

CAVELIER

ABOGADOS

www.cavelier.com
cavelier@cavelier.com

EDIFICIO SISV
CARRERA 4 No.
BOGOTÁ 8, COL

SUPERINTENDENCIA DE INDUSTRIA Y COMERCIO



No. 10-077941-00003-0000

Fecha: 2010-11-29 11:22:43 Dep. 2020 DIR.NUEVASCR
Tra. 11 PATENTEIYII Eve: 378 FASENACIONALI
Act. 444 RESPUESTAREQUE Folios: 43

Señora Directora
DIRECCION DE NUEVAS CREACIONES
Superintendencia de Industria y Comercio
E. S. D.

Trámite : 011
Evento : 378
Actuación : 444

Referencia : Expediente No. 10.077.941
Asunto : Solicitud de patente para **CLAVO O TORNILLO DE TRANSMISION PARA ASEGURAR UNA PROTESIS AL HUESO Y LA INSTRUMENTACION Y METODOS ASOCIADOS**
Solicitante : **SYNTHE GMBH**
Clase : A61B 017/086
Fecha de solicitud : 28 de junio de 2010

CONTESTACION OFICIO No. 14323

1. Yo, Luz Clemencia de PAEZ, en mi condición de apoderada de la sociedad solicitante, **SYNTHE GMBH**, doy contestación al requerimiento efectuado por este Despacho mediante Oficio No. **14323** notificado por fijación en lista el 05 de noviembre de 2010, para lo cual presento los siguientes documentos:

1.1. Dos (2) documentos en que constan las cesiones del derecho a la patente efectuadas por los ocho (8) inventores en favor de la sociedad **SYNTHE GMBH**.

Se presentan estos documentos en copias certificadas de los originales, los cuales fueron debidamente suscritos, notarizados y legalizados por Apostille, junto con su correspondiente traducción oficial al español.

2. De acuerdo con lo anterior, comedidamente solicito a Usted proseguir con el trámite de este asunto y ordenar la publicación de la solicitud de la patente identificada en la referencia.

Señora Directora,

Luz Clemencia de Paez
LUZ CLEMENCIA DE PAEZ
C.C. 35.456.344 de Usaquén
T.P.A. No. 23.555

COLO-15153-841-060-7
SDC\SCT\ID-182852\WPC15153
No. M-2010-182852\SDC

Tel 106

APOSTILLE

(Convention de La Haye du 5 octobre 1961)

1. Country: United States of America

This public document

2. has been signed by T. Lawrence

3. acting in the capacity of Certifying Officer

4. bears the seal/stamp of U.S. Patent and Trademark Office

Certified

5. at Washington, D.C.

6. the twenty-first of September, 2010

7. by ~~Assistant~~ Authentication Officer, United States Department of State

8. No. 10040679-2

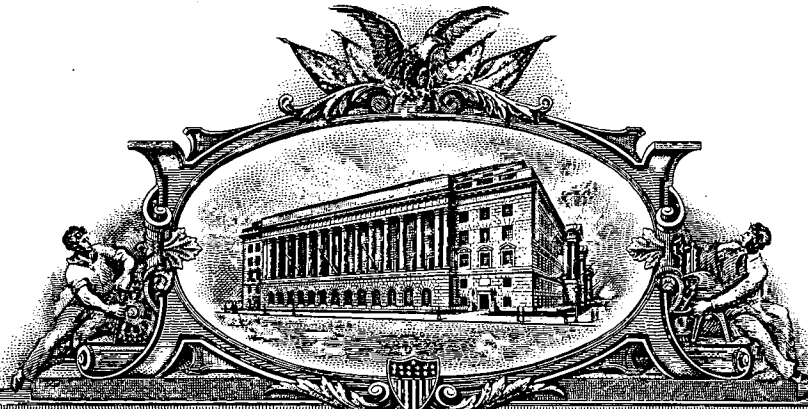
9. Seal/Stamp:

10. Signature:

Denitra T. Hawkins

Denitra T. Hawkins

A 1807717



THE UNITED STATES OF AMERICA

TO ALL TO WHOM THESE PRESENTS SHALL COME:

UNITED STATES DEPARTMENT OF COMMERCE

United States Patent and Trademark Office

August 02, 2010

**THIS IS TO CERTIFY THAT ANNEXED IS A TRUE COPY FROM THE
RECORDS OF THIS OFFICE OF A DOCUMENT RECORDED ON
JULY 19, 2010.**

By Authority of the
Under Secretary of Commerce for Intellectual Property
and Director of the United States Patent and Trademark Office

T. LAWRENCE
Certifying Officer



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>Mickey Morgan</td> <td>04/07/2009</td> </tr> <tr> <td>John Peloza</td> <td>04/18/2009</td> </tr> <tr> <td>Randall Lee</td> <td>04/08/2009</td> </tr> <tr> <td>Michael Keane</td> <td>03/19/2009</td> </tr> <tr> <td>William Miller</td> <td>03/19/2009</td> </tr> <tr> <td>James Talbot</td> <td>02/23/2009</td> </tr> <tr> <td>Daniel Vennard</td> <td>02/23/2009</td> </tr> <tr> <td>Josef Gabelberger</td> <td>02/23/2009</td> </tr> </tbody> </table>		Name	Execution Date	Mickey Morgan	04/07/2009	John Peloza	04/18/2009	Randall Lee	04/08/2009	Michael Keane	03/19/2009	William Miller	03/19/2009	James Talbot	02/23/2009	Daniel Vennard	02/23/2009	Josef Gabelberger	02/23/2009
Name	Execution Date																		
Mickey Morgan	04/07/2009																		
John Peloza	04/18/2009																		
Randall Lee	04/08/2009																		
Michael Keane	03/19/2009																		
William Miller	03/19/2009																		
James Talbot	02/23/2009																		
Daniel Vennard	02/23/2009																		
Josef Gabelberger	02/23/2009																		
RECEIVING PARTY DATA																			
<table border="1"> <tr> <td>Name:</td> <td>Synthes USA, LLC</td> </tr> <tr> <td>Street Address:</td> <td>1302 Wrights Lane East</td> </tr> <tr> <td>City:</td> <td>West Chester</td> </tr> <tr> <td>State/Country:</td> <td>PENNSYLVANIA</td> </tr> <tr> <td>Postal Code:</td> <td>19380</td> </tr> </table>		Name:	Synthes USA, LLC	Street Address:	1302 Wrights Lane East	City:	West Chester	State/Country:	PENNSYLVANIA	Postal Code:	19380								
Name:	Synthes USA, LLC																		
Street Address:	1302 Wrights Lane East																		
City:	West Chester																		
State/Country:	PENNSYLVANIA																		
Postal Code:	19380																		
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>12810986</td> </tr> </tbody> </table>		Property Type	Number	Application Number:	12810986														
Property Type	Number																		
Application Number:	12810986																		
CORRESPONDENCE DATA																			
Fax Number: (212)806-6006 <i>Correspondence will be sent via US Mail when the fax attempt is unsuccessful.</i> Phone: 212-806-5400 Email: jfeltz@stroock.com Correspondent Name: Brian M. Rothery Address Line 1: 180 Maiden Lane Address Line 4: New York, NEW YORK 10038																			
ATTORNEY DOCKET NUMBER:	001227/1949																		

CH \$40.00 12810986

501236944

PATENT

REEL: 024708 FRAME: 0392

NAME OF SUBMITTER:

Jessica Feltz

Total Attachments: 15

source=0012271949_Assign_InventorstoUSA#page1.tif
source=0012271949_Assign_InventorstoUSA#page2.tif
source=0012271949_Assign_InventorstoUSA#page3.tif
source=0012271949_Assign_InventorstoUSA#page4.tif
source=0012271949_Assign_InventorstoUSA#page5.tif
source=0012271949_Assign_InventorstoUSA#page6.tif
source=0012271949_Assign_InventorstoUSA#page7.tif
source=0012271949_Assign_InventorstoUSA#page8.tif
source=0012271949_Assign_InventorstoUSA#page9.tif
source=0012271949_Assign_InventorstoUSA#page10.tif
source=0012271949_Assign_InventorstoUSA#page11.tif
source=0012271949_Assign_InventorstoUSA#page12.tif
source=0012271949_Assign_InventorstoUSA#page13.tif
source=0012271949_Assign_InventorstoUSA#page14.tif
source=0012271949_Assign_InventorstoUSA#page15.tif

PATENT

REEL: 024708 FRAME: 0393

110

ASSIGNMENT

WHEREAS, WE, (i) **Mickey Morgan**, citizen of the United States, residing at 5575 Warren Parkway, Suite 304, Frisco, TX 75034; (ii) **John Peloza**, citizen of the United States, residing at 5808 Falls Road, Dallas, TX 75225; (iii) **Randall Lee**, citizen of the United States, residing at P.O. Box 171869, Arlington, TX 76003-1869; (iv) **Michael Kearfe**, citizen of the United States, residing at 250 Truman Way, Downingtown, PA 19335; and (v) **William Miller**, citizen of the United States, residing at 385 Jefferson Avenue, Downingtown, PA 19335; (vi) **James Talbot**, citizen of the United States, residing at 6 Holly Court, Lititz, PA 17543; (vii) **Daniel Vennard**, citizen of the United States, residing at 4695 Millington Road, Clayton, DE 19938; (viii) **Josef Gabelberger**, citizen of Germany, residing at 978 North Penn Drive, West Chester, PA 19380, ASSIGNORS, are the inventors of the invention disclosed, described and/or claimed in PCT International Application No. PCT/US08/88462, which was filed with the United States Patent and Trademark Office on December 29, 2008, entitled A TACK OR DRIVE SCREW FOR SECURING A PROSTHESIS TO BONE AND ASSOCIATED INSTRUMENTATION AND METHOD, and all inventions described, disclosed or claimed therein (hereinafter "the Invention"), which is identified by Stroock & Stroock & Lavan LLP Attorney Docket No. 001227/1634, and which claims priority to Provisional Application No. 61/017,402, filed on December 28, 2007, which is identified by Stroock & Stroock & Lavan LLP Attorney Docket No. 001227/1339.

AND WHEREAS, **Synthes USA, LLC**, ASSIGNEE, a Delaware Limited Liability Company organized under the laws of the State of Delaware and having a place of business at 1302 Wrights Lane East, West Chester, PA 19380, 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 and continuations thereof, and all Patents of the United States which may be granted thereon and all reissues and extensions thereof.

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.

NY 71978366v1

PATENT
REEL: 024708 FRAME: 0394

111

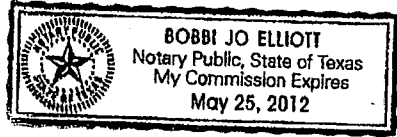
Date: 4/7/09

Mickey Morgan L.S.

State of Texas)
County of Collin) SS:

On 4/7/09, before me Bobbi Elliott, Notary Public, personally appeared Mickey Morgan, personally known to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal



Date: _____

John Peloza L.S.

State of _____)
County of _____) SS:

On _____, before me _____, Notary Public, personally appeared John Peloza, personally known to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal

Date: _____

Randall Lee L.S.

State of _____)
County of _____) SS:

On _____, before me _____, Notary Public, personally appeared Randall Lee, personally known to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal

Date: 3-19-09

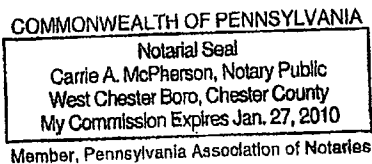
Michael Keane L.S.
Michael Keane

State of PA)
County of Chester) SS:

On 3-19-09, before me Carrie A. McPherson, Notary Public, personally appeared Michael Keane, personally known to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal

Carrie A. McPherson



Date: 3-19-09

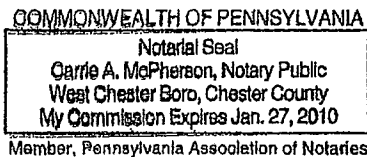
William Miller L.S.
William Miller

State of PA)
County of Chester) SS:

On 3-19-09, before me Carrie A. McPherson, Notary Public, personally appeared William Miller, personally known to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal

Carrie A. McPherson



Date: 2/23/09

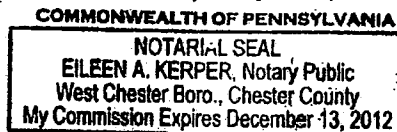
James Talbot L.S.
James Talbot

State of PA)
County of Chester) SS:

On 2/23/09, before me Eileen Kerper, Notary Public, personally appeared James Talbot, personally known to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal

Eileen A. Kerper



ASSIGNEE: Synthes USA, LLC

Dennis J. Butler Authorized to sign on behalf of Synthes USA, LLC

Signature:

Position/Title:

Patent Counsel

Address:

1302 Wrights Lane East
West Chester, Pennsylvania 19380

Date:

April 22, 2009

Commonwealth of Pennsylvania)
County of Chester) SS:

On April 22, 2009, before me, Carrie A. McPherson, Notary Public, personally appeared Dennis J. Butler, personally known to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal

Carrie A. McPherson

COMMONWEALTH OF PENNSYLVANIA
Notarial Seal
Carrie A. McPherson, Notary Public
West Chester Boro, Chester County
My Commission Expires Jan. 27, 2010
Member, Pennsylvania Association of Notaries

Date: 2/23/09

State of PA)
County of Chester) SS:

Daniel Vennard
Daniel Vennard

COMMONWEALTH OF PENNSYLVANIA

NOTARIAL SEAL
EILEEN A. KERPER, Notary Public
West Chester Boro., Chester County
Commission Expires December 13, 2012

On 2/23/09, before me Eileen Kerper Notary Public, personally appeared Daniel Vennard, personally known to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal

Eileen A. Kerper

Date: 2-23-09

State of PA)
County of Chester) SS:

Josef Gabelberger
Josef Gabelberger

COMMONWEALTH OF PENNSYLVANIA

NOTARIAL SEAL
EILEEN A. KERPER, Notary Public
West Chester Boro., Chester County
My Commission Expires December 13, 2012

On 2-23-09, before me Eileen Kerper Notary Public, personally appeared Josef Gabelberger, personally known to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal

Eileen A. Kerper

ASSIGNMENT

WHEREAS, WE, (i) **Mickey Morgan**, citizen of the United States, residing at 5575 Warren Parkway, Suite 304, Frisco, TX 75034; (ii) **John Peloza**, citizen of the United States, residing at 5808 Falls Road, Dallas, TX 75225; (iii) **Randall Lee**, citizen of the United States, residing at P.O. Box 171869, Arlington, TX 76003-1869; (iv) **Michael Keane**, citizen of the United States, residing at 250 Truman Way, Downingtown, PA 19335; and (v) **William Miller**, citizen of the United States, residing at 385 Jefferson Avenue, Downingtown, PA 19335; (vi) **James Talbot**, citizen of the United States, residing at 6 Holly Court, Lititz, PA 17543; (vii) **Daniel Vennard**, citizen of the United States, residing at 4695 Millington Road, Clayton, DE 19938; (viii) **Josef Gabelberger**, citizen of Germany, residing at 978 North Penn Drive, West Chester, PA 19380, ASSIGNORS, are the inventors of the invention disclosed, described and/or claimed in PCT International Application No. PCT/US08/88462, which was filed with the United States Patent and Trademark Office on December 29, 2008, entitled A TACK OR DRIVE SCREW FOR SECURING A PROSTHESIS TO BONE AND ASSOCIATED INSTRUMENTATION AND METHOD, and all inventions described, disclosed or claimed therein (hereinafter "the Invention"), which is identified by Stroock & Stroock & Lavan LLP Attorney Docket No. 001227/1634, and which claims priority to Provisional Application No. 61/017,402, filed on December 28, 2007, which is identified by Stroock & Stroock & Lavan LLP Attorney Docket No. 001227/1339.

AND WHEREAS, **Synthes USA, LLC**, ASSIGNEE, a Delaware Limited Liability Company organized under the laws of the State of Delaware and having a place of business at 1302 Wrights Lane East, West Chester, PA 19380, 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 and continuations thereof, and all Patents of the United States which may be granted thereon and all reissues and extensions thereof.

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: _____

Michael Keane L.S.

State of _____)
County of _____) SS:

On _____, before me _____, Notary Public, personally appeared Michael Keane, personally known to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal

Date: _____

William Miller L.S.

State of _____)
County of _____) SS:

On _____, before me _____, Notary Public, personally appeared William Miller, personally known to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal

Date: _____

James Talbot L.S.

State of _____)
County of _____) SS:

On _____, before me _____, Notary Public, personally appeared James Talbot, personally known to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal

ASSIGNEE: Synthes USA, LLC
Dennis J. Butler Authorized to sign on behalf of Synthes USA, LLC

Signature:

Position/Title: Patent Counsel

Address: 1302 Wrights Lane East
West Chester, Pennsylvania 19380

Date:

Commonwealth of Pennsylvania)
County of Chester) SS:

On _____, before me, Carrie A. McPherson, Notary Public, personally appeared Dennis J. Butler, personally known to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal

ASSIGNMENT

3112 KENNISON CT
PLANO, TX 75093 JWP 4/25/09

WHEREAS, WE, (i) Mickey Morgan, citizen of the United States, residing at 5575 Warren Parkway, Suite 304, Frisco, TX 75034; (ii) John Peloza, citizen of the United States, residing at 5808 Falls Road, Dallas, TX 75225; (iii) Randall Lee, citizen of the United States, residing at P.O. Box 171869, Arlington, TX 76003-1869; (iv) Michael Keane, citizen of the United States, residing at 250 Truman Way, Downingtown, PA 19335; and (v) William Miller, citizen of the United States, residing at 385 Jefferson Avenue, Downingtown, PA 19335; (vi) James Talbot, citizen of the United States, residing at 6 Holly Court, Lititz, PA 17543; (vii) Daniel Vennard, citizen of the United States, residing at 4695 Millington Road, Clayton, DE 19938; (viii) Josef Gabelberger, citizen of Germany, residing at 978 North Penn Drive, West Chester, PA 19380; ASSIGNORS, are the inventors of the invention disclosed, described and/or claimed in PCT International Application No. PCT/US08/88462, which was filed with the United States Patent and Trademark Office on December 29, 2008, entitled A TACK OR DRIVE SCREW FOR SECURING A PROSTHESIS TO BONE AND ASSOCIATED INSTRUMENTATION AND METHOD, and all inventions described, disclosed or claimed therein (hereinafter "the Invention"), which is identified by Stroock & Stroock & Lavan LLP Attorney Docket No. 001227/1634, and which claims priority to Provisional Application No. 61/017,402, filed on December 28, 2007, which is identified by Stroock & Stroock & Lavan LLP Attorney Docket No. 001227/1339.

AND WHEREAS, Synthes USA, LLC, ASSIGNEE, a Delaware Limited Liability Company organized under the laws of the State of Delaware and having a place of business at 1302 Wrights Lane East, West Chester, PA 19380, 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 and continuations thereof, and all Patents of the United States which may be granted thereon and all reissues and extensions thereof.

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.

From:

04/20/2009 16:37

#907 P.003/011

Date: _____

Mickey Morgan

L.S.

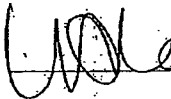
State of _____)

) SS: _____

County of _____)

On _____, before me _____, Notary Public, personally appeared Mickey Morgan, personally known to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal



Date: 4/16/09

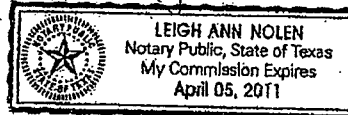
State of Texas)

) SS: 0988

County of Collin)

John Peloza

L.S.



On 4/16/09, before me Leigh Ann Nolen, Notary Public, personally appeared John Peloza, personally known to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal

Date: _____

Randall Lee

L.S.

State of _____)

) SS: _____

County of _____)

On _____, before me _____, Notary Public, personally appeared Randall Lee, personally known to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal

From:

04/20/2009 16:37

#907 P.004/011

Date: _____

Michael Keane

L.S.

State of _____)

) SS:

County of _____)

On _____, before me _____, Notary Public, personally appeared Michael Keane, personally known to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal

Date: _____

William Miller

L.S.

State of _____)

) SS:

County of _____)

On _____, before me _____, Notary Public, personally appeared William Miller, personally known to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal

Date: _____

James Talbot

L.S.

State of _____)

) SS:

County of _____)

On _____, before me _____, Notary Public, personally appeared James Talbot, personally known to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal

- 3 of 5 -

NY 71978366v1

PATENT

REEL: 024708 FRAME: 0406

From:

04/20/2009 18:37

#907 P.005/011

173

Date: _____

Daniel Vennard

L.S.

State of _____)

) SS:

County of _____)

On _____, before me _____, Notary Public, personally appeared Daniel Vennard, personally known to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal

Date: _____

Josef Gabelberger

L.S.

State of _____)

) SS:

County of _____)

On _____, before me _____, Notary Public, personally appeared Josef Gabelberger, personally known to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal

From:

04/20/2009 16:37

#907 P.006/011

ASSIGNEE: Synthes USA, LLC

Dennis J. Butler Authorized to sign on behalf of Synthes USA, LLC

Signature:

Position/Title: Patent Counsel

Address: 1302 Wrights Lane East
West Chester, Pennsylvania 19380

Date:

April 22, 2009

Commonwealth of Pennsylvania)

) SS:

County of Chester)

On April 22, 2009, before me, Carrie A. McPherson, Notary Public, personally appeared Dennis J. Butler, personally known to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal

Carrie A. McPherson

COMMONWEALTH OF PENNSYLVANIA

Notarial Seal

Carrie A. McPherson, Notary Public
West Chester Boro, Chester County
My Commission Expires Jan. 27, 2010

Member, Pennsylvania Association of Notaries

- 5 of 5 -

NY 71978366v1

RECORDED: 07/19/2010

PATENT
REEL: 024708 FRAME: 0408

175.

TRADUCCIÓN OFICIAL 351/2010 DE UN DOCUMENTO ESCRITO EN IDIOMA INGLÉS REALIZADA POR EDUARDO CALADO NOGUERA, TRADUCTOR OFICIAL AUTORIZADO POR RESOLUCIÓN 541 DEL 27 DE FEBRERO DE 1976 Y DEBIDAMENTE INSCRITO ANTE EL MINISTERIO DE RELACIONES EXTERIORES DE COLOMBIA.

ESTADOS UNIDOS DE AMÉRICA

A quien corresponda:

DEPARTAMENTO DE COMERCIO DE ESTADOS UNIDOS
OFICINA DE MARCAS Y PATENTES DE ESTADOS UNIDOS

2 de agosto de 2010

Por la presente certifico que la adjunta es una copia verídica tomada de los registros de esta oficina sobre un documento registrado el 19 de julio de 2010.

Autorizado por el subsecretario de comercio y propiedad intelectual y director de la Oficina de Marcas y Patentes de Estados Unidos.

Firmado: T. LAWRENCE, funcionario certificador.

SELLO: OFICINA DE MARCAS Y PATENTES DE ESTADOS UNIDOS,
DEPARTAMENTO DE COMERCIO.

CESIÓN DE PATENTE

VERSIÓN ELECTRÓNICA v1.1.

VERSIÓN HOJA DE ESTILO v1.1

TIPO DE PRESENTACIÓN: NUEVA CESIÓN

NATURALEZA DE LA TRANSACCION: CESIÓN

DATOS DEL CEDENTE:

NOMBRE	FECHA DE FIRMA
MICKEY MORGAN	7 de abril de 2009
JOHN PELOZA	18 de abril de 2009
RANDALL LEE	8 de abril de 2009
MICHAEL KEANE	19 de marzo de 2009
WILLIAM MILLER	19 de marzo de 2009
JAMES TALBOT	23 de febrero de 2009
DANIEL VENNARD	23 de febrero de 2009
JOSEF GABELBERGER	23 de febrero de 2009

Eduardo Calado N.
Eduardo Calado N.
Traductor Oficial
Ministerio de Relaciones Exteriores
Bogotá, D.C.

DATOS DEL CESIONARIO:

NOMBRE: SYNTHES USA, LLC

DIRECCIÓN : 1302 WRIGHTS LANE EAST

CIUDAD WEST CHESTER

ESTADO/ PAIS: PENSILVANIA

CÓDIGO POSTAL: 19380

NÚMERO DE PROPIEDADES: UNA

TIPO DE PROPIEDAD. SOLICITUD NÚMERO 12810986

DATOS PARA CORRESPONDENCIA:

NÚMERO DE FAX : (212) 806-6006

La correspondencia se enviará via correo de Estados Unidos cuando falle el intento de enviar fax.

Teléfono: 212-806-5400

Correo electrónico: jfeltz@stroock.com

Nombre del corresponsal: Brian M. Rothery

Dirección, línea 1: 180 Maiden Lane

Dirección, línea 4: New York, New York 10038

Número del expediente jurídico: 001227/1949

Nombre del presentador: JESSICA FELTZ

Total anexos: 15

501236975 PATENTE, CARRETE 024708, CUADRO 0505

CESIÓN

CONSIDERANDO que nosotros (i) MICKEY MORGAN, ciudadano de Estados Unidos, residente en 5575 Warren Parkway, Suite 304, Frisco, TX 75034; (ii) JOHN PELOZA, ciudadano de Estados Unidos, residente en 3112 KENNIGON CT, PLANO, TX 75093, (iii) RANDALL LEE, ciudadano de Estados Unidos, residente en P.O. BOX 171869, Arlington, TX; MICHAEL KEANE, ciudadano de Estados Unidos, residente en 250 Truman Way, Downingtown, PA 19335 y (v) WILLIAM MILLER, ciudadano de Estados Unidos, residente en 385 Jefferson Avenue, Dowiningtown, PA 19335; (vi) JAMES TALBOT, ciudadano de Estados Unidos, residente en 6 Holly Court, LITITZ, PA 17543; (vii) DANIEL VENNARD, ciudadano de Estados Unidos, residente en 4695 Millington Road, Clayton, DE 19938, (viii) JOSEPH GABELBERGER, ciudadano de Estados Unidos, residente en 978 North Penn Drive, West

Edmundo Calado N.

Chester, PA 19380, CEDENTES son los inventores del invento revelado, descrito y o reivindicado por la Solicitud internacional de patente PCT/US08/88462, que fue presentada ante la Oficina de Marcas y Patentes de Estados Unidos el 29 de diciembre de 2008, titulada CLAVO O TORNILLO DE TRANSMISIÓN PARA ASEGURAR UNA PRÓTESIS AL HUESO Y LA INSTRUMENTACIÓN Y MÉTODOS ASOCIADOS, y todos los inventos descritos, revelados o reclamados a través de la misma (que a continuación llamaremos "el invento") que se identifica con el expediente judicial de STROOK & STROOCK & LAVAN LLP Número 001227/1634 y que reclama prioridad sobre la Solicitud provisional No. 61/07,402 presentada el 28 de diciembre de 2007, la cual se identifica con el Expediente judicial de STROOCK & STROOCK & LAVAN No. 001227/1339

Y CONSIDERANDO QUE SYNTHES USA, LLC, cesionario una empresa suiza constituida de conformidad con las leyes de Delaware y con domicilio en 1302 Wrights Lane East, West Chester, PA, 19380, desea obtener todo el derecho, título e interés sobre el invento revelado en la solicitud arriba mencionada.

POR LO TANTO, a cambio de una compensación valiosa y adecuada de la cual se acusa recibo por el presente, dicho cedente ha vendido, cedido transferido y por el presente vende, cede y transfiere a dicho cesionario, sus sucesores, representantes legales y cesionarios todos los derechos, título e interés del cedente sobre el invento en todos los puntos geográficos excepto en los puntos geográficos excluidos, incluyendo el derecho a presentar una acción y a recuperar daños y perjuicios debidos a infracciones pasadas, en caso de existir y sobre todos los derechos, título e interés sobre cualquier solicitud de patente correspondiente y todas las divisiones, renovaciones y continuaciones de la misma, y sobre todas las formas de protección de propiedad industrial, incluyendo sin limitación patentes, modelos de utilidad, certificaciones de inventores y diseños que puedan otorgarse para dicho invento en todos los puntos geográficos con excepción de los puntos

geográficos excluidos, y todas las ampliaciones, renovaciones y segundas publicaciones de las mismas.

Y EL CEDENTE POR EL PRESENTE autoriza y solicita a dicho cesionario, sus sucesores, representantes legales y cesionarios a insertar a continuación el número de la solicitud y la fecha de radicación de cualquier solicitud internacional, regional o nacional ya presentada o que se presente en el futuro para la invención.

PAIS: _____ SOLICITUD
NÚMERO: _____ FECHA DE PRESENTACIÓN: _____

Y por la presente autorizamos al comisionado de patentes y a cualquier funcionario de cualquier país o países extranjeros a los Estados Unidos, cuyo deber sea expedir patentes u otra evidencia o formas de protección de propiedad industrial en las solicitudes arriba nombradas, expedir la patente correspondiente tal como se informa arriba, a nombre de dicho CESIONARIO, sus sucesores, representantes legales y cesionarios, de acuerdo con los términos y condiciones de este documento

Y POR LA PRESENTE pactamos y acordamos que tenemos pleno derecho a traspasar todo el interés aquí

ADEMÁS por la presente acordamos y convenimos que comunicaremos a dicho cesionario, sus sucesores, representantes legales y cesionarios cualquier hecho conocido por el mismo con respecto a dicho invento y testificaremos en cualquier actuación jurídica, firmaremos todos los documentos jurídicos, todas las solicitudes divisionales, continuaciones y segundas publicaciones, tomaremos todos los juramentos legales y en general haremos todo lo posible para ayudar a dicho cesionario, sus sucesores, representantes legales y cesionarios, a obtener y hacer cumplir la protección para dicho invento en todos los países.

EN TESTIMONIO DE LO CUAL, hemos firmado en las fechas indicadas frente a nuestras firmas respectivas.

Fecha 7 de abril de 2009. FIRMA ILEGIBLE. MICKEY MORGAN
Estado de Texas, condado de Collin. Declaración jurada

El 7 de abril de 2009, ante mi BOBBI JO ELLIOTT, notario público, compareció personalmente MICKEY MORGAN, a quien conozco o quien con base en evidencia satisfactoria probó ser la persona cuyo nombre aparece suscrito en el documento adjunto y reconoció ante mí haber firmado el mismo en su calidad autorizada, y que mediante su firma en el documento la persona o entidad a cuyo nombre la persona actuaba firmó el documento. Atestiguo mediante mi firma y sello oficial.

SELLO: BOBBI JO ELLIOTT, notario público, estado de Texas. Mi cargo vence el 25 de mayo de 2012.

Fecha 19 de marzo de 2009. FIRMA ILEGIBLE. MICHAEL KEANE

Estado de PA, condado de CHESTER. Declaración jurada

El 19 de marzo de 2009, ante mi CARRIE A MCPHERSON, notario público, compareció personalmente MICHAEL KEANE, a quien conozco o quien con base en evidencia satisfactoria probó ser la persona cuyo nombre aparece suscrito en el documento adjunto y reconoció ante mí haber firmado el mismo en su calidad autorizada, y que mediante su firma en el documento la persona o entidad a cuyo nombre la persona actuaba firmó el documento. Atestiguo mediante mi firma y sello oficial.

ESTADO DE PENSILVANIA. SELLO NOTARIAL

CARRIE A. MCPHERSON, NOTARIO PÚBLICO, WEST CHESTER BORO, CONDADO CHESTER. MI CARGO VENCE EL 27 DE ENERO DE 2010.

MIEMBRO DE LA ASOCIACIÓN DE NOTARIOS DE PENSILVANIA

FIRMADO: CARRIE MC PHERSON

Fecha 19 de marzo de 2009. FIRMA ILEGIBLE. WILLIAM MILLER

Estado de PA, condado de CHESTER. Declaración jurada

El 19 de marzo de 2009, ante mi CARRIE A MCPHERSON, notario público, compareció personalmente WILLIAM MILLER, a quien conozco o quien con base en evidencia satisfactoria probó ser la persona cuyo nombre aparece suscrito en el documento adjunto y reconoció ante mí haber firmado el mismo en su calidad autorizada, y que mediante su firma en el documento la persona o entidad a cuyo nombre la persona actuaba firmó el documento. Atestiguo mediante mi firma y sello oficial.

ESTADO DE PENSILVANIA. SELLO NOTARIAL

CARRIE A. MCPHERSON, NOTARIO PÚBLICO, WEST CHESTER BORO,
CONDADO CHESTER. MI CARGO VENCE EL 27 DE ENERO DE 2010.

MIEMBRO DE LA ASOCIACIÓN DE NOTARIOS DE PENSILVANIA

FIRMADO: CARRIE MC PHERSON

Fecha 19 de marzo de 2009. FIRMA ILEGIBLE. MICHAEL KEANE

Estado de PA, condado de CHESTER. Declaración jurada

El 23 de febrero de 2009, ante mi EILEEN A. KERPER, notario público, compareció personalmente JAMES TALBOT, a quien conozco o quien con base en evidencia satisfactoria probó ser la persona cuyo nombre aparece suscrito en el documento adjunto y reconoció ante mí haber firmado el mismo en su calidad autorizada, y que mediante su firma en el documento la persona o entidad a cuyo nombre la persona actuaba firmó el documento. Atestiguo mediante mi firma y sello oficial.

ESTADO DE PENSILVANIA. SELLO NOTARIAL

EILEEN A. KERPER, NOTARIO PÚBLICO, WEST CHESTER BORO, CONDADO CHESTER. MI CARGO VENCE EL 13 DE DICIEMBRE DE 2012.

MIEMBRO DE LA ASOCIACIÓN DE NOTARIOS DE PENSILVANIA

FIRMADO: EILEEN KERPER

23 de febrero de 2009. Firmado: Daniel Vennard

Estado de PA. Condado de Chester, Declaración jurada

El 23 de febrero de 2009, ante mi EILEEN A. KERPER, notario público, compareció personalmente DANIEL VENNARD, a quien conozco o quien con base en evidencia satisfactoria probó ser la persona cuyo nombre aparece suscrito en el documento adjunto y reconoció ante mí haber firmado el mismo en su calidad autorizada, y que mediante su firma en el documento la persona o entidad a cuyo nombre la persona actuaba firmó el documento. Atestiguo mediante mi firma y sello oficial.

ESTADO DE PENSILVANIA. SELLO NOTARIAL

EILEEN A. KERPER, NOTARIO PÚBLICO, WEST CHESTER BORO, CONDADO CHESTER. MI CARGO VENCE EL 13 DE DICIEMBRE DE 2012.

MIEMBRO DE LA ASOCIACIÓN DE NOTARIOS DE PENSILVANIA

FIRMADO: EILEEN KERPER

Fecha: 23 de febrero de 2009.

Firmado: JOSEPH GABELBERGER

Eduardo Calado Noguera
TRADUCTOR OFICIAL
Inglés - Español - Inglés
del 3 de febrero de 1976

431
Estado de PA

Condado de Chester. Declaración jurada

El 23 de febrero de 2009, ante mi EILEEN A. KERPER, notario público, compareció personalmente JOSEPH GABELBERGER, a quien conozco o quien con base en evidencia satisfactoria probó ser la persona cuyo nombre aparece suscrito en el documento adjunto y reconoció ante mí haber firmado el mismo en su calidad autorizada, y que mediante su firma en el documento la persona o entidad a cuyo nombre la persona actuaba firmó el documento. Atestiguo mediante mi firma y sello oficial.

ESTADO DE PENNSILVANIA. SELLO NOTARIAL

EILEEN A. KERPER, NOTARIO PÚBLICO, WEST CHESTER BORO, CONDADO CHESTER. MI CARGO VENCE EL 13 DE DICIEMBRE DE 2012.

MIEMBRO DE LA ASOCIACIÓN DE NOTARIOS DE PENNSILVANIA

FIRMADO: EILEEN KERPER

CESIONARIO:

E: SYNTHES (U.S.A.) LLC

DENNIS J. BUTLER (autorizado para firmar a nombre de SYNTHES (U.S.A.), LLC. Firma. D,BOO CARGO: ABOGADO DE PATENTES.

DIRECCIÓN: 1302 Wrights Lane East, West Chester, Pensilvania 19380

Fecha: 22 de abril de 2009

ESTADO DE PENNSILVANIA, CONDADO DE CHESTER. DECLARACIÓN JURAMENTADA.

Hoy 22 de abril de 2009 ante mi CARRIE A MCPHERSON notario público, compareció personalmente DENNIS J. BUTLER conocido mío personalmente y que con base en evidencia satisfactoria probó ser la persona que firmó en el documento adjunto y reconoció haber firmado el mismo en su calidad autorizada y que por su firma en el documento la persona o entidad a cuyo nombre la persona actuaba, firmó este documento.

FIRMADO CARRIE A MCPHERSON

SELLO: ESTADO DE PENNSILVANIA, SELLO NOTARIAL, CARRIE A MCPHERSON, NOTARIO PÚBLICO. WEST CHESTER BORO, CONDADO DE CHESTER. MI CARGO VENCE EL 27 DE ENERO DE 2010.

CESIONARIO: SYNTHES GMBH

Eduardo Celso Noguera
TRADUCTOR OFICIAL
Inglés-Español-Inglés
11111111111111111111

137

DENNIS J.BUTTLE. Autorizado para firmar a nombre de SYNTHES
GMBH. Firma ilegible
Cargo: ABOGADO DE PATENTES
DIRECCIÓN: EIMATTSTRASSE 3
CH-4436 OBERDORF
SUIZA

FECHA: 22 de abril de 2009

ESTADO DE PENSILVANIA, CONDADO DE CHESTER. DECLARACIÓN
JURAMENTADA.

Hoy 22 de abril de 2009 ante mi CARRIE A MCPHERSON notario
público, compareció personalmente conocido mio y con base
en evidencia satisfactoria probó ser la persona que firmó en
el documento adjunto y reconoció haber firmado el mismo en
su calidad autorizada y que por su firma en el documento la
persona o entidad a cuyo nombre la persona actuaba, formalizó
este documento con su firma.

Atestiguo mediante mi firma y sello oficiales

FIRMADO CARRIE A MCPHERSON

SELLO: ESTADO DE PENSILVANIA, SELLO NOTARIAL, CARRIE A
MCPHERSON, NOTARIO PÚBLICO. WEST CHESTER BORO, CONDADO DE
CHESTER. MI CARGO VENCE EL 27 DE ENERO DE 2010

APOSTILLA

(CONVENCIÓN DE LA HAYA DEL 5 DE OCTUBRE DE 1961)

1. PAÍS: ESTADOS UNIDOS DE AMÉRICA

Este documento público

2. ha sido firmado por T. LAWRENCE

3. quien actúa en su calidad de FUNCIONARIO CERTIFICADOR

Edmundo Celso Noguera
TRADUCTOR CERTIFICADO
Español-Inglés
11-01-2010

133
4. lleva el sello/estampilla de la OFICINA DE MARCAS Y
PATENTES DE ESTADOS UNIDOS.

CERTIFICADO

5. en WASHINGTON D.C. 6. el 21 de septiembre de 2010
7. por UN FUNCIONARIO DE AUTENTICACIÓN, DEPARTAMENTO DE
ESTADO DE ESTADOS UNIDOS

8. No. 10040679-2

9. Sello/estampilla

10. Firma: DENITRA T. HAWKINS

3 horas. 1388 palabras.

COLO-15153-841-060-7

ECN\ECN\ID-182506\WPCL002G

Bogotá, 22 de noviembre de 2010.

Eduardo Calado N.
Eduardo Calado Noguera
TRADUCTOR OFICIAL
Inglés - Español - Inglés
Res. 541 Febrero de 1976

RECEIVED
NOV 23 2010
OFFICE OF THE
ATTORNEY GENERAL

PO BOX 5000

RECEIVED
NOV 23 2010
OFFICE OF THE
ATTORNEY GENERAL

RECEIVED
NOV 23 2010
OFFICE OF THE
ATTORNEY GENERAL

PS 85

RECEIVED
NOV 23 2010
OFFICE OF THE
ATTORNEY GENERAL

30

MINISTERIO DE
RELACIONES EXTERIORES

b29829

Carlos G. G. G.
CUYA FIRMA APARECE EN EL
DOCUMENTO DESEMPEÑA
LAS FUNCIONES INDICADAS

NO SE ASUME
RESPONSABILIDAD DEL TEXTO

2000 NOV 22 A 10:09

SEFE DE RELACIONES
BOGOTÁ D.C.

APOSTILLE

(Convention de La Haye du 5 octobre 1961)

1. Country: United States of America

This public document

2. has been signed by T. Lawrence

3. acting in the capacity of Certifying Officer

4. bears the seal/stamp of U.S. Patent and Trademark Office

Certified

5. at Washington, D.C.

6. the twenty-first of September, 2010

7. by ~~Assistant~~ Authentication Officer, United States Department of State

8. No. 10049575-1

9. Seal/Stamp:

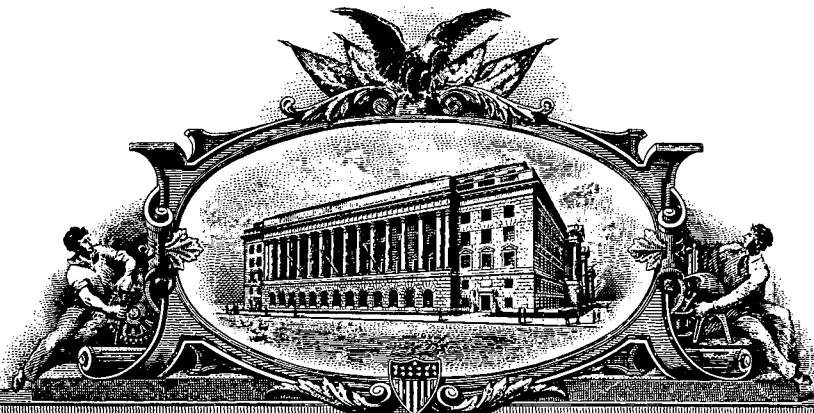
10. Signature:

Denitra T. Hawkins

Denitra T. Hawkins

135

A 1807745



THE UNITED STATES OF AMERICA

TO ALL TO WHOM THESE PRESENTS SHALL COME:

UNITED STATES DEPARTMENT OF COMMERCE

United States Patent and Trademark Office

August 02, 2010

**THIS IS TO CERTIFY THAT ANNEXED IS A TRUE COPY FROM THE
RECORDS OF THIS OFFICE OF A DOCUMENT RECORDED ON
JULY 19, 2010.**

**By Authority of the
Under Secretary of Commerce for Intellectual Property
and Director of the United States Patent and Trademark Office**

T. Lawrence

**T. LAWRENCE
Certifying Officer**



136

PATENT ASSIGNMENT

Electronic Version v1.1
 Stylesheet Version v1.1

SUBMISSION TYPE:	NEW ASSIGNMENT	
NATURE OF CONVEYANCE:	ASSIGNMENT	
CONVEYING PARTY DATA		
Name		Execution Date
Synthes USA, LLC		04/22/2009
RECEIVING PARTY DATA		
Name:	Synthes GmbH	
Street Address:	Eimattstrasse 3	
City:	Oberdorf	
State/Country:	SWITZERLAND	
Postal Code:	CH-4436	
PROPERTY NUMBERS Total: 1		
Property Type	Number	
Application Number:	12810986	
CORRESPONDENCE DATA		
Fax Number:	(212)806-6006	
<i>Correspondence will be sent via US Mail when the fax attempt is unsuccessful.</i>		
Phone:	212-806-5400	
Email:	jfeltz@stroock.com	
Correspondent Name:	Brian M. Rothery	
Address Line 1:	180 Maiden Lane	
Address Line 4:	New York, NEW YORK 10038	
ATTORNEY DOCKET NUMBER:	001227/1949	
NAME OF SUBMITTER:	Jessica Feltz	
Total Attachments: 2 source=0012271949_Assign_USAtoGmbH#page1.tif source=0012271949_Assign_USAtoGmbH#page2.tif		

CH \$40.00 12810986

501236975

PATENT
 REEL: 024708 FRAME: 0505

ASSIGNMENT

WHEREAS, **Synthes USA, LLC**, ASSIGNOR, a Delaware Limited Liability Company organized under the laws of the State of Delaware and having a place of business at 1302 Wrights Lane East, West Chester, PA 19380, has all right, title and interest in the invention disclosed, described and/or claimed in PCT International Application No. PCT/US08/88462, which was filed with the United States Patent and Trademark Office on December 29, 2008, entitled A TACK OR DRIVE SCREW FOR SECURING A PROSTHESIS TO BONE AND ASSOCIATED INSTRUMENTATION AND METHOD, and all inventions described, disclosed or claimed therein (hereinafter "the Invention"), which is identified by Stroock & Stroock & Lavan LLP Attorney Docket No. 001227/1634, and which claims priority to Provisional Application No. 61/017,402, filed on December 28, 2007, which is identified by Stroock & Stroock & Lavan LLP Attorney Docket No. 001227/1339.

AND WHEREAS, **Synthes GmbH**, ASSIGNEE, a Swiss Company organized under the laws of Switzerland and having a place of business at Eimattstrasse 3, CH-4436 Oberdorf, Switzerland, is desirous of obtaining the entire right, title and interest to and under the Invention, including the right to bring an action and recover damages for past infringements, if any, in all geographic locations except the United States and its possessions and territories, Canada and its possessions and territories, the Bahamas, and Bermuda (hereinafter "the Excluded Geographic Locations").

AND WHEREAS, ASSIGNOR, is desirous of assigning its entire right, title and interest to the Invention in all geographic locations except the Excluded Geographic Locations to the ASSIGNEE, including the right to bring an action and recover damages for past infringement, if any.

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the said ASSIGNOR, has sold, assigned, transferred and set over, and does hereby sell, assign, transfer and set over, unto the said ASSIGNEE, its successors, legal representatives and assigns, all ASSIGNOR'S rights, title and interest in the Invention in all geographic locations except the Excluded Geographic Locations including the right to bring an action and recover damages for past infringement, if any; and all rights, title and interest in any corresponding patent applications and all divisions, renewals and continuations thereof, and all Patents which may be granted thereon and all reissues and extensions thereof; 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 all geographic locations except the Excluded Geographic Locations, and all extensions, renewals and reissues thereof.

AND ASSIGNOR HEREBY authorizes and requests 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 _____

NOW, THEREFORE, ASSIGNEE shall obtain all said rights, title and interest in the Invention in all geographic locations except the Excluded Geographic Locations.

AND ASSIGNOR HEREBY covenants and agrees that it has not executed, and will not execute, any agreement in conflict herewith.

AND ASSIGNOR HEREBY further covenants and agrees that it will communicate to the said ASSIGNEE, its successors, legal representatives and assigns, any facts known to it respecting the Invention, 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 protection for the Invention in all geographic locations except the Excluded Geographic Locations.

AND ASSIGNOR HEREBY further covenants and agrees that it has read this Assignment, knows and understands its contents, and comprehends and agrees to all of its terms, conditions and meanings and their significance.

IN TESTIMONY WHEREOF, the person executing this Assignment in a representative capacity on behalf of the ASSIGNOR warrants that he is fully authorized and empowered to do so and signs his name on the date indicated below.

ASSIGNOR: Synthes USA, LLC

Dennis J. Butler Authorized to sign on behalf of Synthes USA, LLC

Signature:

Position/Title: Patent Counsel

Address: 1302 Wrights Lane East
West Chester, Pennsylvania 19380

Date:

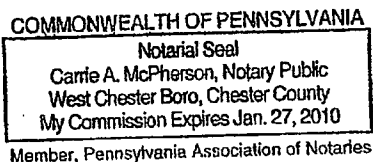
April 22, 2009

Commonwealth of Pennsylvania)
) SS:
County of Chester)

On April 22, 2009, before me, Carrie A. McPherson, Notary Public, personally appeared Dennis J. Butler, personally known to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal

Carrie A. McPherson



ASSIGNEE: Synthes GmbH

Dennis J. Butler Authorized to sign on behalf of Synthes GmbH

Signature:

Position/Title: Patent Counsel

Address: Eimattstrasse 3
CH-4436 Oberdorf
Switzerland

Date:

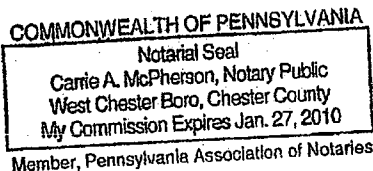
April 22, 2009

Commonwealth of Pennsylvania)
) SS:
County of Chester)

On April 22, 2009, before me, Carrie A. McPherson, Notary Public, personally appeared Dennis J. Butler, personally known to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal

Carrie A. McPherson



TRADUCCIÓN OFICIAL 350/2010 DE UN DOCUMENTO ESCRITO EN IDIOMA INGLÉS REALIZADA POR EDUARDO CALADO NOGUERA, TRADUCTOR OFICIAL AUTORIZADO POR RESOLUCIÓN 541 DEL 27 DE FEBRERO DE 1976 Y DEBIDAMENTE INSCRITO ANTE EL MINISTERIO DE RELACIONES EXTERIORES DE COLOMBIA.

ESTADOS UNIDOS DE AMÉRICA

A quien corresponda:

DEPARTAMENTO DE COMERCIO DE ESTADOS UNIDOS

OFICINA DE MARCAS Y PATENTES DE ESTADOS UNIDOS

2 de agosto de 2010

Por la presente certifico que la adjunta es una copia verídica tomada de los registros de esta oficina sobre un documento registrado el 19 de julio de 2010.

Autorizado por el subsecretario de comercio y propiedad intelectual y director de la Oficina de Marcas y Patentes de Estados Unidos.

Firmado: T. LAWRENCE, funcionario certificador.

SELLO: OFICINA DE MARCAS Y PATENTES DE ESTADOS UNIDOS,
DEPARTAMENTO DE COMERCIO.

CESIÓN DE PATENTE

VERSIÓN ELECTRÓNICA v1.1.

VERSIÓN HOJA DE ESTILO v1.1

TIPO DE PRESENTACIÓN: NUEVA CESIÓN

NATURALEZA DE LA TRANSACCION: CESIÓN

DATOS DEL CEDENTE:

SYNTHES (U.S.A), LLC

FECHA DE FIRMA: 22 DE

ABRIL DE 2009

Eduardo Calado N.
Eduardo Calado Noguera
TRADUCTOR OFICIAL
Inglés - Español - Inglés
Res. 541 Febrero de 1976

DATOS DEL CESIONARIO:

NOMBRE: SYNTES GmbH

DIRECCIÓN : EIMATTSTRASSE 3.

CIUDAD OBERDORF

ESTADO/ PAIS: SUIZA

CÓDIGO POSTAL: CH-4436

NÚMERO DE PROPIEDADES: UNA

TIPO DE PROPIEDAD. SOLICITUD NÚMERO 12810986

DATOS PARA CORRESPONDENCIA:

NÚMERO DE FAX : (212) 806-6006

La correspondencia se enviará via correo de Estados Unidos cuando falle el intento de enviar fax.

Teléfono: 212-806-5400

Correo electrónico: jfeltz@stroock.com

Nombre del corresponsal: Brian M. Rothery

Dirección, línea 1: 180 Maiden Lane

Dirección, línea 4: New York, New York 10038

Número del expediente jurídico: 001227/1949

Nombre del presentador: JESSICA FELTZ

Total anexos: 2

501236975 PATENTE, CARRETE 024708, CUADRO 0505

CESIÓN

CONSIDERANDO que SYNTHES (U.S.A), LLC, cedente, una compañía de responsabilidad limitada de DELAWARE , constituida bajo las leyes del estado de DELAWARE, con domicilio en 1302 Wrights Lane East, West Chester PA 19380, tiene todo el derecho, título e interés sobre el invento revelado, descrito

Eduardo Calado N.
Eduardo Calado Noguera
TRADUCTOR OFICIAL
Inglés - Español - Inglés
Res. 541 Febrero de 1976

y o reivindicado por la Solicitud internacional de patente PCT/US08/88462, que fue presentada ante la Oficina de Marcas y Patentes de Estados Unidos el 29 de diciembre de 2008, titulada CLAVO O TORNILLO DE TRANSMISIÓN PARA ASEGURAR UNA PRÓTESIS AL HUESO Y LA INSTRUMENTACIÓN Y MÉTODOS ASOCIADOS, y todos los inventos descritos, revelados o reclamados a través de la misma (que a continuación llamaremos "el invento") que se identifica con el expediente judicial de STROOK & STROOCK & LAVAN LLP Número 001227/1634 y que reclama prioridad sobre la Solicitud provisional No. 61/07,402 presentada el 28 de diciembre de 2007, la cual se identifica con el Expediente judicial de STROOCK & STROOCK & LAVAN No. 001227/1339

Y CONSIDERANDO QUE SYNTHES GmbH, cesionario una empresa suiza constituida de conformidad con las leyes de Suiza y con domicilio en Eimattstrasse 3, Oberdorf, Suiza CH-4436, desea obtener todo el derecho, título e interés sobre el invento, incluyendo el derecho a presentar una acción para recuperar daños y perjuicios por infracciones pasadas, en todos los puntos geográficos con excepción de los Estados Unidos y sus posesiones y territorios, Canadá y sus posesiones y territorios las Bahamas y Bermuda (que a continuación llamaremos "los puntos geográficos excluidos").

Y considerando que el cedente desea ceder todo su derecho, título e interés sobre el invento en todos los puntos geográficos excepto los lugares geográficos excluidos al CESIONARIO, incluyendo los derechos a presentar demanda y

Eduardo Calado N.

Eduardo Calado Noguera
TRADUCTOR OFICIAL
Inglés - Español - Inglés
Res. 541 Febrero de 1976

recuperar daños o perjuicios por infracciones pasadas en caso de infracciones pasadas, en caso de existir.

POR LO TANTO, a cambio de una compensación valiosa y adecuada de la cual se acusa recibo por el presente, dicho cedente ha vendido, cedido transferido y por el presente vende, cede y transfiere a dicho cesionario, sus sucesores, representantes legales y cesionarios todos los derechos, título e interés del cedente sobre el invento en todos los puntos geográficos excepto en los puntos geográficos excluidos, incluyendo el derecho a presentar una acción y a recuperar daños y perjuicios debidos a infracciones pasadas, en caso de existir y sobre todos los derechos, título e interés sobre cualquier solicitud de patente correspondiente y todas las divisiones, renovaciones y continuaciones de la misma, y sobre todas las formas de protección de propiedad industrial, incluyendo sin limitación patentes, modelos de utilidad, certificaciones de inventores y diseños que puedan otorgarse para dicho invento en todos los puntos geográficos con excepción de los puntos geográficos excluidos, y todas las ampliaciones, renovaciones y segundas publicaciones de las mismas.

Y EL CEDENTE POR EL PRESENTE autoriza y solicita a dicho cesionario, sus sucesores, representantes legales y cesionarios a insertar a continuación el número de la solicitud y la fecha de radicación de cualquier solicitud internacional, regional o nacional ya presentada o que se presente en el futuro para la invención.

Eduardo Calado N.

Eduardo Calado Noguera
TRADUCTOR OFICIAL
Inglés - Español - Inglés
Res. 541 Febrero de 1976

PAIS: _____

SOLICITUD

NÚMERO: _____ FECHA DE PRESENTACIÓN: _____

POR LO TANTO, EL CESIONARIO obtendrá todos los derechos, títulos e interés sobre el invento en todos los puntos geográficos con excepción de los lugares geográficos excluidos.

Y EL CEDENTE por el presente conviene y acuerda que no ha firmado ni firmará ningún convenio que entre en conflicto con el presente.

ADEMÁS EL CEDENTE por el presente acuerda y conviene que comunicará a dicho cesionario, sus sucesores, representantes legales y cesionarios cualquier hecho conocido para el mismo con respecto a dicho invento y testificará en cualquier actuación jurídica, firmará todos los documentos jurídicos, firmará todas las solicitudes divisionales, continuaciones y segundas publicaciones, tomará todos los juramentos legales y en general hará todo lo posible para ayudar a dicho cesionario, sus sucesores, representantes legales y cesionarios, a obtener y hacer cumplir la protección para dicho invento en todos los puntos geográficos con excepción de los puntos geográficos excluidos.

Y EL CEDENTE por el presente conviene y acuerda además que ha leído esta cesión, y que conoce y entiende su contenido y que comprende y está de acuerdo con todos sus términos, condiciones y significados.

EN TESTIMONIO DE LO CUAL, la persona que firma esta cesión en su capacidad de representante del CEDENTE garantiza que está

Eduardo Calado N.
Eduardo Calado Noguera
TRADUCTOR OFICIAL
Inglés - Español - Inglés
Res. 541 Febrero de 1976

autorizada y plenamente facultada para hacer esto y firmar y colocar su sello en el día y año que aparece junto a su firma
CEDENTE: SYNTHES (U.S.A.)

DENNIS J. BUTLER (autorizado para firmar a nombre de SYNTHES (U.S.A.)). Firma. CARGO: ABOGADO DE PATENTES. DIRECCIÓN: 1302 Wrights Lane East, West Chester, Pensilvania 19380

Fecha: 22 de abril de 2009

ESTADO DE PENNSILVANIA, CONDADO DE CHESTER. DECLARACIÓN JURAMENTADA.

Hoy 22 de abril de 2009 ante mi CARRIE A MCPHERSON notario público, compareció personalmente DENNIS J. BUTLER conocido mío personalmente y que con base en evidencia satisfactoria probó ser la persona que firmó en el documento adjunto y reconoció haber firmado el mismo en su calidad autorizada y que por su firma en el documento la persona o entidad a cuyo nombre la persona actuaba, firmó este documento.

FIRMADO CARRIE A MCPHERSON

SELLO: ESTADO DE PENNSILVANIA, SELLO NOTARIAL, CARRIE A MCPHERSON, NOTARIO PÚBLICO. WEST CHESTER BORO, CONDADO DE CHESTER. MI CARGO VENCE EL 27 DE ENERO DE 2010.

CESIONARIO: SYNTHES GMBH

DENNIS J. BUTTLER. Autorizado para firmar a nombre de SYNTHES GMBH. Firma ilegible

Cargo: ABOGADO DE PATENTES

DIRECCIÓN: EIMATTSTRASSE 3

CH-4436 OBERDORF

SUIZA

Eduardo Calado N.
Eduardo Calado Noguera
TRADUCTOR OFICIAL
Inglés - Español - Inglés
Res. 541 Febrero de 1976

FECHA: 22 de abril de 2009

ESTADO DE PENSILVANIA, CONDADO DE CHESTER. DECLARACIÓN JURAMENTADA.

Hoy 22 de abril de 2009 ante mí CARRIE A MCPHERSON notario público, compareció personalmente conocido mio y con base en evidencia satisfactoria probó ser la persona que firmó en el documento adjunto y reconoció haber firmado el mismo en su calidad autorizada y que por su firma en el documento la persona o entidad a cuyo nombre la persona actuaba, formalizó este documento con su firma.

Atestiguo mediante mi firma y sello oficiales

FIRMADO CARRIE A MCPHERSON

SELLO: ESTADO DE PENSILVANIA, SELLO NOTARIAL, CARRIE A MCPHERSON, NOTARIO PÚBLICO. WEST CHESTER BORO, CONDADO DE CHESTER. MI CARGO VENCE EL 27 DE ENERO DE 2010

APOSTILLA

(CONVENCIÓN DE LA HAYA DEL 5 DE OCTUBRE DE 1961)

1. PAÍS: ESTADOS UNIDOS DE AMÉRICA

Este documento público

2. ha sido firmado por T. LAWRENCE

3. quien actúa en su calidad de FUNCIONARIO CERTIFICADOR

4. lleva el sello/estampilla de la OFICINA DE MARCAS Y PATENTES DE ESTADOS UNIDOS.

CERTIFICADO

5. en WASHINGTON D.C. 6. el 21 de septiembre de 2010

7. por UN FUNCIONARIO DE AUTENTICACIÓN, DEPARTAMENTO DE ESTADO DE ESTADOS UNIDOS

Eduardo Calado N.
Eduardo Calado Noguera
TRADUCTOR OFICIAL
Inglés - Español - Inglés
Res. 541 Febrero de 1976

8. No. 10040679-1

9. Sello/estampilla

10. Firma: DENITRA T. HAWKINS

3 horas. 1388 palabras.

COLO-15153-841-060-7

ECN\ECN\ID-182467\WPCL002G

Bogotá, 19 de noviembre de 2010.

Eduardo Calado N.

Eduardo Calado Noguera
TRADUCTOR OFICIAL
Inglés - Español - Inglés
Res. 541 Febrero de 1976

RECEIVED
JAN 10 2011
SECRET

01-01-A-3-V-10-10-0005

RECEIVED
JAN 10 2011
SECRET

RECEIVED
JAN 10 2011
SECRET

P 58 P 5 P

RECEIVED
JAN 10 2011
SECRET

MINISTERIO DE
RELACIONES EXTERIORES

629827

Edo. de C. Cabal
CUYA FIRMA APARECE EN EL
DOCUMENTO DESEMPLEA
LAS FUNCIONES INDICADAS

NO SE ASUME
RESPONSABILIDAD DEL TEXTO

2000 NOV 22 A 10:10

Jefe de Relaciones
Bogotá D.C.

43

2020
Bogotá D.C.,

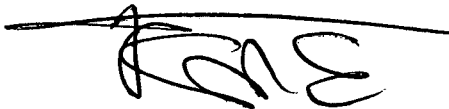
Doctor(a)
SUAREZ DE PAEZ LUZ CLEMENCIA
Apoderado(a) y/o Representante de
SYNTHESE GMBH

REFERENCIA	Radicación No.	10 77941
	Solicitud internacional	PCT/US2008/088462
	Fecha inicio fase nacional	28/07/2010
	Trámite	11
	Evento	378
	Actuación	416
	Oficio No.	12852
	Folios	1

Teniendo en cuenta que la solicitud de privilegio de patente que se tramita bajo el expediente indicado en la referencia, reúne los requisitos de forma establecidos en la Decisión 486 de la Comisión de la Comunidad Andina, el Tratado de Cooperación en Materia de Patentes (PCT), el Reglamento y la Circular Única de la Superintendencia de Industria y Comercio, se envía el extracto de la solicitud a la Oficina de Comunicaciones para efecto de su publicación en la Gaceta de Propiedad Industrial.

Cúmplase
Dado en Bogotá DC,

08 ABR. 2011



JOSE LUIS SALAZAR LOPEZ
Director de Nuevas Creaciones (C)

adpall