

07-25-2007



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To the Director of the U.S. Patent and Trademark Office, _____ documents or the **FINANCE SECTION** _____

7-27-07

1. Name of conveying party(ies)

Gary S. Fanton
John Krumme

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

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

Execution Date(s) 04/26/2007

- 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: Sapphire Medical, Inc.

Internal Address: _____

Street Address: 690 Oak Grove Avenue

City: Menlo Park

State: CA

Country: USA Zip: 94025

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

4. Application or patent number(s):

This document is being filed together with a new application.

A. Patent Application No.(s)
11/726,736

B. Patent No.(s)

07/24/2007 DBYRNE 00000023 11726736

01 FC:8021

40.00 DP

Additional numbers attached? Yes No

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

Name: Mark J. Pandiscio

Internal Address: Pandiscio & Pandiscio, P.C.

Street Address: 470 Totten Pond Road

City: Waltham

State: MA Zip: 02451

Phone Number: 781-290-0060

Fax Number: 781-290-4840

Email Address: _____

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 (any deficiencies)
- None required (government interest not affecting title)

8. Payment Information

a. Credit Card Last 4 Numbers _____
Expiration Date _____

b. Deposit Account Number 16-0221

Authorized User Name _____

9. Signature:

Margaret M. Slezak
Signature

07/19/2007
Date

Margaret M. Slezak

Name of Person Signing

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

Documents to be recorded (including cover sheet) should be faxed to (571) 273-0140, or mailed to:
Mail Stop Assignment Recordation Services, Director of the USPTO, P.O.Box 1450, Alexandria, V.A. 22313-1450

ASSIGNMENT

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

SELL, ASSIGN AND TRANSFER to Sapphire Medical, Inc. (the "Assignee"), having a place of business at 690 Oak Grove Avenue, Menlo Park, CA 94025 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, Serial No. 11/726,736 filed on March 22, 2007, and is entitled "**BONE ANCHOR INSTALLER AND METHOD OF USE**", such application and all nonprovisional, 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;

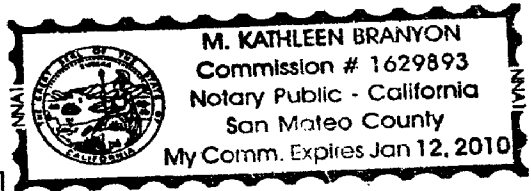
COVENANT that, when requested and at the expense of the Assignee, to carry out in good faith the intent and purpose of this assignment, the undersigned will execute all divisional, continuing, substitute, renewal, reissue, and all other patent applications on any and all such improvements; execute all 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 securing, maintaining and enforcing proper patent protection for such improvements and for vesting title to such improvements in the Assignee;

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) Gary S. Fanton
Name: Gary S. Fanton

Date: 4/26/07

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



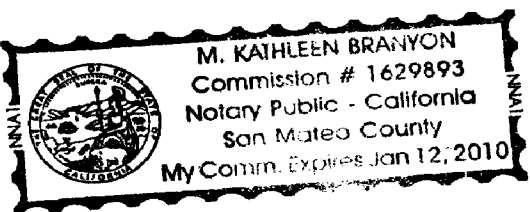
[SEAL]

M. Kathleen Branyon
Notary

(Signature) John Krumme
Name: John Krumme

Date: 26 APR 07

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



[SEAL]

M. Kathleen Branyon
Notary

ERIC B. MEYERTONS
MEYERTONS, HOOD, KIVLIN, KOWERT & GOETZEL, P.C.
P.O. BOX 398
AUSTIN, TX 78767-0398

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Gary S. Fanton et al.
Serial No.: 11/726,736
Filing Date: 03/22/2007
Title: BONE ANCHOR INSTALLER AND METHOD OF USE
Group Art Unit: 3731
Examiner: unknown
Attorney's Docket No.: 6008-00701

Mail Stop Assignment Recordation Services
Director of the United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

Gentlemen:

REQUEST FOR RECORDATION

Please record the enclosed Assignment of the above-identified patent application from the inventors Gary S. Fanton and John Krumme to Sapphire Medical, Inc.

Also enclosed is a check in the amount of \$40.00 to cover the cost of recording the Assignment.

If any additional fees are required in connection with this matter, please charge the same to Deposit Account No. 16-0221.

Thank you.

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST CLASS MAIL, POSTAGE PREPAID, IN AN ENVELOPE ADDRESSED TO: DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450, ON:

July 19, 2007

(DATE OF DEPOSIT)

Margaret M. Slezak

(NAME OF ATTORNEY)

(SIGNATURE)

July 19, 2007

(DATE OF SIGNATURE)

Respectfully submitted,



Margaret M. Slezak, Esq.
Registration No. 55,625
Pandiscio & Pandiscio
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Waltham, MA 02451-1914
Tel. (781) 290-0060

JC2/600800701.REC