors and assigns.

Further, I agree that I will communicate to said Spine Wave, Inc., or its representatives, any facts known to me respecting said invention, and testify in any legal proceeding, sign all lawful papers, execute all divisional, continuation, substitution, renewal and reissue applications, execute all necessary assignment papers to cause any and all of said Letters Patent to be issued to Spine Wave, Inc, make all rightful oaths and generally to do everything possible to aid said Spine Wave, Inc. its successors and assigns, to obtain and enforce protection for said invention in the United States and in any and all foreign countries.

Signed at \_\_\_\_\_, this \_\_\_\_\_ day of \_\_\_\_\_, 2005.

\_\_\_\_\_  
**Keith Collins**

Signed at \_\_\_\_\_, this \_\_\_\_\_ day of \_\_\_\_\_, 2005.

\_\_\_\_\_  
**Thomas S. Wilson**

Signed at \_\_\_\_\_, this \_\_\_\_\_ day of \_\_\_\_\_, 2005.

\_\_\_\_\_  
**Jared Walkenhorst**

Signed at \_\_\_\_\_, this \_\_\_\_\_ day of \_\_\_\_\_, 2005.

\_\_\_\_\_  
**Dennis Lee**

Signed at \_\_\_\_\_, this \_\_\_\_\_ day of \_\_\_\_\_, 2005.

\_\_\_\_\_  
**Andrew Carter**

Signed at \_\_\_\_\_, this \_\_\_\_\_ day of \_\_\_\_\_, 2005.

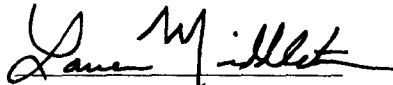
\_\_\_\_\_  
**John Pafford**

Signed at \_\_\_\_\_, this \_\_\_\_\_ day of \_\_\_\_\_, 2005.

\_\_\_\_\_  
Mark D. LoGuidice

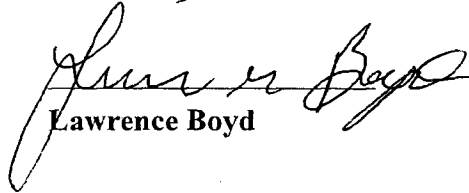
Signed at SOOPY DAISY, this 9<sup>TH</sup> day of SEPTEMBER, 2005.

TN



Lance Middleton

Signed at Shelton, CT, this 19<sup>th</sup> day of July, 2005.



Lawrence Boyd