

**PATENT ASSIGNMENT**

Electronic Version v1.1  
 Stylesheet Version v1.1

SUBMISSION TYPE:	NEW ASSIGNMENT
NATURE OF CONVEYANCE:	MERGER
EFFECTIVE DATE:	10/31/2008

**CONVEYING PARTY DATA**

Name	Execution Date
Paragon Intellectual Properties, LLC	10/31/2008

**RECEIVING PARTY DATA**

Name:	Nexeon MedSystems, Inc.
Street Address:	300 Capitol Street, Suite 1002
City:	Charleston
State/Country:	WEST VIRGINIA
Postal Code:	25329-2629

**PROPERTY NUMBERS Total: 14**

Property Type	Number
Application Number:	10822037
Application Number:	10864936
Application Number:	10894810
Application Number:	10959289
Application Number:	11315463
Application Number:	10977593
Application Number:	11125448
Application Number:	11267226
Application Number:	12041561
Application Number:	12172168
Application Number:	12342013
Application Number:	61098624
Patent Number:	6740331
Patent Number:	7338471

**CH \$560.00 10822037**

**PATENT**

CORRESPONDENCE DATA

Fax Number: (858)314-1150  
*Correspondence will be sent via US Mail when the fax attempt is unsuccessful.*  
Phone: 858-314-1200  
Email: lrraymond@jonesday.com  
Correspondent Name: Jaime D. Choi, Ph.D.  
Address Line 1: 222 Est 41st Street  
Address Line 2: JONES DAY  
Address Line 4: New York, NEW YORK 10017-6702

ATTORNEY DOCKET NUMBER:	510590-600001
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NAME OF SUBMITTER:	Jaime D. Choi (Reg. No. 59,198)
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Total Attachments: 8  
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**RECORDATION FORM COVER SHEET  
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)**

Paragon Intellectual Properties, LLC  
300 Capitol Street, Suite 1002  
Charleston, West Virginia 25329-2629

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

**2. Name and address of receiving party(ies)**

Name: Nexeon MedSystems, Inc.  
Address: 300 Capitol Street, Suite 1002  
Charleston, West Virginia 25329-2629

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

Execution Date(s) October 31, 2008

- Assignment  Merger
- Security Agreement  Change of Name
- Joint Research Agreement
- Government Interest Assignment
- Executive Order 9424, Confirmatory License
- Other \_\_\_\_\_

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)**

10/822,037; 10/864,936; 10/894,810; 10/959,289;  
11/315,463; 10/977,593; 11/125,448; 11/267,226;  
12/041,561; 12/172,168; 12/342,013; and 61/098,624

**B. Patent No.(s)**

6740331 and 7338471

Additional numbers attached?  Yes  No

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

Name: Jones Day

Address: 222 East 41st Street

City: New York

State: NY Zip: 10017-6702

Phone Number: (858) 314-1200

Fax Number: (858) 314-1150

Email Address: lrraymond@jonesday.com

**6. Total number of applications and patents involved: 14**

**7. Total fee (37 CFR 1.21(h) & 3.41) \$560.00**

- Authorized to be charged to deposit account
- Enclosed- will be paid via EPAS
- None required (government interest not affecting title)

**8. Payment Information**

b. Deposit Account Number 50-3013

Authorized User Name \_\_\_\_\_

**9. Signature:**

Jaime Choi  
Signature

January 23, 2009  
Date

By: Jaime D. Choi, Ph.D., IP Legal Intern (Reg. No. 59,198)  
For: Nicola A. Pisano (Reg. No. 34,408)

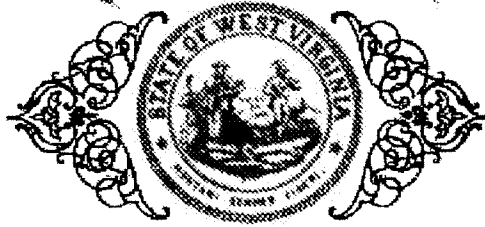
\_\_\_\_\_  
Name of Person Signing

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

8

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

# State of West Virginia



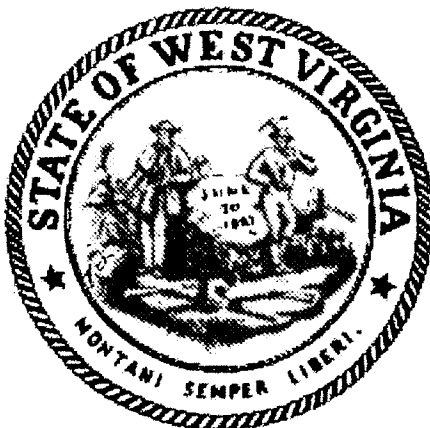
## Certificate

*I, Betty Ireland, Secretary of State of the State of West Virginia, hereby certify that*

by the provisions of the West Virginia Code, Articles of Merger were received and filed,  
MERGING PARAGON INTELLECTUAL PROPERTIES, LLC, A QUALIFIED WV ORGANIZATION, WITH AND INTO NEXEON  
MEDSYSTEMS, INC., A QUALIFIED DE ORGANIZATION.

Therefore, I hereby issue this

### CERTIFICATE OF MERGER



*Given under my hand and the  
Great Seal of the State of  
West Virginia on this day of  
October 31, 2008*

*Betty Ireland*

*Secretary of State*

# Delaware

The First State

PAGE 1 FILED

OCT 31 2008

IN THE OFFICE OF  
SECRETARY OF STATE  
WEST VIRGINIA

I, HARRIET SMITH WINDSOR, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY THE ATTACHED IS A TRUE AND CORRECT COPY OF THE CERTIFICATE OF MERGER, WHICH MERGES:

"PARAGON INTELLECTUAL PROPERTIES, LLC", A WEST VIRGINIA LIMITED LIABILITY COMPANY,

WITH AND INTO "NEXEON MEDSYSTEMS, INC." UNDER THE NAME OF "NEXEON MEDSYSTEMS, INC.", A CORPORATION ORGANIZED AND EXISTING UNDER THE LAWS OF THE STATE OF DELAWARE, AS RECEIVED AND FILED IN THIS OFFICE THE THIRTY-FIRST DAY OF OCTOBER, A.D. 2008, AT 3:54 O'CLOCK P.M.

A FILED COPY OF THIS CERTIFICATE HAS BEEN FORWARDED TO THE NEW CASTLE COUNTY RECORDER OF DEEDS.

4560033 8100M

081084390

You may verify this certificate online  
at [corp.delaware.gov/authver.shtml](http://corp.delaware.gov/authver.shtml)



*Harriet Smith Windsor*

Harriet Smith Windsor, Secretary of State

AUTHENTICATION: 6944657

DATE: 10-31-08

PATENT  
REEL: 022137 FRAME: 0880

**CERTIFICATE OF MERGER**

**OF**

**PARAGON INTELLECTUAL PROPERTIES, LLC**

**(a West Virginia limited liability company)**

**WITH AND INTO**

**NEXEON MEDSYSTEMS, INC.**

**(a Delaware corporation)**

It is hereby certified that:

1. The constituent entities participating in the merger herein certified are:
  - (i) Nexeon MedSystems, Inc., which is incorporated under the laws of the State of Delaware; and
  - (ii) Paragon Intellectual Properties, LLC, which is organized under the laws of the State of West Virginia.
2. An Agreement and Plan of Merger has been approved, adopted, certified, executed and acknowledged by each of the aforesaid constituent entities in accordance with the provisions of subsection (c) of Section 264 of the General Corporation Law of the State of Delaware (the "DGCL").
3. The name of the surviving corporation in the merger herein certified is Nexeon MedSystems, Inc., which will continue its existence as said surviving corporation under its present name, Nexeon MedSystems, Inc., upon the effective date of said merger, pursuant to the provisions of the DGCL.
4. The certificate of incorporation of Nexeon MedSystems, Inc., as now in force and effect, shall continue to be the certificate of incorporation of said surviving corporation until amended and changed pursuant to the provisions of the DGCL.
5. The executed Agreement and Plan of Merger between the aforesaid constituent entities is on file at the principal place of business of the surviving corporation, the address of which is as follows: 300 Capitol Street, Suite 1002, Charleston, West Virginia, 25329.
6. A copy of the aforesaid Agreement and Plan of Merger will be furnished by the aforesaid surviving corporation, on request, and without cost, to any stockholder or member, as the case may be, of the aforesaid constituent entities.
7. The Agreement and Plan of Merger between the aforesaid constituent entities provides that the merger herein certified shall be effective upon filing with the Secretary of State of the State of Delaware this Certificate of Merger.

**IN WITNESS WHEREOF**, Nexeon MedSystems, Inc. has caused this Certificate to be executed by its duly authorized officer this 31st day of October, 2008.

**NEXEON MEDSYSTEMS, INC.**

By: /s/ Gardiner Smith  
Name: Gardiner Smith  
Title: President

**ARTICLES OF MERGER  
OF  
PARAGON INTELLECTUAL PROPERTIES, LLC  
INTO  
NEXEON MEDSYSTEMS, INC.**

Pursuant to Section 31B-9-905 of the West Virginia Limited Liability Company Act:

FIRST: The names and jurisdictions of formation of the entities that are party to the merger are Paragon Intellectual Properties, LLC, a West Virginia limited liability company (the "Non-Surviving Company") and Nexeon MedSystems, Inc., a Delaware corporation (the "Surviving Company").

SECOND: The filing date of the Articles of Organization of the Non-Surviving Company is April 5, 2004.

THIRD: The Agreement and Plan of Merger has been approved and executed by each of the Non-Surviving Company and the Surviving Company.

FOURTH: The name of the surviving entity is Nexeon MedSystems, Inc. and the address thereof is 300 Capitol Street, Suite 1002, Charleston, West Virginia 25329-2629.

FIFTH: The effective date of the merger is October 31, 2008.

SIXTH: The Surviving Company agrees that it may be served with process in this state and that it is subject to liability in any action or proceeding for the enforcement of any liability or obligation of any limited liability company previously subject to suit in this state which is to merge, and for the enforcement as provided in Chapter 31B of the West Virginia Uniform Limited Liability Company Act, as the right of members of any limited liability company to receive payment for their interest in the Surviving Company.

[Signatures appear on following page]



IN WITNESS WHEREOF, the Surviving Company and the Non-Surviving Company have caused these Articles of Merger to be signed by an authorized person this 30<sup>th</sup> day of October, 2008.

SURVIVING COMPANY:

NEXEON MEDSYSTEMS, INC., a Delaware corporation

By: Mark C. Bates  
Name: Mark C. Bates  
Title: CEO

NON-SURVIVING COMPANY:

PARAGON INTELLECTUAL PROPERTIES, LLC, a West Virginia limited liability company

By: Mark C. Bates  
Name: Mark C. Bates, M.D.  
Title: Manager

# Delaware

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## *The First State*

I, HARRIET SMITH WINDSOR, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY "NEXEON MEDSYSTEMS, INC." IS DULY INCORPORATED UNDER THE LAWS OF THE STATE OF DELAWARE AND IS IN GOOD STANDING AND HAS A LEGAL CORPORATE EXISTENCE SO FAR AS THE RECORDS OF THIS OFFICE SHOW, AS OF THE TWENTY-EIGHTH DAY OF OCTOBER, A.D. 2008.

AND I DO HEREBY FURTHER CERTIFY THAT THE SAID "NEXEON MEDSYSTEMS, INC." WAS INCORPORATED ON THE ELEVENTH DAY OF SEPTEMBER, A.D. 2008.

4560033 8300  
081072670



*Harriet Smith Windsor*

Harriet Smith Windsor, Secretary of State  
AUTHENTICATION: 6936421

DATE: 10-28-08