

05-21-2007

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



103407904

Atty. Docket: 2875

To the Director of the U.S. Patent and Trademark Office

Documents or the new address(es) below.

1. Name of conveying party(ies)

1. Ronald J. Podhajsky
2. Dale Francis Schmaltz
3. Arlan James Reschke

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

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

Execution Date(s) 1. 5/10/07 2. 5/15/07 3. 5/14/07

- ☒ 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: Sherwood Services AG

Internal Address: _____

Street Address: Bahnhofstrasse 29

City: _____

State: Schaffhausen

Country: Switzerland Zip: 8200

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

4. Application or patent number(s):

A. Patent Application No.(s)

10/701,796 filed November 5, 2003
60/424,352 filed November 5, 2002

☐ 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: Mark Farber, Esq.

Internal Address: U.S. Surgical,
A Division of Tyco Healthcare Group, LP

Street Address: 195 McDermott Road

City: North Haven

State: CT Zip: 06473

Phone Number: 303-530-6572

Fax Number: 303-581-6632

Email Address: _____

6. Total number of applications and patents involved: two

7. Total fee (37 CFR 1.21(h) & 3.41) \$ 80.00

- ☐ 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 _____

9. Signature:

Signature

Thomas A. Beaton, Reg. No. 46,543

Name of Person Signing

Date

Total number of pages including cover sheet, attachments, and documents: 4

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: 019327 FRAME: 0248

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:

Ronald J. Podhajsky
Dale Francis Schmaltz
Arlan James Reschke

(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:

Sherwood Services AG
 (Type or print name of ASSIGNEE)
Bahnhofstrasse 29
 Address
8200, Schaffhausen
Switzerland
Switzerland
 Nationality

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:

ELECTROSURGICAL PENCIL HAVING A SINGLE BUTTON VARIABLE CONTROL

(title of invention)

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. 10/701,796 filed on November 5, 2003.
- (d) ☒ U.S. provisional application No. 60/424,352
filed on November 5, 2002.
- (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) [X] 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;

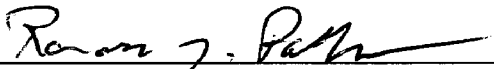
ASSIGNORS hereby authorizes and requests the Commissioner of Patents and Trademarks to issue all such Letters Patent to ASSIGNEE:

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.

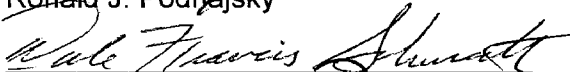
WARNING: Date of signing must be the **same as** the date of execution of the application if item (a) was checked above.



Ronald J. Podhajsky

5-10-07

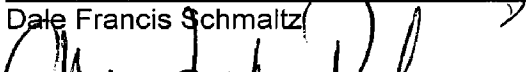
Dated



Dale Francis Schmalz

5/15/07

Dated



Arlan James Reschke

5-14-07

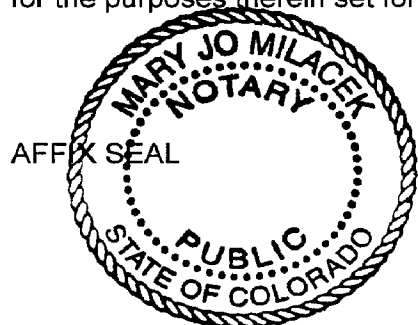
Dated

[X] Notarization or Legalization Page Added.

State of Colorado)
) ss
County of Boulder)

Before me this 10 day of May 2007,

personally appeared **Ronald J. Podhajsky** 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.

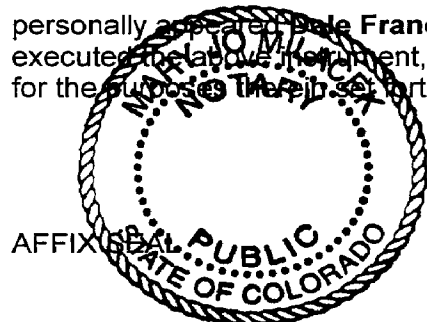


Mary Jo Milarek
Notary Public

My Commission Expires 02/28/2011
State of Colorado)
) ss
County of Boulder)

Before me this 15 day of May 2007,

personally appeared **Francis Schmaltz** 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.



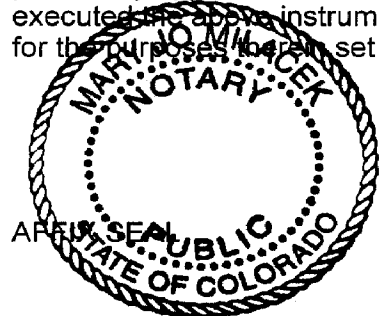
Mary Jo Milarek
Notary Public

My Commission Expires 02/28/2011

State of Colorado)
) ss
County of Boulder)

Before me this 14 day of May 2007,

personally appeared **Arlan James Reschke** 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.



Mary Jo Milarek
Notary Public

My Commission Expires 02/28/2011