

PATENT ASSIGNMENT

Electronic Version v1.1
 Stylesheet Version v1.1

SUBMISSION TYPE:	NEW ASSIGNMENT										
NATURE OF CONVEYANCE:	ASSIGNMENT										
CONVEYING PARTY DATA											
<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>John C. Colborn</td> <td>07/26/2007</td> </tr> <tr> <td>J. Nick Marsh-Chetter</td> <td>07/26/2007</td> </tr> <tr> <td>Shawn D. Kollatschny</td> <td>07/26/2007</td> </tr> <tr> <td>Bryan Byerman</td> <td>07/26/2007</td> </tr> </tbody> </table>		Name	Execution Date	John C. Colborn	07/26/2007	J. Nick Marsh-Chetter	07/26/2007	Shawn D. Kollatschny	07/26/2007	Bryan Byerman	07/26/2007
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Shawn D. Kollatschny	07/26/2007										
Bryan Byerman	07/26/2007										
RECEIVING PARTY DATA											
Name:	Cyberonics Inc.										
Street Address:	100 Cyberonics Blvd.										
City:	Houston										
State/Country:	TEXAS										
Postal Code:	77058										
PROPERTY NUMBERS Total: 1											
<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>11829372</td> </tr> </tbody> </table>		Property Type	Number	Application Number:	11829372						
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Application Number:	11829372										
CORRESPONDENCE DATA											
Fax Number:	(713)934-7011										
<i>Correspondence will be sent via US Mail when the fax attempt is unsuccessful.</i>											
Phone:	7139344065										
Email:	cmeinhardt@wmalaw.com										
Correspondent Name:	Raymund F. Eich, Ph.D.										
Address Line 1:	10333 Richmond, Suite 1100										
Address Line 4:	Houston, TEXAS 77042										
ATTORNEY DOCKET NUMBER:	1000.164/2113.004700										
NAME OF SUBMITTER:	Raymund F. Eich, Ph.D.										
Total Attachments: 6 source=Assignment#page1.tif											

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ASSIGNMENT

FOR GOOD AND VALUABLE CONSIDERATION, the receipt, sufficiency and adequacy of which are hereby acknowledged, the undersigned, do hereby:

SELL, ASSIGN AND TRANSFER to **CYBERONICS INC.** (the "Assignee"), a corporation of Delaware, having a place of business at **100 Cyberonics Blvd., Houston, Texas 77058**, the entire right, title and interest for the United States and all foreign countries in and to any and all improvements which are disclosed in the application for United States Letters Patent, which has been executed by the undersigned concurrently herewith and is entitled **RIBBON ELECTRODE**, such application and all divisional, continuing, substitute, renewal, reissue and all other applications for patent which have been or shall be filed in the United States and all foreign countries on any of such improvements; all original and reissued patents which have been or shall be issued in the United States and all foreign countries on such improvements; and specifically including the right to file foreign applications under the provisions of any convention or treaty and claim priority based on such application in the United States;

AUTHORIZE AND REQUEST the issuing authority to issue any and all United States and foreign patents granted on such improvements to the Assignee;

WARRANT AND COVENANT that no assignment, grant, mortgage, license or other agreement affecting the rights and property herein conveyed has been or will be made to others by the undersigned, and that the full right to convey the same as herein expressed is possessed by the undersigned;

COVENANT, when requested and at the expense of the Assignee, to carry out in good faith the intent and purpose of this assignment, the undersigned will execute all divisional, continuing, substitute, renewal, reissue, and all other patent applications on any and all such improvements; execute all rightful oaths, declarations, assignments, powers of attorney and other papers; communicate to the Assignee all facts known to the undersigned relating to such improvements and the history thereof; and generally do everything possible which the Assignee shall consider desirable for vesting title to such improvements in the Assignee, and for securing, maintaining and enforcing proper patent protection for such improvements;

TO BE BINDING on the heirs, assigns, representatives and successors of the undersigned and extend to the successors, assigns and nominees of the Assignee.

Signature: *John C. Colborn* Date: *26 July 2007*
John C. Colborn

STATE OF TEXAS §
 §
COUNTY OF HARRIS §

BEFORE ME, the undersigned authority, on this *26th* day of *July*, 2007, personally appeared JOHN C. COLBORN, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he executed the same of his own free will for the purposes and consideration therein expressed.



Dianne W. Mangrum
Notary or Consular Officer

Signature: _____ Date: _____
J. Nick Marsh-Chetter

STATE OF TEXAS §
 §
COUNTY OF HARRIS §

BEFORE ME, the undersigned authority, on this _____ day of _____, 2007, personally appeared J. NICK MARSH-CHETTER, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he executed the same of his own free will for the purposes and consideration therein expressed.

[SEAL]

Notary or Consular Officer

Signature: Shawn D. Kollatschny Date: 7-26-2007
Shawn D. Kollatschny

STATE OF TEXAS §
§
COUNTY OF HARRIS §

BEFORE ME, the undersigned authority, on this 26th day of July, 2007, personally appeared SHAWN D. KOLLATSCHNY, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he executed the same of his own free will for the purposes and consideration therein expressed.



Dianne W. Mangrum
Notary or Consular Officer

Signature: Bryan Byerman Date: 26 July 07
Bryan Byerman

STATE OF TEXAS §
§
COUNTY OF HARRIS §

BEFORE ME, the undersigned authority, on this 26th day of July, 2007, personally appeared BRYAN BYERMAN, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he executed the same of his own free will for the purposes and consideration therein expressed.



Dianne W. Mangrum
Notary or Consular Officer

ASSIGNMENT

FOR GOOD AND VALUABLE CONSIDERATION, the receipt, sufficiency and adequacy of which are hereby acknowledged, the undersigned, do hereby:

SELL, ASSIGN AND TRANSFER to **CYBERONICS INC.** (the "Assignee"), a corporation of Delaware, having a place of business at **100 Cyberonics Blvd., Houston, Texas 77058**, the entire right, title and interest for the United States and all foreign countries in and to any and all improvements which are disclosed in the application for United States Letters Patent, which has been executed by the undersigned concurrently herewith and is entitled **RIBBON ELECTRODE**, such application and all divisional, continuing, substitute, renewal, reissue and all other applications for patent which have been or shall be filed in the United States and all foreign countries on any of such improvements; all original and reissued patents which have been or shall be issued in the United States and all foreign countries on such improvements; and specifically including the right to file foreign applications under the provisions of any convention or treaty and claim priority based on such application in the United States;

AUTHORIZE AND REQUEST the issuing authority to issue any and all United States and foreign patents granted on such improvements to the Assignee;

WARRANT AND COVENANT that no assignment, grant, mortgage, license or other agreement affecting the rights and property herein conveyed has been or will be made to others by the undersigned, and that the full right to convey the same as herein expressed is possessed by the undersigned;

COVENANT, when requested and at the expense of the Assignee, to carry out in good faith the intent and purpose of this assignment, the undersigned will execute all divisional, continuing, substitute, renewal, reissue, and all other patent applications on any and all such improvements; execute all rightful oaths, declarations, assignments, powers of attorney and other papers; communicate to the Assignee all facts known to the undersigned relating to such improvements and the history thereof; and generally do everything possible which the Assignee shall consider desirable for vesting title to such improvements in the Assignee, and for securing, maintaining and enforcing proper patent protection for such improvements;

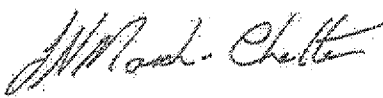
TO BE BINDING on the heirs, assigns, representatives and successors of the undersigned and extend to the successors, assigns and nominees of the Assignee.

Signature: _____ Date: _____
John C. Colborn

STATE OF TEXAS §
 §
COUNTY OF HARRIS §

BEFORE ME, the undersigned authority, on this _____ day of _____, 2007, personally appeared JOHN C. COLBORN, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he executed the same of his own free will for the purposes and consideration therein expressed.

[SEAL] _____ Notary or Consular Officer


Signature: _____ Date: 26th July, 2007
J. Nick Marsh-Chetter

STATE OF TEXAS §
 §
COUNTY OF HARRIS §

BEFORE ME, the undersigned authority, on this _____ day of _____, 2007, personally appeared J. NICK MARSH-CHETTER, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he executed the same of his own free will for the purposes and consideration therein expressed.

[SEAL] _____ Notary or Consular Officer

Signature: _____ Date: _____
Shawn D. Kollatschny

STATE OF TEXAS §
 §
COUNTY OF HARRIS §

BEFORE ME, the undersigned authority, on this ____ day of _____, 2007, personally appeared SHAWN D. KOLLATSCHNY, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he executed the same of his own free will for the purposes and consideration therein expressed.

[SEAL]

Notary or Consular Officer

Signature: _____ Date: _____
Bryan Byerman

STATE OF TEXAS §
 §
COUNTY OF HARRIS §

BEFORE ME, the undersigned authority, on this ____ day of _____, 2007, personally appeared BRYAN BYERMAN, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he executed the same of his own free will for the purposes and consideration therein expressed.

[SEAL]

Notary or Consular Officer