

A S S I G N M E N T

Whereas, the undersigned,

- (1) Maciej K. Kieturakis, (2) Helmut Kayan,
(3) Jan M. Echeverry, (4) Thomas A. Howell,
(5) Kenneth H. Mollenauer, (6) James E. Jervis.

(hereinafter termed "the Inventors") having a residence address of

- (1) 372 Beverly Drive, (2) 222 Scenic Drive
San Carlos, CA 94070 Redwood City, CA 94062,
(3) 2603 Skylark Drive, (4) 567 Homer Avenue,
San Jose, CA 95125 Palo Alto, CA 94301
(5) 674 Hamilton Lane, (6) 495 Walsh Road,
Santa Clara, CA 95051 Atherton, CA 94027

respectively, Counties of

- (1) San Mateo, (2) San Mateo,
(3) Santa Clara, (4) San Mateo,
(5) Santa Clara, (6) San Mateo

respectively, Citizens of

- (1) U.S.A., (2) Germany,
(3) Colombia, (4) U.S.A.,
(5) U.S.A., (6) U.S.A.

have invented a new and useful APPARATUS AND METHOD FOR
DEVELOPING AN ANATOMIC SPACE FOR LAPAROSCOPIC PROCEDURES WITH
LAPAROSCOPIC VISUALIZATION and have executed an application for a
United States patent disclosing and identifying the invention,
which application was filed on March 10, 1995 and assigned U.S.
serial number 08/403,012; and

WHEREAS, General Surgical Innovations a corporation of the
State of California having a place of business at 3172A Porter
Drive, Palo Alto, State of California 94304, (hereinafter termed
"Assignee"), is desirous of acquiring the entire right, title and
interest in and to the application and the invention disclosed

therein, and in and to all embodiments of the invention, heretofore conceived, made or discovered jointly or severally by the Inventors (all collectively hereinafter termed "the invention"), and in and to any and all patents, inventor's certificates and other forms of protection (hereinafter termed "patents") thereon granted in the United States and foreign countries.

NOW, THEREFORE, in consideration of good and valuable consideration acknowledged by the Inventors to have been received in full from the Assignee:

1. The Inventors do hereby sell, assign, transfer and convey unto the Assignee, the entire right, title and interest (a) in and to the application and the invention; (b) in and to all rights to apply for foreign patents on the invention pursuant to the International Convention for the Protection of Industrial Property or otherwise; (c) in and to any and all applications filed and any and all patents granted on the invention in the United States or any foreign country, including each and every application filed and each and every patent granted on any application which is a division, substitution, or continuation of any of the applications; and (d) in and to each and every reissue or extensions of any of the patents.

2. The Inventors hereby jointly and severally covenant and agree to cooperate with the Assignee to enable the Assignee to enjoy to the fullest extent the right, title and interest herein conveyed in the United States and foreign countries. Such cooperation by the Inventors shall include prompt production of pertinent facts and documents, giving of testimony, execution of petitions, oaths, specifications, declarations or other papers, and other assistance all to the extent deemed necessary or desirable by the Assignee (a) for perfecting in the Assignee the right, title and interest herein conveyed; (b) for prosecuting any of the applications; (c) for filing and prosecuting substitute, divisional, continuing or additional applications covering the invention; (d) for filing and prosecuting

applications for reissuance of any the patents; (e) for interference or other priority proceedings involving the invention; and (f) for legal proceedings involving the invention and any applications therefor and any patents granted thereon, including without limitation opposition proceedings, cancellation proceedings, priority contests, public use proceedings, infringement actions and court actions; provided, however, that the expense incurred by the Inventors in providing such cooperation shall be paid for by the Assignee.

3. The terms and covenants of this assignment shall inure to the benefit of the Assignee, its successors, assigns and other legal representatives, and shall be binding upon the Inventors, their respective heirs, legal representatives and assigns.

4. The Inventors hereby jointly and severally warrant and represent that they have not entered and will not enter into any assignment, contract, or understanding in conflict herewith.

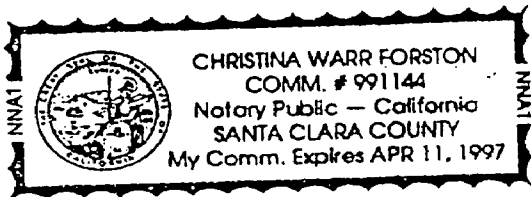
(1) WITNESS MY HAND AT 31724 PETER DE PAUL AVE, California, this
05 day of MAY, 1995.

Maciej K. Kieturakis 5/5/95
Maciej K. Kieturakis Date

STATE OF CALIFORNIA)
) ss.
COUNTY OF SANTA CLARA)

On this 05 day of MAY, 1995, before me, a
Notary Public, State of California, duly commissioned and sworn,
personally appeared Maciej K. Kieturakis known to me (or proved
to me on the basis of satisfactory evidence) to be the person
whose name is subscribed to in the within instrument and
acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and
affixed my official seal in SANTA CLARA (county), California
the day and year as noted above.



Christina Warr Forston
NOTARY PUBLIC

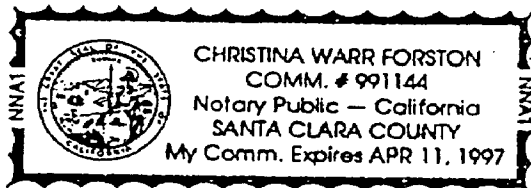
(2) WITNESS MY HAND AT 3172A Porter Dr, Palo Alto, California, this
08 day of MAY, 1995.

Helmut Kayan 5-8-95
Helmut Kayan Date

STATE OF CALIFORNIA)
) ss.
COUNTY OF SANTA CLARA)

On this 08 day of MAY, 1995, before me, a
Notary Public, State of California, duly commissioned and sworn,
personally appeared Helmut Kayan known to me to be the person
whose name is subscribed to in the within instrument and
acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and
affixed my official seal in SANTA CLARA (county), California
the day and year as noted above.



Christina Warr Forston
NOTARY PUBLIC

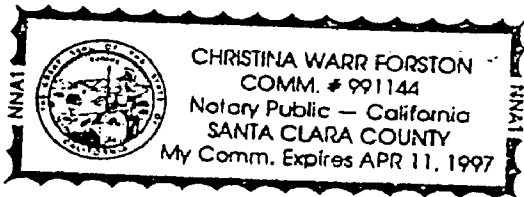
(3) WITNESS MY HAND AT 3172A Porter Dr, Palo Alto, California, this
08 day of MAY, 1995.

Jan M. Echeverry 5-8-95
Jan M. Echeverry Date

STATE OF CALIFORNIA)
COUNTY OF SANTA CLARA) ss.

On this 08 day of MAY, 1995, before me, a
Notary Public, State of California, duly commissioned and sworn,
personally appeared Jan M. Echeverry known to me to be the person
whose name is subscribed to in the within instrument and
acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and
affixed my official seal in SANTA CLARA (county), California
the day and year as noted above.



Christina Warr Forston
NOTARY PUBLIC

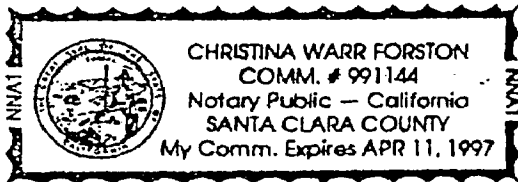
(4) WITNESS MY HAND AT 3172A Portee Dr, Palo Alto, California, this
09 day of MAY, 1995.

Thomas A. Howell 5/9/95
Thomas A. Howell Date

STATE OF CALIFORNIA)
) ss.
COUNTY OF SANTA CLARA)

On this 09 day of MAY, 1995, before me, a
Notary Public, State of California, duly commissioned and sworn,
personally appeared Thomas A. Howell known to me to be the person
whose name is subscribed to in the within instrument and
acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and
affixed my official seal in SANTA CLARA (county), California
the day and year as noted above.



Christina Warr Forston
NOTARY PUBLIC

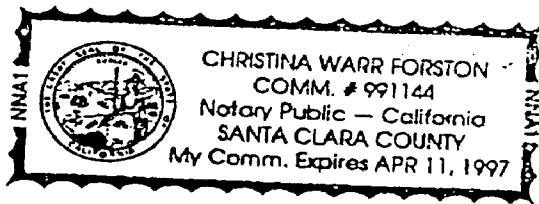
(5) WITNESS MY HAND AT 3172A PORTER DE BUATO, California, this
08 day of MAY, 1995.

Kenneth H. Mollenauer 5-8-95
Kenneth H. Mollenauer Date

STATE OF CALIFORNIA)
COUNTY OF SANTA CLARA) ss.

On this 08 day of MAY, 1995, before me, a
Notary Public, State of California, duly commissioned and sworn,
personally appeared Kenneth H. Mollenauer known to me to be the
person whose name is subscribed to in the within instrument and
acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and
affixed my official seal in SANTA CLARA (county), California
the day and year as noted above.



Christina Warr Forston
NOTARY PUBLIC

(6) WITNESS MY HAND AT 31724 Pomeroy Dr, Palo Alto, California, this
08 day of MAY, 1995.

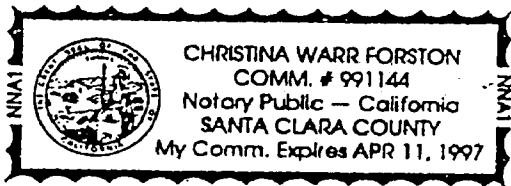
James E. Jervis
James E. Jervis

5-8-95
Date

STATE OF CALIFORNIA)
COUNTY OF SANTA CLARA) ss.

On this 08 day of MAY, 1995, before me, a
Notary Public, State of California, duly commissioned and sworn,
personally appeared James E. Jervis known to me to be the person
whose name is subscribed to in the within instrument and
acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and
affixed my official seal in SANTA CLARA (county), California
the day and year as noted above.



Christina Warr Forston
NOTARY PUBLIC

To the Director of the U.S. Patent and Trademark Office: Please record the attached documents or the new address(es) below.

10

PATENT
REEL: 017613 FRAME: 0313

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Kieturakis et al.

Examiner: Dawson, Glenn K.

Group Art Unit: 3731

Serial No: 10/449,980

Filed: March 30, 2005

For: **Apparatus and Method for Developing an Anatomic Space for
Laparoscopic Procedures with Laparoscopic Visualization**

CERTIFICATE OF MAILING

Date of Deposit: February 22, 2006

I hereby certify that the following:

- ☒ This Certificate of Mailing
- ☒ Recordation Form Cover Sheet
- ☒ Executed Assignment of Invention
- ☒ Return postcard

are being deposited with the United States Postal Service under 37 CFR Section 1.10 on the Date of Deposit indicated above in an envelope addressed to the Mail Stop: Assignments; Commissioner for Patents, P.O. box 1450, Alexandria, VA 22313-1450.


Rebecca Layman

United States Surgical, a division of
TYCO HEALTHCARE GROUP LP
150 Glover Avenue
Norwalk, CT 06856
(203) 845-1172

PATENT

RECORDED: 02/28/2006

REEL: 017613 FRAME: 0314