

FORM PTO 1585

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08/15/2011

EET



103630797

To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof

1. Name of conveying party(ies):

Andreas APPENZELLER, Daniel FLURIAdditional name(s) of conveying parties attached? ☐ Yes x No

3. Nature of conveyance:

- ☒ Assignment ☐ Merger
☐ Security Agreement ☐ Change of Name
☐ Other _____

Execution dates: August 23, 2010 and August 23, 2010

2. Name and address of receiving party(ies)

Name: **SYNTHESE GmbH**

Street Address:

Eimattstrasse 3
 CH-4436 Oberdorf
 Switzerland

4. Application numbers or patent numbers:

A. Patent Applications: 13/197,539 filed on August 3, 2011

B. Patent Numbers: _____

Additional Numbers attached? ☐ Yes ☒ No

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

Name: **Oleg F. Kaplun, Esq.**
 Internal Address: **Fay Kaplun & Marcin, LLP**

Street Address: **150 Broadway, Suite 702**
 City: **New York** State: **New York** ZIP: **10038**

6. Total number of applications and patents involved: 1

TITLE: **Bone Stabilization Device**7. Total fee (37 C.F.R. 3.41) \$ **40.00**

- ☒ Enclosed
☐ Authorized to be charged to deposit account:

8. Deposit account number:

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9. Statement and signature.

*To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.***Oleg F. Kaplun, (Reg. No. 45,559)**

Name of Person Signing

Signature

August 9, 2011

Date

Total Number of pages including cover sheet, attachments, and document: 3

OMB No. 0651-0011 (exp. 4/94)

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Mail documents to be recorded with required cover sheet information to:

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PATENT

REEL: 026771 FRAME: 0659

ASSIGNMENT
(PROVISIONAL PATENT APPLICATION)

WHEREAS, We, (i) Andreas APPENZELLER, citizen of Switzerland, residing at Montozweg 23, 2504 Biel, Switzerland; and (ii) Daniel FLURI, citizen of Switzerland, residing at Lerchenweg 32, 2544 Bettlach SO, Switzerland; ASSIGNORS, are the inventors of the invention disclosed, described and/or claimed in United States Prov. Patent Application No. 61/373,374, which was filed with the United States Patent and Trademark Office on August 13, 2010, entitled Bone Stabilization Device, and all inventions described, disclosed or claimed therein (hereinafter "the Invention"), which is identified by Fay Kaplun & Marcin Attorney Docket No. 10139/23101 (T01422P).

AND WHEREAS, Synthes GmbH, ASSIGNEE, a Swiss Company, organized under the laws of Switzerland and having a place of business at Eimattstrasse 3, Oberdorf, Switzerland CH-4436, is desirous of obtaining our entire right, title and interest in, to and under all the invention(s) as described, disclosed and/or claimed in the above-identified application:

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, we, the said ASSIGNORS, have sold, assigned, transferred and set over, and do hereby sell, assign, transfer and set over, unto the said ASSIGNEE, its successors, legal representatives and assigns, our entire right, title and interest in, to and under the Invention, and all applications for industrial property protection, including, without limitation, all applications for patents, utility models, and designs which may hereafter be filed for the Invention in any country, together with the right to file such applications and the right to claim for the same the priority rights derived from the application under the International Convention for the Protection of Industrial Property, the Patent Laws of the United States or any other international agreement or the domestic laws of the country in which any such application is filed, as may be applicable; and all forms of industrial property protection, including, without limitation, patents, utility models, inventors' certificates and designs which may be granted for the Invention in any country and all extensions, renewals and reissues thereof; including all applications for industrial property, all divisions, renewals, continuations-in-part, and continuations thereof, and all Patents of the United States which may be granted thereon and all reissues and extensions thereof and all countries throughout the world. This assignment is effective as of the filing date of the provisional patent application listed above.

AND WE HEREBY authorize and request said ASSIGNEE, its successors, legal representatives, or assigns to insert hereinafter when known the application number and filing date of any international, regional, or national application already filed or filed hereafter for the Invention.

Country: _____ Application No. _____ Filing Date _____

AND WE HEREBY authorize and request the Commissioner for Patents and any Official of any country or countries foreign to the United States, whose duty it is to issue patents or other evidence or forms of industrial property protection on applications as aforesaid, to issue the same to the said ASSIGNEE, its successors, legal representatives and assigns, in accordance with the terms of this instrument.

AND WE HEREBY covenant and agree that we have full right to convey the entire interest herein assigned, and that we have not executed, and will not execute, any agreement in conflict herewith.

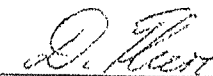
AND WE HEREBY further covenant and agree that we will communicate to the said ASSIGNEE, its successors, legal representatives and assigns, any facts known to us respecting the Invention, and testify in any legal proceeding, sign all lawful papers, execute all divisional, continuing, reissue and foreign applications, make all rightful oaths, and generally do everything possible to aid the said ASSIGNEE, its successors, legal representatives and assigns, to obtain and enforce proper protection for the Invention in all countries.

IN TESTIMONY WHEREOF, We have hereunto signed our names on the date(s) indicated opposite our respective signatures.

Date: 08 23 2010

 L.S.
(Andreas APPENZELLER)

Date: 08 23 2010

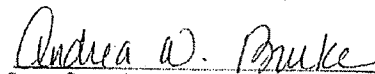
 L.S.
(Daniel FLURI)

ASSIGNEE: Synthes GmbH

Andrea Burke

Authorized to sign on behalf of Synthes GmbH

Signature:

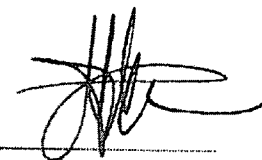


Position/Title:

Patent Counsel

Address:

Eimattstrasse 3
CH-4436 Oberdorf
Switzerland


Helene Schaub, LL.M., M.A.
Head Legal Department

Date:

27 August 2010