

08-21-2006

U.S. DEPARTMENT OF COMMERCE
United States Patent and Trademark Office

AUG 16 2006

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103294042

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)

- 1) Henry Holsten
2) Frank J. Viola
3) Clifford L. Emmons
4) John W. Beardsley
5) Russell Heinrich

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

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

Execution Date(s) 1) 8/2/06; 2) 7/19/06; 3) 8/1/06; 4) 7/19/06; 5) 7/31/06

- ☒ 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: Tyco Healthcare Group LP

Internal Address: 195 McDermott Road

Street Address:

City: North Haven

State: CT

Country: USA Zip: 06473

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

4. Application or patent number(s):

A. Patent Application No.(s)
11/436, 222

☐ This document is being filed together with a new application.
B. Patent No.(s)

Additional numbers attached? ☐ Yes ☐ No

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

Name: Kimberly V. Perry

Internal Address: Tyco Healthcare Group LP

Street Address: 195 McDermott Road

City: North Haven

State: CT Zip: 06473

Phone Number: 203-845-1059

Fax Number: 203-846-5988

Email Address: kimberly.perry@tycohealthcare.com

6. Total number of applications and patents involved:

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 21-0550

Authorized User Name Kimberly V. Perry

9. Signature:

Signature

Date

Kimberly V. Perry Reg. No.: 43,612

Name of Person Signing

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

7

Documents to be recorded (including cover sheet) should be faxed to (703) 306-5995, or mailed to:
Mail Stop Assignment Recordation Services, Director of the USPTO, P.O. Box 1450, Alexandria, V.A. 22313-1450

PATENT
REEL: 018203 FRAME: 0295

For: ☒ U.S. and/or ☒ Foreign Rights
For: ☒ U.S. Application or ☐ U.S. Patent
By : ☒ Inventor(s) or ☐ Present Owner

ASSIGNMENT OF INVENTION

In consideration of the payment by ASSIGNEE to ASSIGNORS of the sum of One Dollar (\$1.00), the receipt of which is hereby acknowledged, and for other good and valuable consideration,
ASSIGNORS:

1. Henry Holsten
2. Frank J. Viola
3. Clifford L. Emmons
4. John W. Beardsley
5. Russell Heinrich

(If assignment is by person or entity to whom invention was previously assigned and this was recorded in PTO add the following)

Recorded on: _____
Reel _____
Frame _____

hereby sells, assigns and transfers to

ASSIGNEE:

TYCO Healthcare Goup, LP
195 McDermott Road
North Haven, CT 06473
USA

and the successors, assigns and legal representatives of the ASSIGNEE

☒ the entire right, title and interest

☐ an undivided _____ percent (_____%) interest for the United States and its territorial possessions

☒ and in all foreign countries, including all rights to claim priority, the right to sue for present, past and future infringement, in the United States, its territorial possessions, and in all foreign countries, including all treaty and convention rights in and to the invention and any and all improvements entitled:

**SURGICAL STAPLING INSTRUMENTS INCLUDING A CARTRIDGE
HAVING MULTIPLE STAPLE SIZES**

and which is found in

- (a) ☐ U.S. patent application executed on even date herewith.
- (b) ☐ U.S. patent application executed on _____.
- (c) ☒ U.S. application Serial No. 11/436,222 filed on 05/18/2006.
- (d) ☐ U.S. provisional application No. 60/ _____
filed on _____.

- (e) ☐ U.S. Patent No. _____ issued _____.
- (f) ☐ PCT application No. _____
filed on _____
- ☐ A change of address to which correspondence is to be sent
regarding patent maintenance fees is being sent
separately.
- (g) ☒ and any legal equivalent thereof in a foreign country, including the right to claim priority
and, in and to, all Letters Patent to be obtained for said invention by the above application
or any continuation, continuation-in-part, divisional, renewal, or substitute thereof, and as
to letters patent any reissue or re-examination thereof

ASSIGNORS hereby covenants that no assignment, sale, agreement or encumbrance
has been or will be made or entered into which would conflict with this assignment;

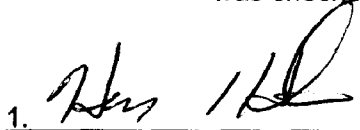
ASSIGNORS hereby authorizes and requests the Commissioner of Patents and
Trademarks to issue all such Letters Patent to ASSIGNEE:

ASSIGNORS further covenants to promptly provide all pertinent facts and documents
known and accessible to ASSIGNORS relating to said invention and said Letters Patent and legal
equivalents; to testify as to the same in any interference, litigation or proceeding related thereto; to execute
and deliver any and all papers that may be necessary or desirable to perfect the title to said invention or any
Letters Patents which may be granted therefor in said ASSIGNEE, its successors, assigns or other legal
representatives; to execute any additional or divisional applications for patents for said invention, or any
part or parts thereof, and for the reissue of any Letters Patents to be granted therefor; and to make all
rightful oaths and do all lawful acts requisite for procuring the same or for aiding therein, all without further
compensation, but at the sole expense of ASSIGNEE, its successors, assigns, or other legal
representatives.


ASSIGNORS hereby grants ASSIGNEE and Assignee's attorneys the power to insert the
Serial No. and/or filing date of the above-described application(s) after such information becomes known to
them.

IN WITNESS WHEREOF, I/We have hereunto set hand and seal.

WARNING: Date of signing must be the **same** as the date of execution of the application if item (a)
was checked above.

1. 
Henry Holsten

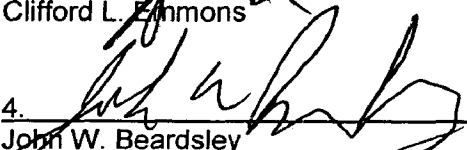
8/4/2006
Dated

2. 
Frank J. Viola

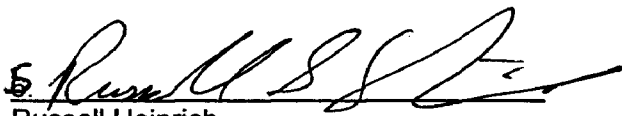
7/19/06
Dated

3. 
Clifford L. Emmons

8/1/06
Dated

4. 
John W. Beardsley

7/19/06
Dated


Russell Heinrich

7/31/06
Dated

[X] Notarization or Legalization Page Added.

Georgia
State of Connecticut

County of Henry) ss

Before me this 4th day of August 2006,

personally appeared Henry Holsten to me personally known to be the person described in and who executed the above instrument, and acknowledged to me that he/she executed the same of his own free will for the purposes therein set forth.

Barbara Patricia Sheno
Notary Public

AFFIX SEAL

2.

State of Connecticut

County of New Haven) ss North
Haven

Before me this 19th day of July 2006,

personally appeared Frank Viola to me personally known to be the person described in and who executed the above instrument, and acknowledged to me that he/she executed the same of his own free will for the purposes therein set forth.

Cathy A. Ren
Notary Public

AFFIX SEAL

Cathy A. Rein
NOTARY PUBLIC
State of Connecticut
My Commission Expires 11/31/07

3.

State of Connecticut)

County of New Haven) ss

Before me this 1st day of August 2006,

personally appeared Clifford Emmons to me personally known to be the person described in and who executed the above instrument, and acknowledged to me that he/she executed the same of his own free will for the purposes therein set forth.

Yolanda S. Herr
Notary Public

AFFIX SEAL

YOLANDA S. HERR
NOTARY PUBLIC
MY COMMISSION EXPIRES 10/31/2008

4.

State of Connecticut)

County of New Haven) ss

Before me this 19th day of July 2006,

personally appeared John Beardsley to me personally known to be the person described in and who executed the above instrument, and acknowledged to me that he/she executed the same of his own free will for the purposes therein set forth.

Cathy A. Rein
Notary Public

AFFIX SEAL

Cathy A. Rein
NOTARY PUBLIC
State of Connecticut
My Commission Expires 11/21/2008 pac

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PATENT
REEL: 018203 FRAME: 0300

5.

State of Connecticut

County of New Haven) ^{ss} North Haven)

Before me this 31st day of July 2006,

personally appeared Russell Heinrich to me personally known to be the person described in and who executed the above instrument, and acknowledged to me that he/she executed the same of his own free will for the purposes therein set forth.

Cathy A. Rein
Notary Public

AFFIX SEAL

Cathy A. Rein
NOTARY PUBLIC
State of Connecticut
My Commission Expires 11/21/07