

**PATENT ASSIGNMENT**

Electronic Version v1.1  
 Stylesheet Version v1.1

<b>SUBMISSION TYPE:</b>	NEW ASSIGNMENT								
<b>NATURE OF CONVEYANCE:</b>	ASSIGNMENT								
<b>CONVEYING PARTY DATA</b>									
<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>Robert S Bray</td> <td>04/10/2007</td> </tr> <tr> <td>James M Moran</td> <td>04/09/2007</td> </tr> <tr> <td>Mark T Whiteaker</td> <td>04/09/2007</td> </tr> </tbody> </table>		Name	Execution Date	Robert S Bray	04/10/2007	James M Moran	04/09/2007	Mark T Whiteaker	04/09/2007
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Robert S Bray	04/10/2007								
James M Moran	04/09/2007								
Mark T Whiteaker	04/09/2007								
<b>RECEIVING PARTY DATA</b>									
<b>Name:</b>	RSB Spine LLC								
<b>Street Address:</b>	2530 Superior Avenue #703								
<b>City:</b>	Cleveland								
<b>State/Country:</b>	OHIO								
<b>Postal Code:</b>	44114								
<b>PROPERTY NUMBERS Total: 1</b>									
<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>11686054</td> </tr> </tbody> </table>		Property Type	Number	Application Number:	11686054				
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Application Number:	11686054								
<b>CORRESPONDENCE DATA</b>									
<b>Fax Number:</b>	(216)579-6073								
<i>Correspondence will be sent via US Mail when the fax attempt is unsuccessful.</i>									
<b>Phone:</b>	216-579-1700								
<b>Email:</b>	jbarlock@pearnegordon.com								
<b>Correspondent Name:</b>	Pearne & Gordon LLP								
<b>Address Line 1:</b>	1801 East 9th Street, Suite 1200								
<b>Address Line 4:</b>	Cleveland, OHIO 44114-3108								
<b>ATTORNEY DOCKET NUMBER:</b>	39936US1								
<b>NAME OF SUBMITTER:</b>	Ronald M. Kachmarik								

Total Attachments: 6  
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## **ASSIGNMENT**

WHEREAS, new and useful improvements have been made by the undersigned in

**LATERAL MOUNT IMPLANT DEVICE**

Serial No.: 11/686,054 Filed: March 14, 2007

and are the subject of a patent application prepared for filing in the United States Patent and Trademark Office, and executed by the undersigned on the dates indicated below, which application is further identified as Pearne & Gordon LLP Docket No. 39936US1.


WHEREAS, RSB Spine LLC, a corporation of Ohio, having a place of business at 2530 Superior Avenue # 703, Cleveland, Ohio 44114, hereinafter referred to as "assignee", is desirous of acquiring all right, title, and interest throughout the world in, to, and under said improvements and inventions and patent rights therefor.

NOW, THEREFORE, be it known that, for valuable consideration, the receipt and sufficiency of which are hereby acknowledged, all right, title, and interest, in the United States and throughout the world, in, to and under said improvements and inventions and all patents, patent applications, patent rights, and inventor's certificates thereof, therefor, and therein, including without limitation said application for patent in the United States, all divisions and continuations thereof, all patents which may be granted thereon, all reissues and extensions thereof, all right to sue for past infringement thereunder, all patents which may be granted for said improvements and inventions by states or nations other than the United States, or by other authority, entity, or organization, and all applications therefor, have been and are hereby sold, assigned, transferred, and delivered unto assignee, its successors and assigns; and it is covenanted and agreed by the undersigned, and for executors, administrators, and legal representatives of the undersigned, that at assignee's request any and all applications, affidavits, assignments, and other instruments will be made, executed, and delivered as may be necessary, or desirable to secure for or vest in assignee, its successors or assigns, any improvement, inventions, right, title, interest, application, patent, patent right or other right or property covered by this assignment, and the United States Commissioner of Patents and Trademarks is hereby requested and authorized to issue any and all United States patents granted on any of said applications to assignee as owner of the entire right, title, and interest in, to, and under the same, and appropriately empowered officials of foreign countries are hereby authorized to issue any letters patent granted on any of said applications to assignee as owner of the entire right, title and interest in, to, and under the same.

The undersigned hereby grants the firm of Pearne & Gordon LLP the power to insert on this assignment any further identification which may be necessary or desirable in order to comply with the rules of the United States Patent and Trademark Office for recordation of this document.

1 of 3

IN WITNESS WHEREOF, this assignment has been executed below by the undersigned:

	<u>4/10/07</u>	<u>4/10/07</u>
Robert S. Bray	Date I signed this Assignment	Date I signed Declaration or Oath

Post Office Address: 11966 Lockridge Road, Studio City, California 91604, USA

_____	_____	_____
James M. Moran	Date I signed this Assignment	Date I signed Declaration or Oath

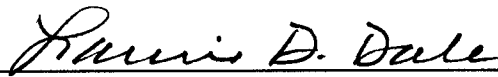
Post Office Address: 8340 Hunting Drive, North Royalton, Ohio 44113, USA

_____	_____	_____
Mark T. Whiteaker	Date I signed this Assignment	Date I signed Declaration or Oath

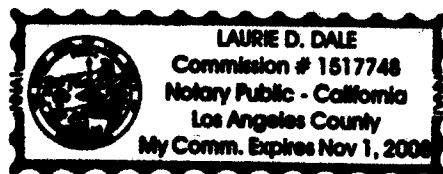
Post Office Address: 736 Wagar Road, Rocky River, Ohio 44116, USA

STATE OF CALIF. )  
                          ) } SS.  
COUNTY OF LOS ANGELES )

The above named Robert S. Bray, known to me, appeared before me this 10<sup>th</sup> day of April, 2007, and acknowledged that the foregoing instrument was executed as his free act and deed for the uses and purposes therein set forth.

  
Notary Public

(Notary Seal)



STATE OF                    )  
                                  }  
                                  } SS.  
COUNTY OF                )

The above named James M. Moran, known to me, appeared before me this    day of  
                                  , 2007, and acknowledged that the foregoing instrument was executed as his  
free act and deed for the uses and purposes therein set forth.

\_\_\_\_\_  
Notary Public

(Notary Seal)

STATE OF                    )  
                                  }  
                                  } SS.  
COUNTY OF                )

The above named Mark T. Whiteaker, known to me, appeared before me this    day of  
                                  , 2007, and acknowledged that the foregoing instrument was executed as his  
free act and deed for the uses and purposes therein set forth.

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### LATERAL MOUNT IMPLANT DEVICE

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NOW, THEREFORE, be it known that, for valuable consideration, the receipt and sufficiency of which are hereby acknowledged, all right, title, and interest, in the United States and throughout the world, in, to and under said improvements and inventions and all patents, patent applications, patent rights, and inventor's certificates thereof, therefor, and therein, including without limitation said application for patent in the United States, all divisions and continuations thereof, all patents which may be granted thereon, all reissues and extensions thereof, all right to sue for past infringement thereunder, all patents which may be granted for said improvements and inventions by states or nations other than the United States, or by other authority, entity, or organization, and all applications therefor, have been and are hereby sold, assigned, transferred, and delivered unto assignee, its successors and assigns; and it is covenanted and agreed by the undersigned, and for executors, administrators, and legal representatives of the undersigned, that at assignee's request any and all applications, affidavits, assignments, and other instruments will be made, executed, and delivered as may be necessary, or desirable to secure for or vest in assignee, its successors or assigns, any improvement, inventions, right, title, interest, application, patent, patent right or other right or property covered by this assignment, and the United States Commissioner of Patents and Trademarks is hereby requested and authorized to issue any and all United States patents granted on any of said applications to assignee as owner of the entire right, title, and interest in, to, and under the same, and appropriately empowered officials of foreign countries are hereby authorized to issue any letters patent granted on any of said applications to assignee as owner of the entire right, title and interest in, to, and under the same.

The undersigned hereby grants the firm of Pearne & Gordon LLP the power to insert on this assignment any further identification which may be necessary or desirable in order to comply with the rules of the United States Patent and Trademark Office for recordation of this document.

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\_\_\_\_\_  
Robert S. Bray

\_\_\_\_\_  
Date I signed this Assignment

\_\_\_\_\_  
Date I signed Declaration or Oath

Post Office Address: 11966 Lockridge Road, Studio City, California 91604, USA

James M. Moran  
James M. Moran

4/9/7  
Date I signed this Assignment

4/9/7  
Date I signed Declaration or Oath

Post Office Address: 8340 Hunting Drive, North Royalton, Ohio 44113, USA

Mark T. Whiteaker  
Mark T. Whiteaker

4-9-07  
Date I signed this Assignment

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Post Office Address: 736 Wagar Road, Rocky River, Ohio 44116, USA

STATE OF )  
                  ) SS.  
COUNTY OF )

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\_\_\_\_\_  
Notary Public

(Notary Seal)

STATE OF *Ohio* )  
COUNTY OF *Cuyahoga* ) SS.

The above named James M. Moran, known to me, appeared before me this \_\_\_\_\_ day of \_\_\_\_\_, 2007, and acknowledged that the foregoing instrument was executed as his free act and deed for the uses and purposes therein set forth.

*Nanci L. Madorsky*  
Notary Public

(Notary Seal)

**NANCI L. MADORSKY**  
Notary Public, State of Ohio, Cuy. Cty.  
My commission expires Apr. 26, 2010

STATE OF *Ohio* )  
COUNTY OF *Cuyahoga* ) SS.

The above named Mark T. Whiteaker, known to me, appeared before me this <sup>9<sup>th</sup></sup> day of *April*, 2007, and acknowledged that the foregoing instrument was executed as his free act and deed for the uses and purposes therein set forth.

*Nanci L. Madorsky*  
Notary Public

(Notary Seal)

**NANCI L. MADORSKY**  
Notary Public, State of Ohio, Cuy. Cty.  
My commission expires Apr. 26, 2010