

PATENT ASSIGNMENT

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SUBMISSION TYPE:	NEW ASSIGNMENT								
NATURE OF CONVEYANCE:	ASSIGNMENT								
CONVEYING PARTY DATA									
<table border="1" style="width:100%; border-collapse: collapse;"> <thead> <tr> <th style="width:70%;">Name</th> <th>Execution Date</th> </tr> </thead> <tbody> <tr> <td>Frederick E. Shelton IV</td> <td>04/13/2006</td> </tr> <tr> <td>Stephen J. Balek</td> <td>04/13/2006</td> </tr> <tr> <td>Eugene L. Timperman</td> <td>04/21/2006</td> </tr> </tbody> </table>		Name	Execution Date	Frederick E. Shelton IV	04/13/2006	Stephen J. Balek	04/13/2006	Eugene L. Timperman	04/21/2006
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Frederick E. Shelton IV	04/13/2006								
Stephen J. Balek	04/13/2006								
Eugene L. Timperman	04/21/2006								
RECEIVING PARTY DATA									
Name:	Ethicon Endo-Surgery, Inc.								
Street Address:	4545 Creek Road								
City:	Cincinnati								
State/Country:	OHIO								
Postal Code:	45242								
PROPERTY NUMBERS Total: 1									
<table border="1" style="width:100%; border-collapse: collapse;"> <thead> <tr> <th style="width:30%;">Property Type</th> <th>Number</th> </tr> </thead> <tbody> <tr> <td>Application Number:</td> <td>11344021</td> </tr> </tbody> </table>		Property Type	Number	Application Number:	11344021				
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Application Number:	11344021								
CORRESPONDENCE DATA									
Fax Number:	(412)355-6501								
<i>Correspondence will be sent via US Mail when the fax attempt is unsuccessful.</i>									
Phone:	412 355-8303								
Email:	patents@kng.com								
Correspondent Name:	Thomas J. Edgington								
Address Line 1:	535 Smithfield Street								
Address Line 2:	Henry W. Oliver Building								
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ATTORNEY DOCKET NUMBER:	050702/END5777USNP								
NAME OF SUBMITTER:	Thomas J. Edgington								

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Total Attachments: 5
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A S S I G N M E N T

Serial No. 11/344,021
Filed: January 31, 2006

WHEREAS, Frederick E. Shelton IV, a citizen of the United States, residing at P.O. Box 373, New Vienna, Ohio, Stephen J. Balek, a citizen of the United States, residing at 10061 Broken Woods Drive, Miamisburg, Ohio and Engene L. Timperman, a citizen of the United States, residing at 10639 Silverbrook Drive, Cincinnati, Ohio respectively (hereinafter called "Assignors"), have made certain new and useful inventions or discoveries relating to the invention entitled:

ELECTRO-MECHANICAL SURGICAL CUTTING AND FASTENING INSTRUMENT HAVING A ROTARY FIRING AND CLOSURE SYSTEM WITH PARALLEL CLOSURE AND ANVIL ALIGNMENT COMPONENTS and which is found in U.S. Patent Application, Serial No. 11/344,021, filed on January 31, 2006; and

WHEREAS, Ethicon Endo-Surgery, Inc., a corporation formed under the laws of the State of Ohio, (hereinafter called "Assignee"), is desirous of acquiring Assignors' entire right, title, and interest therein:

NOW, THEREFORE, BE IT KNOWN that for and in consideration of the sum of One Dollar and other valuable considerations to them moving, the receipt of which is hereby acknowledged, Assignors have sold, assigned, and transferred, and do hereby sell, assign and transfer unto said Assignee their entire right, title and interest in and to all said inventions and discoveries disclosed in said above-identified application and in and to said above-identified application, all substitutions, divisions, and continuations thereof, and in and to all Letters Patent, United States and foreign, that may be granted for said inventions and discoveries, and in and to all extensions, renewals, and reissues thereof, the same to be held and enjoyed by said Assignee, its successors and assigns, as fully and entirely as the same would have been held and enjoyed by Assignors if this Assignment and sale had not been made;

And Assignors hereby authorize and request the Commissioner of Patents of the United States to issue said Letters Patent in accordance with this Assignment;

And for the consideration aforesaid, Assignors covenant and agree with said Assignee that he has a full and unencumbered title to the inventions and discoveries above described and hereby assigned, which title they warrant unto said Assignee, its successors and assigns;

And for the consideration aforesaid, Assignors further covenant and agree that they will, whenever requested, but without cost to them promptly communicate to said Assignee or its representatives any facts known to them relating to said inventions and discoveries, testify in any interference or legal proceedings involving said inventions and discoveries, and execute any additional papers that may be necessary to enable said Assignee or its representatives, successors, nominees, or assigns to secure full and complete protection for the said inventions

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and discoveries or that may be necessary to vest in said Assignee the complete title to the said inventions and discoveries and patents hereby conveyed and to enable it to record said title.

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