

## PATENT ASSIGNMENT

Electronic Version v1.1  
 Stylesheet Version v1.1

SUBMISSION TYPE:	NEW ASSIGNMENT												
NATURE OF CONVEYANCE:	ASSIGNMENT												
CONVEYING PARTY DATA													
<table border="1"> <thead> <tr> <th>Name</th> <th>Execution Date</th> </tr> </thead> <tbody> <tr> <td>Bret W. Smith</td> <td>08/20/2013</td> </tr> <tr> <td>David C. Yates</td> <td>08/15/2013</td> </tr> <tr> <td>Daniel J. Abbott</td> <td>08/28/2013</td> </tr> <tr> <td>Richard F. Schwemberger</td> <td>08/20/2013</td> </tr> <tr> <td>Frederick E. Shelton IV</td> <td>08/13/2013</td> </tr> </tbody> </table>		Name	Execution Date	Bret W. Smith	08/20/2013	David C. Yates	08/15/2013	Daniel J. Abbott	08/28/2013	Richard F. Schwemberger	08/20/2013	Frederick E. Shelton IV	08/13/2013
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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													
<table border="1"> <thead> <tr> <th>Property Type</th> <th>Number</th> </tr> </thead> <tbody> <tr> <td>Application Number:</td> <td>13961236</td> </tr> </tbody> </table>		Property Type	Number	Application Number:	13961236								
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CORRESPONDENCE DATA													
Fax Number:	4123556501												
<i>Correspondence will be sent via US Mail when the fax attempt is unsuccessful.</i>													
Phone:	(412) 355-6282												
Email:	piuspatents@klgates.com												
Correspondent Name:	Brian T. Geisler												
Address Line 1:	210 Sixth Avenue												
Address Line 2:	K&L Gates Center												
Address Line 4:	Pittsburgh, PENNSYLVANIA 15222-2613												
ATTORNEY DOCKET NUMBER:	END6746USCNT1/100070CON1												
NAME OF SUBMITTER:	Brian T. Geisler												

Signature:	/Brian T. Geisler/
Date:	09/17/2013
Total Attachments: 8 source=signed_Assignment#page1.tif source=signed_Assignment#page2.tif source=signed_Assignment#page3.tif source=signed_Assignment#page4.tif source=signed_Assignment#page5.tif source=signed_Assignment#page6.tif source=signed_Assignment#page7.tif source=signed_Assignment#page8.tif	

## ASSIGNMENT

Serial No. 13/961,236Filed: August 7, 2013

WHEREAS, **Bret W. Smith**, a citizen of the United States, residing at 4736 Eastport Drive, Kings Mills, Ohio 45034; **David C. Yates**, a citizen of the United States, residing at 7534 Galway Court, West Chester, Ohio 45069; **Daniel J. Abbott**, a citizen of the United States, residing at 5944 Marsh Circle, Loveland, Ohio 45140; **Richard F. Schwemberger**, a citizen of the United States, residing at 8250 Eagle Creek Road, Cincinnati, Ohio 45247; and **Frederick E. Shelton, IV**, a citizen of the United States, residing at 245 East Main Street, Hillsboro, Ohio 45133; (hereinafter called "Assignors"), have made certain new and useful inventions or discoveries relating to:

## SURGICAL INSTRUMENT BATTERY COMPRISING A PLURALITY OF CELLS

for which they have this day executed an application for Letters Patent of the United States; 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 therein:

NOW, THEREFORE, BE IT KNOWN that for and in consideration of the sum of One Dollar and other valuable considerations to them moving, the receipt of which is hereby acknowledged, Assignors have sold, assigned, and transferred, and do hereby sell, assign and transfer unto said Assignee their entire right, title and interest in and to all said inventions and discoveries disclosed in said application whose identification above by serial number and filing date, when available is hereby authorized, and in and to said application, all substitutions, divisions, and continuations thereof, and in and to all Letters Patent, United States and foreign, that may be granted for said inventions and discoveries, and in and to all extensions, renewals, and reissues thereof, 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 Assignors if this Assignment and sale had not been made;

And Assignors hereby authorize and request the Commissioner of Patents of the United States to issue said Letters Patent in accordance with this Assignment;

And for the consideration aforesaid, Assignors covenant and agree with said Assignee that he has a full and unencumbered title to the inventions and discoveries above described and hereby assigned, which title they warrant unto said Assignee, its successors and assigns;

And for the consideration aforesaid, Assignors further covenant and agree that they will, whenever requested, but without cost to them promptly communicate to said Assignee or its representatives any facts known to them relating to said inventions and discoveries, testify in any interference or legal proceedings involving said inventions and discoveries, and execute any additional papers that may be necessary to enable said Assignee or its representatives, successors, nominees, or assigns to secure full and complete protection for the said inventions and discoveries or that may be necessary to vest in said Assignee the complete title to the said inventions and discoveries and patents hereby conveyed and to enable it to record said title.

IN TESTIMONY WHEREOF, Assignor has hereunto set his hand and seal this 20<sup>th</sup> day of August, 2013.

Bret W. Smith (L.S.)  
Bret W. Smith

STATE OF Ohio  
COUNTY OF Hamilton ) ss.

BE IT REMEMBERED, That on this 20th day of August, 2013, before me, a Notary Public, personally appeared Bret W. Smith, who I am satisfied is the person named in and who executed the foregoing instrument in my presence, and I having first made known to him the contents thereof, he did acknowledge that he signed, sealed, and delivered the same as his voluntary act and deed for the uses and purposes therein expressed.



**SHERRI KING**  
Notary Public, State of Ohio  
My Commission Expires  
November 28, 2017

Sherrri King  
Notary Public

IN TESTIMONY WHEREOF, Assignor has hereunto set his hand and seal this 15<sup>th</sup> day of August, 2013.

David C. Yates  
David C. Yates

STATE OF Ohio  
COUNTY OF Hamilton ) ss.

BE IT REMEMBERED, That on this 15th day of August, 2013, before me, a Notary Public, personally appeared David C. Yates, who I am satisfied is the person named in and who executed the foregoing instrument in my presence, and I having first made known to him the contents thereof, he did acknowledge that he signed, sealed, and delivered the same as his voluntary act and deed for the uses and purposes therein expressed.



**SHERRI KING**  
Notary Public, State of Ohio  
My Commission Expires  
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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 therein:

NOW, THEREFORE, BE IT KNOWN that for and in consideration of the sum of One Dollar and other valuable considerations to them moving, the receipt of which is hereby acknowledged, Assignors have sold, assigned, and transferred, and do hereby sell, assign and transfer unto said Assignee their entire right, title and interest in and to all said inventions and discoveries disclosed in said application whose identification above by serial number and filing date, when available is hereby authorized, and in and to said application, all substitutions, divisions, and continuations thereof, and in and to all Letters Patent, United States and foreign, that may be granted for said inventions and discoveries, and in and to all extensions, renewals, and reissues thereof, 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 Assignors if this Assignment and sale had not been made;

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And for the consideration aforesaid, Assignors further covenant and agree that they will, whenever requested, but without cost to them promptly communicate to said Assignee or its representatives any facts known to them relating to said inventions and discoveries, testify in any interference or legal proceedings involving said inventions and discoveries, and execute any additional papers that may be necessary to enable said Assignee or its representatives, successors, nominees, or assigns to secure full and complete protection for the said inventions and discoveries or that may be necessary to vest in said Assignee the complete title to the said inventions and discoveries and patents hereby conveyed and to enable it to record said title.

IN TESTIMONY WHEREOF, Assignor has hereunto set his hand and seal this \_\_\_\_\_ day of \_\_\_\_\_, 2013.

\_\_\_\_\_  
**Bret W. Smith** (L.S.)

STATE OF Ohio )  
 )  
COUNTY OF \_\_\_\_\_ ) ss.

BE IT REMEMBERED, That on this \_\_\_\_\_ day of \_\_\_\_\_, 2013, before me, a Notary Public, personally appeared **Bret W. Smith**, who I am satisfied is the person named in and who executed the foregoing instrument in my presence, and I having first made known to him the contents thereof, he did acknowledge that he signed, sealed, and delivered the same as his voluntary act and deed for the uses and purposes therein expressed.

\_\_\_\_\_  
Notary Public

IN TESTIMONY WHEREOF, Assignor has hereunto set his hand and seal this \_\_\_\_\_ day of \_\_\_\_\_, 2013.

\_\_\_\_\_  
**David C. Yates** (L.S.)

STATE OF Ohio )  
 )  
COUNTY OF \_\_\_\_\_ ) ss.

BE IT REMEMBERED, That on this \_\_\_\_\_ day of \_\_\_\_\_, 2013, before me, a Notary Public, personally appeared **David C. Yates**, who I am satisfied is the person named in and who executed the foregoing instrument in my presence, and I having first made known to him the contents thereof, he did acknowledge that he signed, sealed, and delivered the same as his voluntary act and deed for the uses and purposes therein expressed.

\_\_\_\_\_  
Notary Public



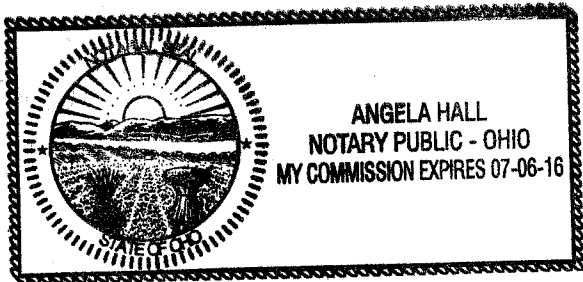
IN TESTIMONY WHEREOF, Assignor has hereunto set his hand and seal this 28 day of AUGUST, 2013.

[Signature] (L.S.)  
Daniel J. Abbott

STATE OF Ohio )  
COUNTY OF Hamilton )

ss.

BE IT REMEMBERED, That on this 28<sup>th</sup> day of August, 2013, before me, a Notary Public, personally appeared Daniel J. Abbott, who I am satisfied is the person named in and who executed the foregoing instrument in my presence, and I having first made known to him the contents thereof, he did acknowledge that he signed, sealed, and delivered the same as his voluntary act and deed for the uses and purposes therein expressed.



[Signature]  
Notary Public

IN TESTIMONY WHEREOF, Assignor has hereunto set his hand and seal this \_\_\_\_\_ day of \_\_\_\_\_, 2013.

\_\_\_\_\_  
Richard F. Schwemberger (L.S.)

STATE OF Ohio )  
COUNTY OF \_\_\_\_\_ )

ss.

BE IT REMEMBERED, That on this \_\_\_\_\_ day of \_\_\_\_\_, 2013, before me, a Notary Public, personally appeared Richard F. Schwemberger, who I am satisfied is the person named in and who executed the foregoing instrument in my presence, and I having first made known to him the contents thereof, he did acknowledge that he signed, sealed, and delivered the same as his voluntary act and deed for the uses and purposes therein expressed.

\_\_\_\_\_  
Notary Public

