

**PATENT ASSIGNMENT**

Electronic Version v1.1  
 Stylesheet Version v1.1

SUBMISSION TYPE:	NEW ASSIGNMENT
NATURE OF CONVEYANCE:	NUNC PRO TUNC ASSIGNMENT
EFFECTIVE DATE:	11/08/2005

**CONVEYING PARTY DATA**

Name	Execution Date
Smith & Nephew, Inc.	11/08/2007

**RECEIVING PARTY DATA**

Name:	Ethicon Endo-Surgery, Inc.
Street Address:	4545 Creek Road
City:	Cincinnati
State/Country:	OHIO
Postal Code:	45242

**PROPERTY NUMBERS Total: 1**

Property Type	Number
Patent Number:	6042573

**CORRESPONDENCE DATA**

Fax Number: (513)337-2380  
*Correspondence will be sent via US Mail when the fax attempt is unsuccessful.*  
 Phone: 513-337-7158  
 Email: lhansen1@eesus.jnj.com  
 Correspondent Name: Philip S. Johnson  
 Address Line 1: One Johnson & Johnson Plaza  
 Address Line 4: New Brunswick, NEW JERSEY 08933

ATTORNEY DOCKET NUMBER:	END6364USNP
NAME OF SUBMITTER:	Linda F. Hansen

Total Attachments: 3  
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**PATENT**

## ASSIGNMENT

WHEREAS, Smith & Nephew, Inc. ("Assignor"), a Delaware Corporation, having a place of business at 1450 Brooks Road, Memphis, Tennessee 38116 is the sole owner of the United States Letters Patent Number 6,042,573 titled "Surgical Valve" and its foreign counterparts listed in Schedule 1 (the "Patents"); and

WHEREAS, Ethicon Endo-Surgery, Inc., a corporation formed under the laws of the State of Ohio, (hereinafter called "Assignee"), is desirous of acquiring Assignors' entire right, title, and interest in the Patents;

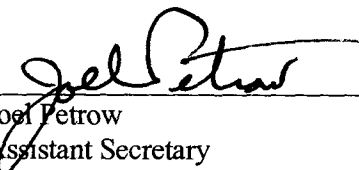
WHEREAS, Assignor and Assignee intended to transfer the Patents as part of an asset purchase agreement on or about November 8, 2005:

NOW, THEREFORE, BE IT KNOWN, that for and in consideration of the sum of One Dollar (\$1.00) and other valuable considerations, the receipt of which is hereby acknowledged said Assignor has sold, assigned, transferred and set over, and by these presents does hereby sell, assign, transfer, and set over, unto said Assignee, its successors and assigns, the entire right, title and interest in and to the Patents, and in and to all substitutions, divisions, continuations, extensions, renewals and reissues thereof, including without limitation of generality, any and all choses in action and any and all claims and demands, both at law and in equity, that said Assignor has or may have for damages or profits accrued or to accrue on account of the infringement of any of said Patents, the same to be held and enjoyed by said Assignee, its successors and assigns, as fully and entirely as the same would have been held and enjoyed by Assignor if this Assignment and sale had not been made.

FURTHER, BE IT KNOWN, that this assignment will be effective *nunc pro tunc* as of November 8, 2005.

IN WITNESS WHEREOF, Assignor has caused this Assignment to be signed by its duly authorized officer and attested by its Assistant Secretary and its corporate seal to be affixed on this 8<sup>th</sup> day of November 2007.

Smith & Nephew, Inc.

By:   
Joel Petrow  
Assistant Secretary

Date: 8 November 2007

STATE OF TENNESSEE:

COUNTY OF SHELBY:

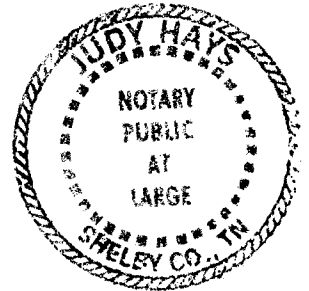
BE IT REMEMBERED, That on this 8<sup>th</sup> day of November 2007, before me, the subscriber, a Notary Public of Tennessee, personally appeared Joel Petrow, who being by me duly sworn did depose and make proof to my satisfaction that he well knows the corporate seal of SMITH & NEPHEW, INC., the corporation named in and which executed the foregoing Assignment; that the seal thereto affixed is the proper corporate seal of the said corporation; that the same was so affixed thereto and the said Assignment signed and delivered by Joel Petrow, who was at the date of execution thereof Assistant Secretary of said corporation, in the presence of the said deponent, as the voluntary act and deed of the said corporation, and that the said deponent thereupon signed the same as subscribing witness.

Subscribed and sworn before me at Memphis, Tennessee on the date aforesaid.

Judy Hays  
Judy Hays, Notary Public

(Seal)

**My Commission Expires  
February 12, 2008**



Schedule 1

**Patents**

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AT259189  
AU199917124  
AU734171B2  
CA2313113  
DE69821648  
EP1037566  
JP2002508195  
US6042573  
WO1999029250