

PATENT ASSIGNMENT

Electronic Version v1.1

Stylesheet Version v1.1

SUBMISSION TYPE:	NEW ASSIGNMENT										
NATURE OF CONVEYANCE:	ASSIGNMENT										
CONVEYING PARTY DATA											
<table border="1"><thead><tr><th>Name</th><th>Execution Date</th></tr></thead><tbody><tr><td>Marco D. CAPOTE</td><td>10/31/2006</td></tr><tr><td>Keith E. MILLER</td><td>11/06/2006</td></tr><tr><td>Dean G. KARAHALIOS</td><td>10/28/2006</td></tr><tr><td>Eric A. POTTS</td><td>10/31/2006</td></tr></tbody></table>	Name	Execution Date	Marco D. CAPOTE	10/31/2006	Keith E. MILLER	11/06/2006	Dean G. KARAHALIOS	10/28/2006	Eric A. POTTS	10/31/2006	
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Marco D. CAPOTE	10/31/2006										
Keith E. MILLER	11/06/2006										
Dean G. KARAHALIOS	10/28/2006										
Eric A. POTTS	10/31/2006										
RECEIVING PARTY DATA											
Name:	Warsaw Orthopedic, Inc.										
Street Address:	2500 Silveus Crossing										
City:	Warsaw										
State/Country:	INDIANA										
Postal Code:	46581										
PROPERTY NUMBERS Total: 1											
<table border="1"><thead><tr><th>Property Type</th><th>Number</th></tr></thead><tbody><tr><td>Application Number:</td><td>11558320</td></tr></tbody></table>	Property Type	Number	Application Number:	11558320							
Property Type	Number										
Application Number:	11558320										
CORRESPONDENCE DATA											
Fax Number:	(214)200-0853										
<i>Correspondence will be sent via US Mail when the fax attempt is unsuccessful.</i>											
Phone:	9727396969										
Email:	kris.garcia@haynesboone.com										
Correspondent Name:	Dustin T. Johnson										
Address Line 1:	901 Main Street										
Address Line 2:	Suite 3100										
Address Line 4:	Dallas, TEXAS 75202										
ATTORNEY DOCKET NUMBER:	31132.581										
NAME OF SUBMITTER:	Dustin T. Johnson										

CH 11558320 \$40.00

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PATENT
REEL: 018504 FRAME: 0954

Total Attachments: 5

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PATENT

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ASSIGNMENT

WHEREAS, we,

- | | | |
|-----|--------------------|--|
| (1) | Marco D. Capote | of the City of Memphis
State of Tennessee, USA |
| (2) | Keith E. Miller | of the City of Germantown
State of Tennessee, USA |
| (3) | Dean G. Karahalios | of the City of Lake Forest
State of Illinois, USA |
| (4) | Eric A. Potts | of the City of Indianapolis
State of Indiana, USA |

have invented certain improvements in

EXPANDING VERTEBRAL BODY IMPLANT

for which we have executed an application for Letters Patent of the United States of America,

____ of even date herewith; and

XX filed on November 9, 2006 an assigned application number 11/558,320; and

WHEREAS we hereby authorize and request the attorneys of Assignee, Haynes and Boone, LLP, of 901 Main Street, Suite 3100, Dallas, Texas 75202, to insert the filing date and application number of said application when known; and

WHEREAS, Warsaw Orthopedic, Inc. (Assignee), a corporation organized and existing under the laws of the State of Delaware, having its principal office and place of business in the City of Minneapolis, State of Minnesota, is desirous of obtaining the entire right, title, and interest in, to and under the said invention and the said application in the United States of America and in any and all countries foreign thereto;

NOW, THEREFORE, for One Dollar (\$1.00) and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, and other good and valuable consideration, we have sold, assigned, transferred and set over, and by these presents do hereby sell, assign, transfer and set over, unto the said Assignee, its successors, legal representatives, and assigns, the entire right, title, and interest in, to and under the said invention, and the said application, and all divisional, renewal, substitutional, and continuing applications thereof, and all Letters Patent of the United States of America which may be granted thereon and all reissues and extensions thereof, and all applications for Letters Patent which may be filed for said invention in any country or countries foreign to the United States of America, and all extensions, renewals, and reissues thereof, and all prior patents and patent applications from which a filing priority of the above-described patent application may be obtained, including the right to collect past damages; and we hereby authorize and request the Commissioner of Patents of the United States of America, and any official of any country or countries foreign to the United States of America, whose duty it is to issue patents on applications as aforesaid, to issue all Letters Patent for said


invention to the said Assignee, its successors, legal representatives and assigns, in accordance with the terms of this instrument.

AND WE HEREBY covenant that we have full right to convey the entire interest herein assigned, and that we have not executed, and will not execute, any agreement in conflict herewith.

AND WE HEREBY further covenant and agree that we will communicate to said Assignee, its successors, legal representatives and assigns, any facts known to me respecting said invention, and testify in any legal proceedings, sign all lawful papers, execute all divisional, renewal, substitutional, continuing, and reissue applications, make all rightful declarations and/or oaths and generally do everything possible to aid the said Assignee, its successors, legal representatives and assigns, to obtain and enforce proper patent protection for said invention in all countries.

Inventor Name: Marco D. Capote
Residence Address: 3823 Cardinal Avenue, Memphis, TN 38111

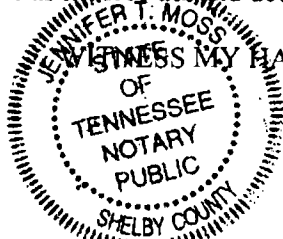
Dated: Oct 31 2006


Marco D. Capote (Inventor Signature)

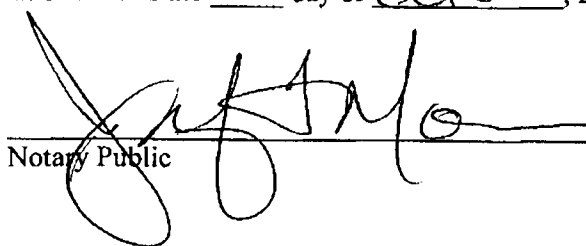
STATE OF Tennessee

COUNTY OF Shelby

On this the 31 day of Oct., 2006, before me personally appeared Marco D. Capote, to me known (or proved to me on the basis of satisfactory evidence) to be the person described in and who executed the foregoing instrument, and acknowledged that he executed the same as his ~~own~~ and deed.




My Commission Expires:
MY COMMISSION EXPIRES:
May 27, 2009

WITNESS MY HAND and Seal at office this the 31 day of Oct., 2006

Notary Public

Inventor Name: Keith E. Miller

Residence Address: 7348 Bellville Drive, Germantown, TN 38138, USA

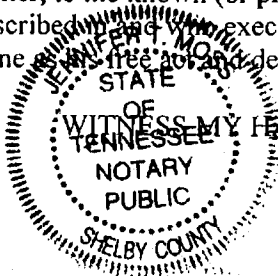
Dated: Nov. 6, 2006


Keith E. Miller (Inventor Signature)

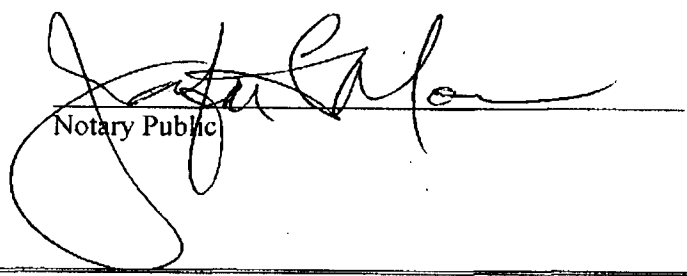
STATE OF Tennessee

COUNTY OF Shelby

On this the 16 day of Nov, 2006, before me personally appeared Keith E. Miller, to me known (or proved to me on the basis of satisfactory evidence) to be the person described in and who executed the foregoing instrument, and acknowledged that he executed the same as his free act and deed.



WITNESS MY HAND and Seal at office this the 16 day of Nov, 2006


Notary Public

My Commission Expires:
MY COMMISSION EXPIRES:
May 27, 2009

Inventor Name: Dean G. Karahalios

Residence Address: ~~4501 N. Winchester Avenue, #218, Lake Forest, IL 60045, USA~~ D.K.
1105 Emmans Court, Lake Forest, IL 60045

Dated: 10/28/06

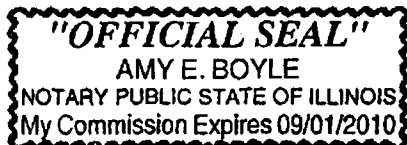
D. Karahalios
Dean G. Karahalios (Inventor Signature)

STATE OF ILLINOIS

COUNTY OF LAKE

On this the 28 day of OCTOBER, 2006, before me personally appeared Dean G. Karahalios, to me known (or proved to me on the basis of satisfactory evidence) to be the person described in and who executed the foregoing instrument, and acknowledged that he executed the same as his free act and deed.

WITNESS MY HAND and Seal at office this the 28 day of OCTOBER, 2006



Amy E. Boyle
Notary Public

My Commission Expires:

9/1/10

Inventor Name: Eric A. Potts

Residence Address: ~~5766 N. Pennsylvania Street~~, Indianapolis, IN 46220, USA

6060 SUNSET LN

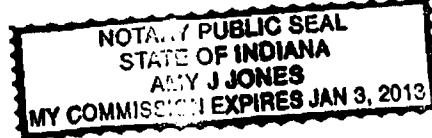
Dated: 10/31/06

[Signature]

Eric A. Potts (Inventor Signature)

STATE OF Indiana

COUNTY OF Marion



On this the 31st day of October, 2006, before me personally appeared Eric A. Potts, to me known (or proved to me on the basis of satisfactory evidence) to be the person described in and who executed the foregoing instrument, and acknowledged that he executed the same as his free act and deed.

WITNESS MY HAND and Seal at office this the 31st day of October, 2006

[Signature]

Notary Public

My Commission Expires:

Jan. 3, 2013