

02-25-2008

Form PTO-1595 (Rev. 07/05)
OMB No. 0651-0027 (exp. 6/30/2008)U.S. DEPARTMENT OF COMMERCE
United States Patent and Trademark Office

103484461

PATENTS ONLY

To the Director of the U.S. Patent and Trademark Office: Please record the attached documents or the new address(es) below.

1. Name of conveying party(ies)Kelly G. Ammann
Vincent P. Novak
Robert E. Schneider
Ralph E. Burns
Michael C. Moses
Justin R. TaberAdditional name(s) of conveying party(ies) attached? ☐ Yes ☒ No**3. Nature of conveyance/Execution Date(s):**

Execution Date(s) 01/10/2008, 01/14/2008, 01/17/2008, 01/24/2008

- ☒ 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: iBalance Medical, Inc.

Internal Address: _____

Street Address: 4900 Nautilus Court

Suite 100

City: Boulder

State: CO

Country: USA

Zip: 80301

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)

11/888,506

B. Patent No.(s)

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: 1**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 (any deficiencies)
☒ Enclosed
☐ None required (government interest not affecting title)

8. Payment Informationa. Credit Card Last 4 Numbers _____
Expiration Date _____

b. Deposit Account Number 16-0221

Authorized deposit name: 02/23/2008 L. MUELLER 00000000 11888506

01 FC-0021

48.00.00

9. Signature:*Margaret M. Carley*

Signature

02/19/2008

Date

Margaret M. Carley

Name of Person Signing

Total number of pages including cover sheet, attachments, and documents: 6

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

IM/NOVAK1415.REC
NOVAK-1415PATENT
REEL: 020572 FRAME: 0578

2.22.08

ASSIGNMENT

We, Kelly G. Ammann of 2335 Panorama Avenue, Boulder, CO 80304, Vincent P. Novak of 2013 Coralbells Court, Longmont, CO 80503, Robert E. Schneider of 2777 Hughs Drive, Erie, CO 80516, Ralph E. Burns of 2243 Dogwood Circle, Louisville, CO 80027, Michael C. Moses of 711 Alpine Ave, Apt. B, Boulder, CO 80304 and Justin R. Taber of 5113 Williams Fork Trail, Apt. 120, Boulder, CO 80301, having invented improvements in METHOD AND APPARATUS FOR PERFORMING AN OPEN WEDGE, HIGH TIBIAL OSTEOTOMY and having executed an application for United States patent describing the same and based thereon (and we hereby authorize our attorney(s), authorized to prosecute said application, to here insert the filing date and serial number of said application, when known, Serial No. 11/888,506, filed 08/01/2007), for good and valuable consideration, receipt of which is hereby acknowledged from iBalance Medical, Inc., a Delaware corporation having a place of business at 4900 Nautilus Court, Suite 100, Boulder, CO 80301, hereinafter called the Assignee (which term shall include its successors and assigns), do hereby sell, assign and transfer unto the Assignee our entire right, title, and interest, in and throughout the United States of America (including its territories and dependencies) and all countries foreign thereto, in and to and under said application (which term shall include hereinafter where the context so admits all divisional, continuing, reissue and other patent applications based thereon) and the inventions (which term shall include each and every such invention, or any part thereof) therein described, and any and all patents and like rights of exclusion (including extensions thereof) of any country which may be granted on or for said inventions or on said application.

And for the same consideration we do also hereby sell, assign and transfer unto the Assignee all our rights under the International Convention for the Protection of Industrial Property and all other treaties of like purpose in respect of said inventions and said application and we do hereby authorize the Assignee to apply in our names or its own name for patents and like rights of exclusion on or for said inventions in all countries, claiming (if the Assignee so desires) the priority of the filing date of said application under the provisions of said Convention or any such other treaty;

And for the same consideration we do hereby jointly and severally agree for ourselves and for our respective heirs, executors and administrators, promptly upon request of the

Pandiscio & Pandiscio, P.C.
470 Totten Pond Road
Waltham, MA 02451
Tel. (781) 290 0060

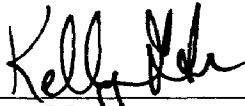
NOVAK-1415

Assignee, to execute and deliver without further compensation any power of attorney, assignment, original, divisional, continuing, reissue or other application or applications for patent or patents or like rights of exclusion of any country, or other lawful documents and any further assurances that may be deemed necessary or desirable by the Assignee fully to secure to it said right, title, and interest as aforesaid in and to said inventions, application, and said several patents and like rights of exclusion, or any of them, all, however, at the expense of the Assignee;

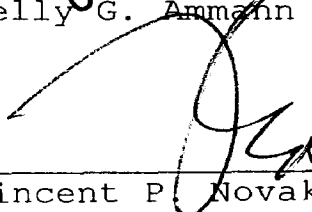
And we do hereby authorize and request the Commissioner of Patents of the United States of America and the corresponding Officer of each country foreign thereto to issue to the Assignee any and all patents and like rights of exclusion which may be granted in any country upon said application or on or for said inventions;

And we do hereby jointly and severally covenant for ourselves and for our respective legal representatives and agree with the Assignee that we have granted no right or license to make, use or sell said inventions to anyone except the Assignee, that prior to the execution of this deed our right, title and interest in and to said inventions has not been otherwise encumbered by us, and that we have not executed and will not execute any instrument in conflict herewith.

IN WITNESS WHEREOF, we hereunto set our hands and seals on the day and year hereinafter noted.



Kelly G. Ammann



Vincent P. Novak

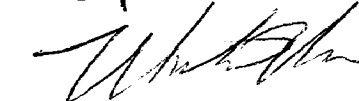


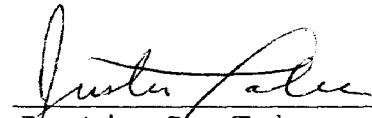
Robert E. Schneider

Pandiscio & Pandiscio, P.C.
470 Totten Pond Road
Waltham, MA 02451
Tel. (781) 290 0060

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Ralph E. Burns

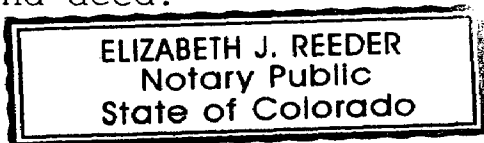

Michael C. Moses


Justin R. Taber

State of Colorado)
County of Boulder) ss.

Before me this 24th day of January, 2008,
personally appeared Kelly G. Ammann, who is to me personally
known, and acknowledged the foregoing instrument to be his/her
free act and deed.

SEAL



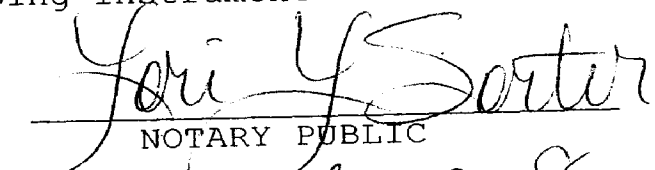

NOTARY PUBLIC

My commission expires: June 7, 2008

State of Colorado)
County of Boulder) ss.

Before me this 17th day of January, 2008,
personally appeared Vincent P. Novak, who is to me personally
~~known~~ and acknowledged the foregoing instrument to be his/her
free act and deed.

SEAL  Lori L. Sorter
Notary Public
State of Colorado


NOTARY PUBLIC

My commission expires: 9-22-08

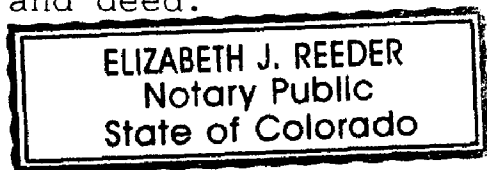
Pandiscio & Pandiscio, P.C.
470 Totten Pond Road
Waltham, MA 02451
Tel. (781) 290 0060

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State of Colorado
County of Boulder) ss.

Before me this 24th day of January, 2008,
personally appeared Robert E. Schneider, who is to me personally
known, and acknowledged the foregoing instrument to be his/her
free act and deed.

SEAL



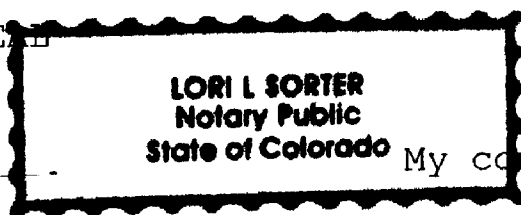
Elizabeth J. Reeder
NOTARY PUBLIC

My commission expires: June 7, 2008

State of Colorado
County of Boulder) ss.

Before me this 14th day of January, 2008,
personally appeared Ralph E. Burns, who is to me personally
known, and acknowledged the foregoing instrument to be his/her
free act and deed.

SEAL



Lori L. Sorter
NOTARY PUBLIC

My commission expires: 9-22-08

Pandiscio & Pandiscio, P.C.
470 Totten Pond Road
Waltham, MA 02451
Tel. (781) 290 0060

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State of Colorado,
County of Boulder ss.

Before me this 17 day of January, 2007,
personally appeared Michael C. Moses, who is to me personally
known, and acknowledged the foregoing instrument to be his/her
free act and deed.

SEAL

LORI L SORTER
Notary Public
State of Colorado

Lori L Sorter
NOTARY PUBLIC

My commission expires: 9-22-08

State of Colorado,
County of Boulder ss.

Before me this 16th day of January, 2007,
personally appeared Justin R. Taber, who is to me personally
known, and acknowledged the foregoing instrument to be his/her
free act and deed.

SEAL

LORI L SORTER
Notary Public
State of Colorado

Lori L Sorter
NOTARY PUBLIC

My commission expires: 9-22-08

AH/NOVAK1415.ASN

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Tel. (781) 290 0060

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