

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

SUPERINTENDENCIA DE INDUSTRIA Y COMERCIO



No. 08-045771 - 00002-0000

Fecha: 2008-07-31 11:58:52 Dep. 2020 NUECREACION
Ita. 11 PATENTEIYII Eje: 378 FASENACIONALI
Act. 444 RESPUESTAREQUE Fojos: 8

Re.: Expediente No. 08 45.771
Fase Nacional de 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:

- Robert Frigg
- Christof Dutoit
- Andreas Appenzeller
- Thierry Stoll
- Alfred Benoit
- Christoph Furst
- Paul Heini

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 su anexo al expediente y continuar
con el trámite de la solicitud.

De Usted Atentamente,

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

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Apostille

(Convention de La Haye du 5 Octobre 1961)

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 22nd day of July 2008
7. by Special Deputy Secretary of State, State of New York
8. No. NYC-10608886A
9. Seal/Stamp
10. Signature



James Bizzarri

James Bizzarri
Special Deputy Secretary of State

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ASSIGNMENT

WHEREAS, WE, (i) Robert FRIGG, residing at Mattenweg 8, Bettlach, Switzerland CH-2544; (ii) Christof DUTOIT, residing at Franz Lang-Weg 9, Solothurn, Switzerland CH-4500; (iii) Andreas APPENZELER, residing at Montozweg 23, Biel, Switzerland CH-2504; (iv) Thierry STOLL, Herrengasse 35, Melisberg, Switzerland CH-2554; (v) Alfred BENOIT, residing at Neikenweg 7, Lengnau, Switzerland CH-2543; (vi) Christoph FUERST, residing at Arvenweg 13, Zuchwil, Switzerland CH-4528; and (vii) Paul HEINI, residing at Eichholzstrasse 103C, Wabern, Switzerland CH-3084, ASSIGNORS, citizens of Switzerland, are the inventors of the invention disclosed, described and/or claimed in APPARATUS AND METHODS FOR VERTEBRAL AUGMENTATION (hereinafter "the Invention") for which we have executed an application for a Patent in the United States which was filed on October 10, 2006 and was assigned application No. 11/546,579 and which is identified by Jones Day Docket No. 8932-1324-999 (CAM: 232232-999667).

AND WHEREAS, SYNTHES GmbH, ASSIGNEE, a Swiss Company, organized under the laws of Switzerland and having a place of business at Eimatstrasse 3, 4436 Oberdorf, Switzerland is desirous of obtaining our entire right, title and interest in, to and under all the said invention(s) as described, disclosed and/or claimed in the above-identified application:

NOW, THEREFORE, for good and valuable consideration, the receipt 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 said 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 said 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 said 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 said 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 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: 1.12.2006

WITNESS:

Date: 1.12.2006

Robert FRIGG L.S.

Signature

Printed Name

KARLE ANNAHEIM

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Date: 29.11.06

WITNESS:

Date: 29.11.2006

C. Dutoit L.S.
Christof DUTOIT

[Signature]
Signature

ISABELLE ANNAHEIM
Printed Name

Date: 4.12.06

WITNESS:

Date: 4.12.06

[Signature] L.S.
Andreas APPENZELER

[Signature]
Signature

ISABELLE ANNAHEIM
Printed Name

Date: _____

WITNESS:

Date: _____

Thierry STOLL L.S.

Signature

Printed Name

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Date: _____

Christof DUTOIT _____ L.S.

WITNESS:

Date: _____

Signature _____

Printed Name _____

Date: _____

Andreas APPENZELER _____ L.S.

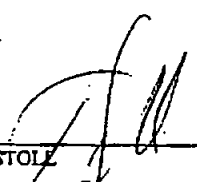
WITNESS:

Date: _____

Signature _____

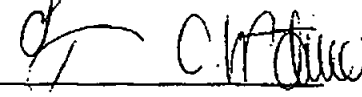
Printed Name _____

Date: 22/11/06

 _____ L.S.
Thierry STOLE

WITNESS:

Date: 22.11.2006

 _____
Signature

Claudia Widmer
Printed Name

8

Date: 4.12.06

WITNESS:

Date: 4.12.06

F. Benoit L.S.
Alfred BENOIT

Isabelle Annaheim
Signature

ISABELLE ANNAHEIM
Printed Name

Date: 4.12.06

WITNESS:

Date: 4.12.06

C. Fuerst L.S.
Christoph FUERST

Isabelle Annaheim
Signature

ISABELLE ANNAHEIM
Printed Name

Date: _____

WITNESS:

Date: _____

Paul HEINI L.S.

Signature

Printed Name

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Date: _____

Alfred BENOIT L.S.

WITNESS:

Date: _____

Signature

Printed Name

Date: _____

Christoph FUERST L.S.

WITNESS:

Date: _____

Signature

Printed Name

Date: 26.11.06

WITNESS:

Date: 26.11.06

Schmidt

ANNE SCHMIDT HEINI

Paul Heini L.S.

Paul Heini

Signature

Printed Name

Heini

REPUBLICA DE COLOMBIA
SUPERINTENDENCIA DE INDUSTRIA Y COMERCIO

Folio 169

2020

Bogotá D.C.,

Doctor(a)

CASTILLO GRAU GERMAN

Apoderado(a) y/o Representante de
SYNTHE S GMBH

REFERENCIA	Radicación No.	8 45771
	Solicitud internacional	PCT/US2006/040083
	Fecha inicio fase nacional	12/05/2008
	Trámite	11
	Evento	378
	Actuación	416
	Oficio No.	8231
	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,

28 MAYO 2009

ALIX CARMENZA CESPEDES DE VERGEL

Jefe de la división de Nuevas Creaciones

adpall

ATO

DIVISIÓN DE NUEVAS CREACIONES

RADICACIÓN EXPEDIENTE No.08-045771

EL EXTRACTO DE LA PRESENTE SOLICITUD DE **PATENTE DE INVENCION** FUE PUBLICADO EN LA GACETA DE PROPIEDAD INDUSTRIAL No **606** DE FECHA **31 DE JULIO DE 2009** EL TÉRMINO HÁBIL SEÑALADO POR LA LEY EXPIRA EL **28 DE OCTUBRE DEL 2009**

NOTA: Dentro del plazo de los seis (6) meses siguientes a partir de la fecha de publicación en la gaceta de Propiedad Industrial, deberá solicitar y cancelar el examen de patentabilidad so pena de que la solicitud caiga en abandono, de acuerdo con lo establecido en el Artículo 44 de la Decisión 486/2000.

SE PRESENTARON OPOSICIONES POR PARTE DE TERCEROS.

SI ☐ NO ☒ ☐