

## PATENT ASSIGNMENT COVER SHEET

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EPAS ID: PAT2592915

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>FRANZ GUM</td> <td>08/29/2013</td> </tr> <tr> <td>STEPHAN ERBEL</td> <td>09/02/2013</td> </tr> </tbody> </table>		Name	Execution Date	FRANZ GUM	08/29/2013	STEPHAN ERBEL	09/02/2013				
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<table border="1"> <tr> <td>Name:</td> <td>BrainLAB AG</td> </tr> <tr> <td>Street Address:</td> <td>Kapellenstrasse 12</td> </tr> <tr> <td>Internal Address:</td> <td>85622</td> </tr> <tr> <td>City:</td> <td>Feldkirchen</td> </tr> <tr> <td>State/Country:</td> <td>GERMANY</td> </tr> </table>		Name:	BrainLAB AG	Street Address:	Kapellenstrasse 12	Internal Address:	85622	City:	Feldkirchen	State/Country:	GERMANY
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CORRESPONDENCE DATA											
<p>Fax Number: (216)621-6165</p> <p>Phone: 2166211113</p> <p>Email: mbaltz@rennerotto.com</p> <p><i>Correspondence will be sent via US Mail when the email attempt is unsuccessful.</i></p> <p>Correspondent Name: DON W. BULSON</p> <p>Address Line 1: RENNER, OTTO, BOISSELLE &amp; SKLAR, LLP</p> <p>Address Line 2: 1621 EUCLID AVE., 19TH FLOOR</p> <p>Address Line 4: CLEVELAND, OHIO 44115</p>											
ATTORNEY DOCKET NUMBER:	SCHWP0468WOUS										
NAME OF SUBMITTER:	DON W. BULSON										
Signature:	/Don W. Bulson/										
Date:	10/28/2013										

OP \$40.00 14001695

This document serves as an Oath/Declaration (37 CFR 1.63).

**Total Attachments: 3**

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Renner Otto Docket No. SCHWP0468WOUS

PATENT (OUS)

**COMBINED DECLARATION AND ASSIGNMENT (US RIGHTS ONLY)  
FOR UTILITY OR DESIGN PATENT APPLICATION**

Title of Invention	Determination of a Change of Position of a Bony Structure in Radiation Therapy
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As a below named inventor, I hereby declare that this declaration and assignment are directed to

Application No (Express Mail Label No)	14/001,0695
Filing Date (Deposit Date)	
Amended on (if applicable)	

or, if no application is identified above, the attached application

**DECLARATION**

The above application was made or authorized to be made by me

I believe that I am the original or an original joint inventor of a claimed invention in the application

My residence, mailing address and citizenship are as stated below next to my name

I have reviewed and understood the contents of the application, including the claims

I hereby acknowledge that any willful false statement made in this declaration is punishable under Section 1001 of Title 18 of the United States Code by fine or imprisonment of not more than five (5) year, or both

**FOREIGN PRIORITY CLAIM**

I hereby claim, on my behalf or on behalf of the below-identified Assignee(s), priority benefits under Title 35, United States Code, § 119 (a)-(d) or (f), § 172 or § 365(b) of any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or § 365(a) of any PCT international application(s) which designated at least one country other than the United States of America, that is/are listed below, and have also identified below any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s) or any PCT international application(s) having a filing date before that of the application(s) on which priority is claimed

COUNTRY	APPLICATION NUMBER	DATE OF FILING (day, month, year)	PRIORITY NOT CLAIMED
WO	PCT/EP2011/059950	15 06 2011	

**CLAIM FOR BENEFIT OF EARLIER U.S. PROVISIONAL APPLICATION(S) UNDER 35 U.S.C. 119(e)**

I hereby claim, on my behalf or on behalf of the below-identified Assignee(s), the benefit under 35 USC 119(e) of any United States provisional application(s) that is/are listed below.

U S PROVISIONAL APPLICATION NUMBER	DATE OF FILING (day, month, year)

**DOMESTIC PRIORITY CLAIM FOR BENEFIT OF EARLIER U S /PCT APPLICATION(S) UNDER 35 U S C. 120**

I hereby claim, on my behalf or on behalf of the below-identified Assignee(s), the benefit under 35 U S C 120 of any United States application(s) or PCT international application(s) designating the United States of America that is/are listed below and, insofar as the subject matter of each of the claims of this

application is not disclosed in that/those prior application(s) in the manner provided by the first paragraph of 35 USC 112, I acknowledge the duty to disclose material information as defined in 37 CFR 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application

U S APPLICATION NUMBFR	DATE OF FILING (day, month, year)	PATENT NUMBER

#### DUTY OF DISCLOSURE

I hereby acknowledge the duty to disclose to the Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations § 1.56, which in pertinent part states that information is material to patentability when it is not cumulative to information already of record or being made of record in the application, and (1) it establishes, by itself or in combination with other information, a prima facie case of unpatentability of a claim, or (2) it refutes, or is inconsistent with, a position the applicant takes in (i) opposing an argument of unpatentability relied on by the Office, or (ii) asserting an argument of patentability. A prima facie case of unpatentability is established when the information compels a conclusion that a claim is unpatentable under the preponderance of evidence, burden-of-proof standard, giving each term in the claim its broadest reasonable construction consistent with the specification, and before any consideration is given to evidence which may be submitted in an attempt to establish a contrary conclusion of patentability.

#### ASSIGNMENT

For good and valuable consideration, receipt of which is hereby acknowledged, I have sold and assigned and hereby sell and assign to

Assignee(s)	Address
Brainlab AG	Kapellenstr 12, 85622 Feldkirchen, Germany

[If more than one assignee is listed, each owns an undivided equal share in the application and underlying invention so far as concerns the United States unless otherwise indicated or agreed to by the assignees.]

and the successors and assigns thereof, the entire right, title and interest to said invention so far as concerns the United States and the Territories and Possessions thereof, including the right to claim priority, and said application and all Letters Patent of the United States to be obtained on said application, and any related applications including any nonprovisional application, continuation, division, renewal, substitute or reissue thereof, for the full term or terms for which the same may be granted, and any U S nonprovisional, U S provisional and/or U S national phase patent application on which priority is claimed.

If the application number and filing date are not set forth above, authorization is hereby given for any attorney of record in the subject patent application to insert below the application number and filing date information for this application when that information becomes available.

Application No	14/001,695
Filing Date	08-27-13

I hereby covenant that no assignment, sale, agreement or encumbrance has been or will be made or entered into that would conflict with this assignment and sale.

I further covenant that Assignee(s) will, upon request, be provided promptly with all pertinent facts and documents relating to said application, said invention and said Letters Patent as may be known and accessible to me and will testify as to the same in any proceeding related thereto and will promptly execute and deliver to Assignee(s), or the legal representative thereof, any and all papers, instruments or affidavits required to apply for, obtain, maintain and enforce said application, said invention and said Letters Patent which may be necessary or desirable to carry out the purposes hereof.

I agree that this assignment shall be construed in accordance with the law of the appropriate jurisdiction within the United States, and without regard to its conflicts of laws provisions.

<b>Legal Name of Inventor</b>	Franz GUM		
Inventor's signature	<i>Franz GUM</i>	Date	Aug. 29, 2013
Residence (City & State/Country)	Munich, Germany	Citizenship	German
Post Office Address	Ina-Seidel-Bogen 43, 81929 Munich, Germany		

<b>Legal Name of Inventor</b>	Stephan ERBEL		
Inventor's signature	<i>Stephan ERBEL</i>	Date	Sept. 2, 2013
Residence (City & State/Country)	Munich, Germany	Citizenship	German
Post Office Address	Bajuwarenstr 57, 81825 Munich, Germany		

<b>Legal Name of Inventor</b>			
Inventor's signature		Date	
Residence (City & State/Country)		Citizenship	
Post Office Address			

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