

11-02-2005



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To the Director of the U.S. Patents a.

103112185

Documents or the new address(es) below.

10-31-05

1. Name of conveying party(ies):

Brian D. Burkinshaw  
Steven I. Whitlock  
Kevin Pauza  
Mark I. Richards  
James B. Rogan  
Additional name of conveying party(ies) attached?  Yes  No

2. Name and address of receiving party(ies)

Name: Spinal Restoration, Inc.  
Internal Address: \_\_\_\_\_  
Street Address: 4030 W. Braker Lane  
Suite 360  
City: Austin  
State: TX  
Country: USA Zip: 78759  
Additional Name(s) & address(es) attached?  Yes  No

3. Nature of conveyance:

Execution Date(s) 9/19/05; 9/19/05; 10/3/05; 9/19/05; 9/16/05  
 Assignment  Merger  
 Security Agreement  Change of Name  
 Government Interest Assignment  
 Executive Order 9424, Confirmatory License  
 Other \_\_\_\_\_

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

A. Patent Application No.(s)  
11/205,784

This document is being filed together with a new application.

B. Patent No.(s)

Additional numbers attached?  Yes  No

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

Name: Robert M. O'Keefe  
Internal Address: \_\_\_\_\_  
Street Address: 1101 S. Capital of Texas Highway  
Building C. Suite 200  
City: Austin  
State: TX Zip: 78746  
Phone Number: (512) 347-1611  
Fax Number: (512) 347-1615  
Email Address: bokeefe@oeplaw.com

6. Total number of applications and patents involved: 1

7. Total fee (37 CFR 1.21(h) & 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 \_\_\_\_\_  
Expiration Date \_\_\_\_\_  
b. Deposit Account Number 10-1205  
Authorized User Name SPIN:007

9. Signature :

Robert M. O'Keefe

Signature

Date

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

5

Name of Person Signing

Documents to be recorded (including cover sheet) should be faxed to (571) 273-0140, or mailed to:  
Mail Stop Assignment Recordation Services, Director of the USPTO, P.O. Box 1450, Alexandria, V.A. 22313-1450

11/01/2005 ECDOPER 00000020 11205784

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40.00 DP

PATENT  
REEL: 017152 FRAME: 0477

**ASSIGNMENT**

FOR GOOD AND VALUABLE CONSIDERATION, the receipt, sufficiency and adequacy of which are hereby acknowledged, the undersigned, do hereby:

SELL, ASSIGN AND TRANSFER to Spinal Restoration, Inc. (the "Assignee"), being incorporated under the laws of the State of Delaware, having a place of business 4030 W. Braker Lane, Suite 360, Austin, TX 78759, the entire right, title and interest for the United States and all foreign countries in and to (1) any and all improvements which are disclosed in the application for United States Letters Patent, Serial No. 11/205,784 which has been filed on August 17, 2005 and is entitled "INJECTION OF FIBRIN SEALANT USING RECONSTITUTED COMPONENTS IN SPINAL APPLICATIONS," (2) such application and all divisional, continuing, continuation-in-part, substitute, renewal, reissue and all other applications for patent which have been or shall be filed in the United States and all foreign countries on any of such improvements including U.S. Provisional Patent Application Serial Number 60/623,600 filed on October 29, 2004; and (3) any and all original and reissued patents which have been or shall be issued in the United States and all foreign countries on such improvements; and specifically including the right to file foreign applications under the provisions of any convention or treaty and claim priority based on such applications in the United States;

AUTHORIZE AND REQUEST the issuing authority to issue any and all United States and foreign patents granted on such improvements to the Assignee;

WARRANT AND COVENANT that no assignment, grant, mortgage, license or other agreement affecting the rights and property herein conveyed has been or will be made to others by the undersigned, and that the full right to convey the same as herein expressed is possessed by the undersigned;

COVENANT, when requested and at the expense of the Assignee, to carry out in good faith the intent and purpose of this assignment, the undersigned will execute all divisional, continuing, substitute, renewal, reissue, and all other patent applications on any and all such improvements; execute all rightful oaths, declarations, assignments, powers of attorney and other papers; communicate to the Assignee all facts known to the undersigned relating to such improvements and the history thereof; and generally do everything possible which the Assignee shall consider desirable for vesting title to such improvements in the Assignee, and for securing, maintaining and enforcing proper patent protection for such improvements;

TO BE BINDING on the heirs, assigns, representatives and successors of the undersigned and extend to the successors, assigns and nominees of the Assignee.

///

(Signature): Brian D. Burkinshaw  
Brian D. Burkinshaw

Date 9/19/05

State of Texas )  
County of Travis )

BEFORE ME, the undersigned authority, on this 19<sup>th</sup> day of September, 2005, personally appeared Brian D. Burkinshaw, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he executed the same of his own free will for the purposes and consideration therein expressed.



Katherine M. Fischer  
Notary or Consular Officer

[SEAL]

(Signature): Steven I. Whitlock  
Steven I. Whitlock

Date: 9/19/05

State of Texas )  
County of Travis )

BEFORE ME, the undersigned authority, on this 19<sup>th</sup> day of September, 2005, personally appeared Steven I. Whitlock, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he executed the same of his own free will for the purposes and consideration therein expressed.



Katherine M. Fischer  
Notary or Consular Officer

[SEAL]

(Signature): \_\_\_\_\_  
Kevin Pauza

Date: \_\_\_\_\_

State of Texas )  
County of \_\_\_\_\_ )

BEFORE ME, the undersigned authority, on this \_\_\_\_ day of \_\_\_\_\_, 20\_\_, personally appeared Kevin Pauza, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he executed the same of his own free will for the purposes and consideration therein expressed.

\_\_\_\_\_  
Notary or Consular Officer

[SEAL]

(Signature): Mark I. Richards  
Mark I. Richards

Date: 09/19/2005

State of Texas )  
County of TRAVIS )

BEFORE ME, the undersigned authority, on this 19<sup>th</sup> day of September, 2005, personally appeared Mark I. Richards, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he executed the same of his own free will for the purposes and consideration therein expressed.

[SEAL] 

Katherine M. Fischer  
Notary or Consular Officer

(Signature): James B. Rogan  
James B. Rogan

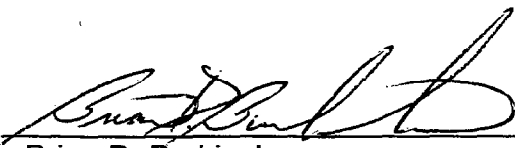
Date: 9.16.05

State of Texas )  
County of Travis )

BEFORE ME, the undersigned authority, on this 16<sup>th</sup> day of September, 2005, personally appeared James B. Rogan, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he executed the same of his own free will for the purposes and consideration therein expressed.

[SEAL] 

Katherine M. Fischer  
Notary or Consular Officer

(Signature):   
Brian D. Burkinshaw

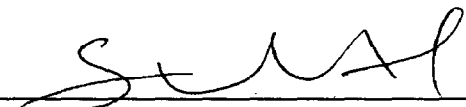
Date 9/19/05

State of Texas )  
County of Travis )

BEFORE ME, the undersigned authority, on this \_\_\_\_ day of \_\_\_\_\_, 20\_\_, personally appeared Brian D. Burkinshaw, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he executed the same of his own free will for the purposes and consideration therein expressed.

\_\_\_\_\_  
Notary or Consular Officer

[SEAL]

(Signature):   
Steven I. Whitlock

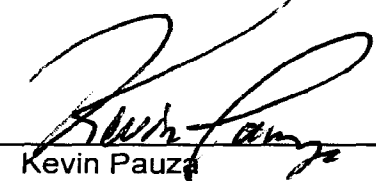
Date: 9/19/05

State of Texas )  
County of TRAVIS )

BEFORE ME, the undersigned authority, on this \_\_\_\_ day of \_\_\_\_\_, 20\_\_, personally appeared Steven I. Whitlock, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he executed the same of his own free will for the purposes and consideration therein expressed.

\_\_\_\_\_  
Notary or Consular Officer

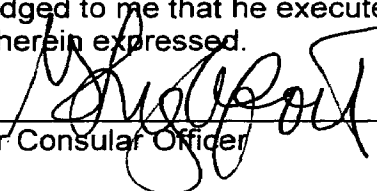
[SEAL]

(Signature):   
Kevin Pauza

Date: 10-03-05

State of Texas )  
County of Smith )

BEFORE ME, the undersigned authority, on this 3 day of October, 2005 personally appeared Kevin Pauza, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he executed the same of his own free will for the purposes and consideration therein expressed.

  
Notary or Consular Officer

[SEAL]