

Form PTO-1595

U.S. PTO

RECOI

29/395199

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12/16/2011

12/28/2011



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U.S. DEPARTMENT OF COMMERCE

Patent and Trademark Office

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

## 1. Name of conveying party (ies):

Daniel F. Cheney, Adam T. Knight,  
Eric A. Marciano, and David J. PancratzAdditional name(s) of conveying party (ies) attached? NO Yes/ No

## 3. Nature of conveyance:

☒ Assignment☐ Merger☐ Security Agreement☐ Change of Name☐ Other \_\_\_\_\_Execution Date: December 8, 2011

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

Name: BioMedical Enterprises, Inc.

Internal Address: \_\_\_\_\_

Street Address: 14785 Omicron DriveSuite 205City: San Antonio State: TX ZIP: 78245Additional name(s) & address (es) attached? NO Yes/ No

## 4. Application number (s) or patent number (s):

If this document is being filed together with a new application, the execution date of the application is: December 16, 2011

## A. Patent Application No.(s)

29/395199

## B. Patent No.(s)

Additional numbers attached? NO Yes/ No

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

Name: CHRISTOPHER L. MAKAYInternal Address: 1634 Milam BuildingStreet Address: 115 East Travis StreetCity: San Antonio State: TX ZIP: 782056. Total number of applications and patents involved: 17. Total fee (37 CFR 3.41) ..... \$ 40.00☒ Enclosed☐ Authorized to be charged to deposit account

## 8. Deposit account number:

(Attach duplicate copy of this page if paying by deposit account)

DO NOT USE THIS SPACE

## 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.*Christopher L. Makay

Name of Person Signing

  
Signature16 December 2011

Date

Total number of pages including cover sheet, attachments, and document: 4Mail documents to be recorded with required coversheet information to:  
Commissioner for Patents, Box Assignments, P.O. Box 1430

REEL: 027588 FRAME: 0401

## ASSIGNMENT

WHEREAS, WE, Daniel F. Cheney, Adam T. Knight, Eric A. Marcano, and David J. Pancratz, citizens of the United States of America, residing at 11020 Huebner Oaks, #915, San Antonio, Texas 78230; 1980 Horal St., #2025, San Antonio, Texas 78227; 100 N. Santa Rosa, Suite 13, San Antonio, Texas 78207; and 8606 Magdalena Run, Helotes, Texas 78023; respectively, (hereinafter referred to as "Assignors") have invented certain new and useful improvements in an ORTHOPEDIC STAPLE TAMP, for which we have executed an application for Letters Patent of the United States, of even date herewith; and

WHEREAS, BioMedical Enterprises, Inc., a corporation organized and existing under the laws of the State of Texas, whose business address is Texas Research Park, 14785 Omicron Drive, Suite 205, San Antonio, Texas 78245 (hereinafter referred to as "Assignee"), is desirous of obtaining the entire right, title and interest in, to and under the said improvement and the said application.

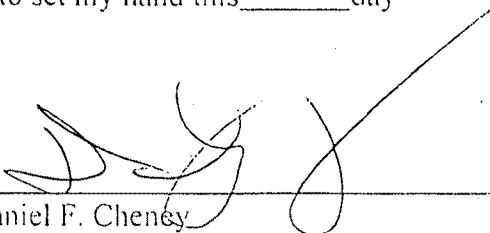
NOW, THEREFORE, in consideration of the sum of One Dollar (\$1.00) to us in hand paid, and other good and valuable consideration, the receipt of which is hereby acknowledged, we, the said Assignors, have sold, assigned, transferred and set over, and by these presents do hereby sell, assign, transfer and set over, unto the said Assignee, its successors, legal representatives and assigns, the entire right, title and interest in, to and under the said improvements, and the said application and all divisions, renewals and continuations thereof, and all Letters Patent of the United States which may be granted thereon and all reissues and extensions thereof, and all applications for Letters Patent which may hereafter be filed for said improvements in any country or countries foreign to the United States, and all extensions, renewals and reissues thereof; and we hereby authorize and request the Commissioner for Patents of the United States, and any official of any country or countries foreign to the United States, whose duty it is to issue patents on applications as aforesaid, to issue all Letters Patents for said improvements to the said Assignee, its successors, legal representatives and assigns, in accordance with the terms of this instrument.

Assignors further assign to Assignee, its successors, assigns or other legal representatives, any and all claims for damages by reason of past and continuing infringement of said patents, and the right to sue for and collect the same for its own use and benefit and that of its successors, assigns or other legal representatives.

WE HEREBY covenant 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.

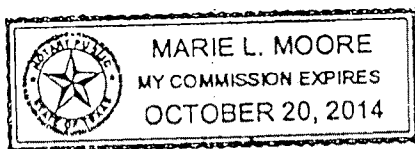
WE HEREBY further covenant and agree that we will communicate to the said Assignee, its successors, legal representatives and assigns, any facts known to me respecting said improvements, and testify in any legal proceeding, sign all lawful papers, execute all divisional, continuing and reissue applications, 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 patent protection for said improvements in all countries.


IN TESTIMONY WHEREOF, I hereunto set my hand this 8<sup>th</sup> day  
of December, 2011.

  
Daniel F. Cheney

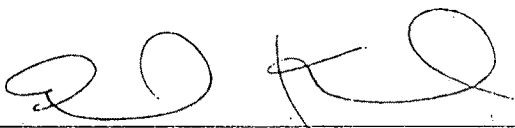
STATE OF TEXAS       §  
                                  §  
COUNTY OF BEXAR   §

On this 8<sup>th</sup> day of December, 2011, before me, a Notary Public,  
personally appeared Daniel F. Cheney, to me known to be the person of that name, who signed  
the foregoing instrument, and he acknowledge the same to be his free act and deed.



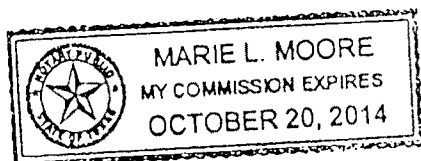
  
Notary Public, State of Texas  
My Commission Expires: 10-20-2014


IN TESTIMONY WHEREOF, I hereunto set my hand this 8<sup>th</sup> day  
of December, 2011.

  
Adam T. Knight

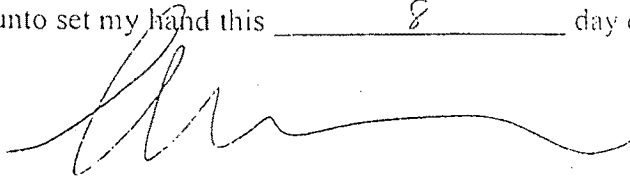
STATE OF TEXAS       §  
                                  §  
COUNTY OF BEXAR   §

On this 8<sup>th</sup> day of December, 2011, before me, a Notary Public,  
personally appeared Adam T. Knight, to me known to be the person of that name, who signed the  
foregoing instrument, and he acknowledge the same to be his free act and deed.



  
Notary Public, State of Texas  
My Commission Expires: 10-20-2014

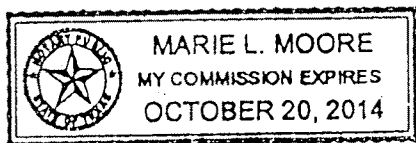
IN TESTIMONY WHEREOF, I hereunto set my hand this 8 day of  
December, 2011.



Eric A. Marciano

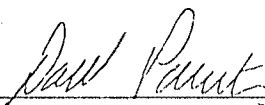
STATE OF TEXAS §  
§  
COUNTY OF BEXAR §

On this 8<sup>th</sup> day of December, 2011, before me, a Notary Public,  
personally appeared Eric A. Marciano, to me known to be the person of that name, who signed  
the foregoing instrument, and he acknowledge the same to be his free act and deed.



Notary Public, State of Texas  
My Commission Expires: 10-20-2014

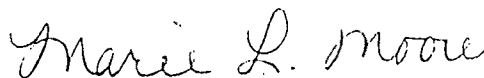
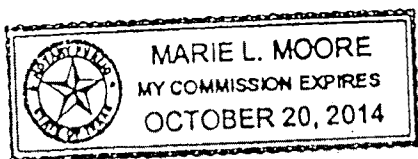
IN TESTIMONY WHEREOF, I hereunto set my hand this 8 day  
of December, 2011.



David J. Pancratz

STATE OF TEXAS §  
§  
COUNTY OF BEXAR §

On this 8 day of December, 2011, before me, a Notary Public,  
personally appeared David J. Pancratz, to me known to be the person of that name, who signed  
the foregoing instrument, and he acknowledge the same to be his free act and deed.



Notary Public, State of Texas  
My Commission Expires: 10-20-2014