

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

SUPERINTENDENCIA DE INDUSTRIA Y COMERCIO



No. 07-053193- -00002-0000

Fecha: 2007-07-16 16:15:09 Dep. 2020 NUECREACIONES
Tra. 11 PATENTEIYII Eve: 378 FASENACIONALI
Act. 444 RESPUESTAREQUE Folios: 13

**Re.: Expediente No. 07 53.193
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:

– Mark P. Grady, Jr.

– Scott Didomenico

– Keith A. Mayo

– Jeff W. Mast

– Brett R. Bolhofner

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.

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)

60

B

1. Country: **United States of America**
This public document
2. has been signed by **Norman Goodman**
3. acting in the capacity of **County Clerk**
4. bears the seal/stamp of the county of **New York**

Certified

5. At New York, New York
6. the 04th day of June 2007
7. by Special Deputy Secretary of State, State of New York
8. No. NYC-10262516B
9. Seal/Stamp
10. Signature



James Bizzarri
Special Deputy Secretary of State

State of New York
County of New York

NEW YORK
COUNTY

E 7389

I, NORMAN GOODMAN, County Clerk and Clerk of the Supreme Court of the State of New York, in and for the County of New York, a Court of Record, having by law a seal,
DO HEREBY CERTIFY pursuant to the Executive Law of the State of New York, that

whose name is subscribed to the annexed affidavit, deposition, certificate of acknowledgment or proof, was at the time of taking the same a NOTARY PUBLIC in and for the State of New York duly commissioned, sworn and qualified to act as such; that pursuant to law, a commission or a certificate of his official character, with his autograph signature has been filed in my office; that at the time of taking such proof, acknowledgment or oath, he was duly authorized to take the same; 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 I believe that such signature is genuine.

IN WITNESS WHEREOF, I have hereunto set my hand affixed my official seal this

MAY 23 2007

FEE PAID \$3.00

Norman Goodman
County Clerk and Clerk of the Supreme Court, New York County

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 April 10, 2005 by Mark P. Grady, Jr., Scott Didomenico, Keith A. Mayo, Jeff W. Mast and Brett R. Bolhofner to **SYNTHES (U.S.A.)** of United States and corresponding foreign rights in connection with U.S. Serial No. 10/981,191 filed November 3, 2004.

Corinne Kopp

Subscribed and sworn to before me this 9th day of May,

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, 2020

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

DECEMBER 14, 2006

PTAS

500193383AGENEVEVE G. CUAYCONG
JONES DAY, 222 EAST 41ST STREET
NEW YORK, NY 10017

500193383A

UNITED STATES PATENT AND TRADEMARK OFFICE
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENTTHE 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: 12/13/2006

REEL/FRAME: 018628/0443
NUMBER OF PAGES: 5BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).
DOCKET NUMBER: 8932-904-999

ASSIGNOR:

GRADY, MARK P., JR.

DOC DATE: 04/10/2005

ASSIGNOR:

DIDOMENICO, SCOTT

DOC DATE: 04/10/2005

ASSIGNOR:

MAYO, KEITH A.

DOC DATE: 04/10/2005

ASSIGNOR:

MAST, JEFF W.

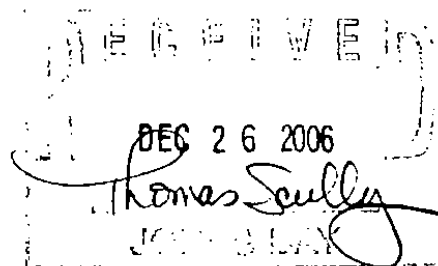
DOC DATE: 04/10/2005

ASSIGNOR:

BOLHOFNER, BRETT R.

DOC DATE: 04/10/2005

P.O. Box 1450, Alexandria, Virginia 22313-1450 - www.uspto.gov



018628/0443 PAGE 2

ASSIGNEE:

✓ SYNTHES (U.S.A.)

1302 WRIGHTS LANE EAST

WEST CHESTER, PENNSYLVANIA 19380

SERIAL NUMBER: 10981191 ✓

PATENT NUMBER:

✓ TITLE: AIMING ARM FOR BONE PLATES

✓ FILING DATE: 11/03/2004

ISSUE DATE:

ALLYSON PURNELL, EXAMINER
ASSIGNMENT SERVICES BRANCH
PUBLIC RECORDS DIVISION

ASSIGNMENT

WHEREAS, WE, MARK P. GRADY, JR., a citizen of the United States, residing at 1506 East Woodbank Way, West Chester, PA 19380; SCOTT DI DOMENICO, a citizen of the United States, residing at 628 Bellflower Blvd, Warrington, PA 18976, Keith A. Mayo, MD, a citizen of the United States, residing at 3614 Forest Beach Drive, NW, Gig Harbor, WA 98335, JEFF W. MAST, MD, a citizen of the United States, residing at 3405 Southampton Drive, Reno, NV 89509 and BRETT R. BOLHOFNER, MD, a citizen of the United States, residing at 4600 4th Street, North, St. Petersburg, FL 33703, ASSIGNORS, are the inventors of the invention in AIMING ARM FOR BONE PLATE for which we have executed an application for a Patent of the United States

- ☐ which is executed on ☐ even date herewith or ☐
☐ which is identified by Jones Day docket no. 8932-904-999
☐ which was filed on November 3, 2004, Application No. 10/981,191
☐ We hereby authorize and request our attorney(s), _____, at Jones Day, _____, to insert here in parentheses (Application number, _____ filed _____) the filing date and application number of said application when known.

and WHEREAS, SYNTHES (USA), ASSIGNEE, a general partnership existing under the laws of the Commonwealth of Pennsylvania and having a place of business at 1230 Wilson Drive, West Chester, PA 19380, is desirous of obtaining our 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 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 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 respective signatures.

Date April 10, 2005

Mark P. Grady, Jr.
Mark P. Grady, Jr.

L.S.

State of Penna.)
County of Chester) SS.:

On April 10, 2005, before me, Kathleen B. Pavlik, Notary Public, personally appeared Mark P. Grady, Jr., 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

Notarial Seal
Kathleen B. Pavlik, Notary Public
Tredyffrin Twp., Chester County
My Commission Expires Apr. 28, 2007
Member, Pennsylvania Association Of Notaries

Date April 10, 2005

Scott DiDomenico

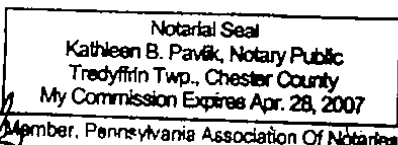
Scott DiDomenico

State of Penna,
County of Chester SS.:

On April 10, 2005, before me, Kathleen B. Pavlik, Notary Public, personally appeared Scott DiDomenico, 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

Kathleen B. Pavlik



Date 10 April, 2005

Keith A. Mayo

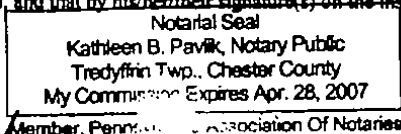
Keith A. Mayo, MD

State of Penna,
County of Chester SS.:

On April 10, 2005, before me, Kathleen B. Pavlik, Notary Public, personally appeared Keith A. Mayo, 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

Kathleen B. Pavlik



Date 4/16/05, 2005

Jeff Mast

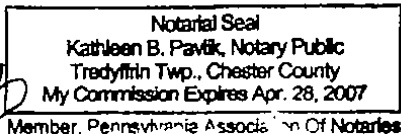
Jeff Mast, MD

State of Penn,
County of Chester SS.:

On April 10, 2005, before me, Kathleen B. Pavlik, Notary Public, personally appeared Jeff Mast, 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

Kathleen B. Pavlik



Date April 10, 05, 2005

Brett R. Bolhofner
Brett R. Bolhofner, MD

State of Penna.
County of Chester, SS.:

On 4/10, 2005, before me, KATHLEEN B. PAVLIK, Notary Public, personally appeared Brett R. Bolhofner, 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

Kathleen B. Pavlik

Notarial Seal
Kathleen B. Pavlik, Notary Public
Tredyffrin Twp., Chester County
My Commission Expires Apr. 28, 2007
Member, Pennsylvania Association Of Notaries

Apostille

(Convention de La Haye du 5 Octobre 1961)

68

10

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

This public document

2. has been signed by **Norman Goodman**

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

4. bears the seal/stamp of the county of **New York**

Certified

5. At New York, New York 6. the 04th day of June 2007

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

8. No. NYC-10262515B

9. Seal/Stamp

10. Signature



James Bizzarri

Special Deputy Secretary of State

State of New York
County of New York

NEW YORK
COUNTY

69
Form 1

67390

I, NORMAN GOODMAN, County Clerk and Clerk of the Supreme Court of the State of New York, in and for the County of New York, a Court of Record, having by law a seal,
DO HEREBY CERTIFY pursuant to the Executive Law of the State of New York, that

Norman Goodman
whose name is subscribed to the annexed affidavit, deposition, certificate of acknowledgment or proof, was at the time of taking the same a NOTARY PUBLIC in and for the State of New York duly commissioned, sworn and qualified to act as such; that pursuant to law, a commission or a certificate of his official character, with his autograph signature has been filed in my office; that at the time of taking such proof, acknowledgment or oath, he was duly authorized to take the same; 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 I believe that such signature is genuine.

IN WITNESS WHEREOF, I have hereunto set my hand affixed my official seal this

MAY 23 2007

FEE PAID \$3.00

Norman Goodman
County Clerk and Clerk of the Supreme Court, New York County

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 May 9, 2007 by
SYNTHES (U.S.A.) to **SYNTHES GmbH** of United States and
corresponding foreign rights in connection with U.S. Serial No.
10/981,191 filed November 3, 2004.

Corinne Kopp
Corinne Kopp

Subscribed and sworn to before me this 9th day of May,

2007.

(COUNTY
CLERK

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

71 X

ASSIGNMENT

WHEREAS, Synthes (U.S.A.), 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 No. 10/981,191, which was filed with the United States Patent and Trademark Office on November 3, 2004, entitled AIMING ARM FOR BONE PLATES and all inventions described, disclosed or claimed therein (hereinafter "the Invention"), which is identified by Jones Day Attorney Docket No. 8932-904-999 (CAM No. 232200-999230).

AND WHEREAS, Synthes GmbH, ASSIGNEE, a Swiss Company organized under the laws of Switzerland and having a place of business at Elmattstrasse 3, Oberdorf, Switzerland CH-4436, 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.

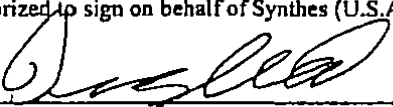
AND ASSIGNOR HEREBY further covenants and agrees that it will communicate to the said ASSIGNEE, its successors, legal representatives and assigns, any facts known to it respecting said Invention, and testify in any legal proceeding, sign all lawful papers, execute all divisional, continuing, and reissue 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 is fully authorized and empowered to do so and sets his hand and seal the day and year set with his signature.

ASSIGNOR: Synthes (U.S.A.)

Troy T. Svihl Authorized to sign on behalf of Synthes (U.S.A.)

Signature: 

Position/Title: Patent Counsel

Address: 1302 Wrights Lane East
West Chester, Pennsylvania 19380

Date: 9 May 2007

72 X3

Commonwealth of Pennsylvania)
) SS:
County of Chester)

On May 9, 2007, before me, Carrie A. McPherson Notary Public, personally appeared Troy T. Svihl, 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

ASSIGNEE: Synthes GmbH
Troy T. Svihl Authorized to sign on behalf of Synthes GmbH
Signature: [Signature]
Position/Title: Patent Counsel
Address: 1302 Wrights Lane East
West Chester, Pennsylvania 19380

Date: 9 May 2007

Commonwealth of Pennsylvania)
) SS:
County of Chester)

On May 9, 2007, before me, Carrie A. McPherson Notary Public, personally appeared Troy T. Svihl, 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