

**Señora Jefe
DIVISIÓN DE NUEVAS CREACIONES
SUPERINTENDENCIA DE INDUSTRIA Y COMERCIO
Bogotá, D.C.**

SUPERINTENDENCIA DE INDUSTRIA Y COMERCIO
Rad: 06-112086- -00002-0000
Fec: 2006-12-29 10:42:07 Dep. 2020 NUEVACREACIONES
IB. 11 PATENTE (IYI)
EVO: 318 FASE NACIONAL I
Act 444 RESPUESTA REQUE Folios: 14

**Re.: Expediente No. 06 112.086
Fase Nacional Solicitud de Patente PCT
a nombre de
SYNTHES GMBH
Código 011 – 378 - 444**

En relación con la solicitud contenida en el expediente de la referencia y, en particular, para dar respuesta a su último requerimiento hecho dentro del mismo, dentro del término conferido, por medio del presente escrito me permito manifestarle:

1. Acompaño copia certificada del documento donde consta la cesión del derecho a la patente de los Inventores:

- Paul Ciccone
- Michael Mazzio

a favor de la sociedad Synthes (U.S.A.), debidamente firmado, autenticado por Notario Público y legalizado por Apostilla.

2. Acompaño copia certificada del documento donde consta la cesión del derecho a la patente de la sociedad Synthes (U.S.A.) a favor de la sociedad solicitante Synthes GmbH, debidamente firmado, autenticado por Notario Público y legalizado por Apostilla.

2/13

Le solicito se sirva agregar este escrito y sus anexos al expediente y continuar con el trámite de la solicitud.

De Usted Atentamente,

GERMAN CASTILLO GRAU
T.P. No. 2978 del C.S.J.

Apostille

(Convention de La Haye du 5 Octobre 1961)

2/10/1

1. Country: **United States of America**

This public document

2. has been signed by **Nancy T. Sunshine**

3. acting in the capacity of **County Clerk**

4. bears the seal/stamp of the county of **Kings**

Certified

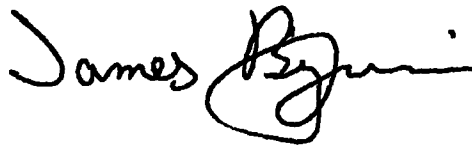
5. At New York, New York 6. the 28th day of November 2006

7. by Special Deputy Secretary of State, State of New York

8. No. NYC-10228118B

9. Seal/Stamp

10. Signature



James Bizzarri
Special Deputy Secretary of State

State of New York
County of Kings

3167

Form 1

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NANCY

SUNSHINE

LEVIN, Clerk of the County of Kings, and also Clerk of the Supreme Court for the said County, the same being a Court of Record, having a seal, DO HEREBY CERTIFY, That

whose name is subscribed to the deposition, certificate of acknowledgment or proof of the annexed instrument, was at the time taking the same a NOTARY PUBLIC in and for the State of New York, duly commissioned and sworn and qualified to act as such throughout the State of New York; that pursuant to law a commission, or a certificate of his appointment and qualifications, and his autograph signature, have been filed in my office; that as such Notary Public he was duly authorized by the laws of the State of New York to administer oaths and affirmations, to receive and certify the acknowledgment or proof of deeds, mortgages, powers of attorney and other written instruments for lands, tenements and hereditaments to be read in evidence or recorded in this State; to protest notes and to take and certify affidavits and depositions; and that I am well acquainted with the handwriting of such Notary Public, or have compared the signature on the annexed instrument with his autograph signature deposited in my office, and believe that the signature is genuine.

NOV 21 2006

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Court and County this _____ day of _____ 20 _____

Nancy J. Sunshine

Clerk

VERIFICATION

STATE OF NEW YORK)
) ss:
COUNTY OF NEW YORK)

I verify that the attached document identified as:

Assignment

is a true copy of the document as executed on March 31, 2004 by **Paul Ciccone** and **Michael Mazzio** to **SYNTHES U.S.A.** of United States and corresponding foreign rights in connection with U.S. Serial No. 10/820,080 filed April 6, 2004.

Courtney Manning
Courtney Manning

Subscribed and sworn to before me this 17th day of
October, 2006.

Notary Public

JAMAL PARKER
Notary Public, State of New York
No. 01PA0042838
Qualified in Kings County
Certificate Filed in New York County
Commission Expires June 5, 2010

**UNITED STATES PATENT AND TRADEMARK OFFICE**UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND
DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE

SEPTEMBER 19, 2006

PTAS

500153072AGENEVEVE G. CUAYCONG
JONES DAY, 222 EAST 41ST STREET
NEW YORK, NY 10017***500153072A*****UNITED STATES PATENT AND TRADEMARK OFFICE
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT**

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 571-272-3350. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, MAIL STOP: ASSIGNMENT SERVICES BRANCH, P.O. BOX 1450, ALEXANDRIA, VA 22313.

RECORDATION DATE: 09/19/2006

REEL/FRAME: 018271/0608
NUMBER OF PAGES: 3BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).
DOCKET NUMBER: 8932-931-999ASSIGNOR:
CICCONE, PAUL

DOC DATE: 03/31/2004

ASSIGNOR:
MAZZIO, MICHAEL

DOC DATE: 03/31/2004

ASSIGNEE:
SYNTHES (USA)
1302 WRIGHTS LANE EAST
WEST CHESTER, PENNSYLVANIA 19380

SERIAL NUMBER: 10820080

FILING DATE: 04/06/2004

PATENT NUMBER:

ISSUE DATE:

TITLE: ADJUSTABLE TOOL FOR CANNULATED FASTENERS

RightFax

9/19/06 1:14

PAGE 003/004

Fax Server

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018271/0608 PAGE 2

ASSIGNMENT SERVICES BRANCH
PUBLIC RECORDS DIVISION .

7-51

PATENT ASSIGNMENT

Electronic Version v1.1
Stylesheet Version v1.1

09/19/2006
500153072

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>Paul CICCONE</td><td>03/31/2004</td></tr><tr><td>Michael MAZZIO</td><td>03/31/2004</td></tr></tbody></table>		Name	Execution Date	Paul CICCONE	03/31/2004	Michael MAZZIO	03/31/2004				
Name	Execution Date										
Paul CICCONE	03/31/2004										
Michael MAZZIO	03/31/2004										
RECEIVING PARTY DATA											
<table border="1"><tr><td>Name:</td><td>SYNTHES (USA)</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)	Street Address:	1302 Wrights Lane East	City:	West Chester	State/Country:	PENNSYLVANIA	Postal Code:	19380
Name:	SYNTHES (USA)										
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>10820080</td></tr></tbody></table>		Property Type	Number	Application Number:	10820080						
Property Type	Number										
Application Number:	10820080										
CORRESPONDENCE DATA											
Fax Number: (212)755-7306 <i>Correspondence will be sent via US Mail when the fax attempt is unsuccessful.</i>											
Phone: 2123263988											
Email: gcuaycong@jonesday.com											
Correspondent Name: Genevave G. Cuaycong											
Address Line 1: Jones Day, 222 East 41st Street											
Address Line 4: New York, NEW YORK 10017											
ATTORNEY DOCKET NUMBER:	8932-931-899										
NAME OF SUBMITTER:	Brian M. Rothery										
Total Attachments: 2 source=DOC150#page1.tif source=DOC150#page2.tif											

CH 10820080 \$40.00

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ASSIGNMENT

WHEREAS, WE, Paul Ciccone and Michael Mazza, citizens of USA, residing at 100 Bryans Way, Lincoln University, PA 19352, USA; and 51 Ashley Drive, Schwenksville, Pennsylvania 19473, USA, respectively; ASSIGNORS, are the inventors of the invention ADJUSTABLE TOOL FOR CANNULATED FASTENERS for which WE have executed an application for a Patent of the United States,

- ☒ which is executed concurrently herewith,
☒ which is identified by Jones Day docket no. #932-931-999

AND WHEREAS, SYNTHES U.S.A., ASSIGNEE a general partnership existing under the laws of the Commonwealth of Pennsylvania and having a place of business at 1690 Russell Road, Paoli, PA 19301, is desirous of obtaining my entire right, title and interest in, to and under the said invention 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, our entire right, title and interest in, to and under the said invention, and the said United States application and 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 all applications for industrial property protection, including, without limitation, all applications for patents, utility models, and designs which may hereafter be filed for said invention in any country or countries foreign to the United States, together with the right to file such applications and the right to claim for the same the priority rights derived from said United States application under the Patent Laws of the United States, the International Convention for the Protection of Industrial Property, 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 said invention 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 of Patents and Trademarks of the United States, 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 said 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 said invention in all countries.

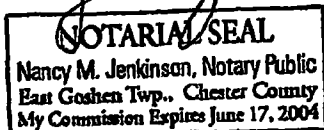
IN TESTIMONY WHEREOF, WE hereunto set our hands and seals the day and year set opposite our signatures.

Date 3/31/04, 2004 Paul Ciccone L.S.
Paul CICCONE

State of Pennsylvania) SS.:
County of Chester

On 3/31, 2004, before me, Nancy M. Jenkinson, Notary Public, personally appeared Paul CICCONE, personally known to me on the basis of satisfactory evidence to be the person(s) whose name(s) is subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their 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.



NYID: 1516739.1

00010533

00010518.008

2-56

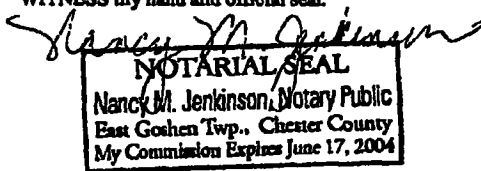
IN TESTIMONY WHEREOF, WE hereunto set our hands and seals the day and year set opposite our signatures.

Date 3/31, 2004 Michael MAZZIO L.S.
Michael MAZZIO

State of Pennsylvania
County of Chester, SS.:

On 3/31, 2004, before me, Nancy M. Jenkinson, Notary Public, personally appeared Michael MAZZIO, personally known to me on the basis of satisfactory evidence to be the person(s) whose name(s) is subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their 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.



NYID: 1516729.1

00010533

00010518.008

Apostille

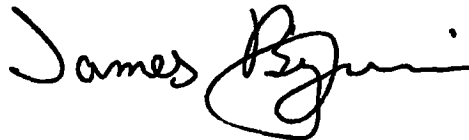
(Convention de La Haye du 5 Octobre 1961)

105 53

1. Country: **United States of America**
This public document
2. has been signed by **Nancy T. Sunshine**
3. acting in the capacity of **County Clerk**
4. bears the seal/stamp of the county of **Kings**

Certified

5. At New York, New York
6. the 28th day of November 2006
7. by Special Deputy Secretary of State, State of New York
8. No. NYC-10228119B
9. Seal/Stamp
10. Signature



James Bizzarri
Special Deputy Secretary of State

State of New York
County of Kings

3195 Form 1

NOTARY T. SUNSHINE, Clerk of the County of Kings, and also Clerk of the Supreme Court for the said County, the same being a Court of Record, having a seal, DO HEREBY CERTIFY, That

whose name is subscribed to the deposition, certificate of acknowledgment or proof of the annexed instrument, was at the time taking the same a NOTARY PUBLIC in and for the State of New York, duly commissioned and sworn and qualified to act as such throughout the State of New York; that pursuant to law a commission, or a certificate of his appointment and qualifications, and his autograph signature, have been filed in my office; that as such Notary Public he was duly authorized by the laws of the State of New York to administer oaths and affirmations, to receive and certify the acknowledgment or proof of deeds, mortgages, powers of attorney and other written instruments for lands, tenements and hereditaments to be read in evidence or recorded in this State; to protest notes and to take and certify affidavits and depositions; and that I am well acquainted with the handwriting of such Notary Public, or have compared the signature on the annexed instrument with his autograph signature deposited in my office, and believe that the signature is genuine.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Court and County this _____ day of _____ 2006

Clerk

NOV 21 2006

28

VERIFICATION

STATE OF NEW YORK)
) ss:
COUNTY OF NEW YORK)

I verify that the attached document identified as:

Assignment

is a true copy of the document as executed on September 29, 2006 by **SYNTHES (USA)** to **SYNTHES GmbH** of United States and corresponding foreign rights in connection with U.S. Serial No. 10/820,080 filed April 6, 2004.

Courtney Manning
Courtney Manning

Subscribed and sworn to before me this 17th day of
October, 2006.

Notary Public

JAMAL PARKER
Notary Public, State of New York
No. 01PA6042838
Qualified in Kings County
Certificate Filed in New York County
Commission Expires June 5, 2010

1260

ASSIGNMENT

WHEREAS, Synthes (USA), ASSIGNOR, a Partnership organized under the laws of the Commonwealth of Pennsylvania and having a place of business at 1302 Wrights Lane East, West Chester, PA 19380, has all right, title and interest in United States Patent Application Ser. No. 10/820,080, accorded Attorney Docket No. 8932-931-999 (232203-999030), which was filed with the United States Patent and Trademark Office on April 6, 2004, entitled **ADJUSTABLE TOOL FOR CANNULATED FASTNERS** and all inventions described, disclosed or claimed therein (hereinafter "the Invention");

AND WHEREAS, Synthes GmbH, ASSIGNEE, having a place of business at Eimattstrasse 3, 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 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 said Invention in all geographic locations except the Excluded Geographic Locations, and all extensions, renewals and reissues thereof;

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.

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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 said 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 said 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/she is fully authorized and empowered to do so and sets his/her hand and seal the day and year set with his/her signature.

ASSIGNOR: Synthes (USA)

Robert M. Rauker Authorized to sign on behalf of Synthes (USA)

Signature:

Robert M. Rauker

Position/Title:

Chief Patent Counsel

Address:

1302 Wrights Lane East

West Chester, Pennsylvania 19380

Date:

September 29, 2006

Commonwealth of Pennsylvania)

) SS.:

County of Chester)

On September 29, 2006, before me, Carrie A. McPherson, Notary Public, personally appeared Robert M. Rauker, 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

44
62

ASSIGNEE: Synthes GmbH

Robert M. Rauker Authorized to sign on behalf of Synthes GmbH

Signature:

Robert M. Rauker

Position/Title:

Chief Patent Counsel

Address:

1302 Wrights Lane East

West Chester, Pennsylvania 19380

Date:

September 29, 2006

Commonwealth of Pennsylvania)

) SS.:

County of Chester)

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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

63

REPUBLICA DE COLOMBIA
SUPERINTENDENCIA DE INDUSTRIA Y COMERCIO

Folio 63

2020
Bogotá D.C.,

Doctor(a)
CASTILLO GRAU GERMAN
Apoderado(a) y/o Representante de
SYNTHE GMBH

REFERENCIA	Radicación No.	06 112086
	Solicitud internacional	PCT/US2005/011478
	Fecha inicio fase nacional	06/11/2006
	Trámite	11
	Evento	378
	Actuación	416
	Oficio No.	3808
	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,

31 AGO. 2007

ALIX CARMENZA CESPEDES DE VERGEL
Jefe de la división de Nuevas Creaciones

adpa10