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

SUPERINTENDENCIA DE INDUSTRIA Y COMERCIO



No. 08-094245- -00002-0000

Fecha: 2008-10-29 11:18:29 Dep. 2020 NUECREACION
Tra. 11 PATENTEIYII Eve: 378 FASENACIONALI
Act. 444 RESPUESTAREQUE Folios: 12

**Re.: Expediente No. 08 94.245
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:

- Timothy J. Horan
- Christopher H. Scholl
- Daneen K. Touhalisky

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.

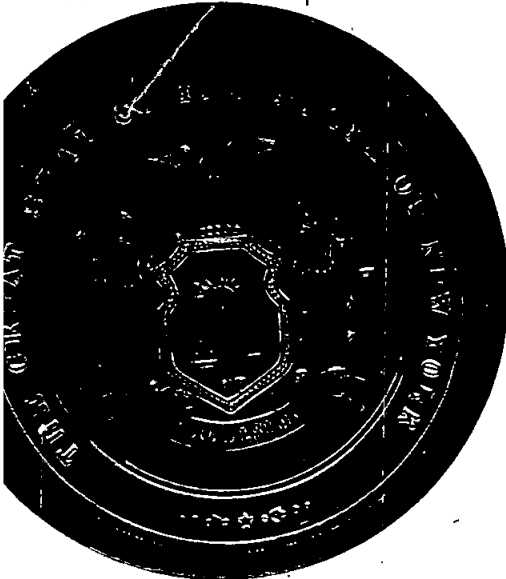
Apostille

(Convention de La Haye du 5 Octobre 1961)

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 14th day of August 2008
7. by Special Deputy Secretary of State, State of New York
8. No. NYC-10333395B
9. Seal/Stamp 10. Signature



James Bizzarri

James Bizzarri
Special Deputy Secretary of State

VERIFICATION

State of New York)

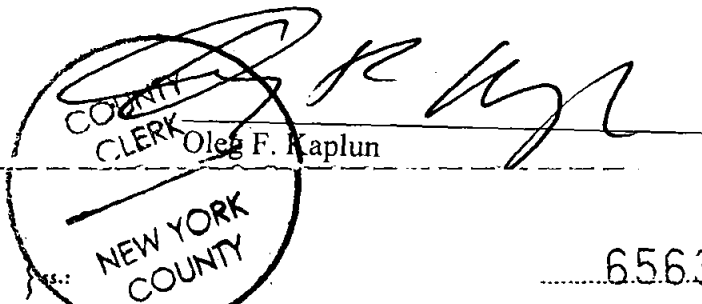
SS:

County of New York)

I verify that the attached document identified as:

Assignment

is a true copy of the document as executed on May 15, 2006 by **Timothy J. HORAN**, on May 15, 2006 by **Christopher H. SCHOLL** and on May 15, 2006 by **Daneen K. TOUHALISKY** to **Synthes (U.S.A.)** of United States and corresponding foreign rights in connection with U.S. Patent Application Serial No. 11/361,245 filed on February 24, 2006.



State of New York
County of New York, ss.:

656362

Form 1

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

Jeffrey Goltin

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
AUG 14 2006

FEE PAID \$3.00

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

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ASSIGNMENT

WHEREAS, I/WE, Timothy J. Horan, Christopher H. Scholl and Daneen Touhalisky, ASSIGNOR(S), citizens of the United States, residing at 406 Klarney Way, Royersford, Pennsylvania 19488, 1409 Wren Lane, West Chester, Pennsylvania and 310 Brookwood Drive, Downingtown, Pennsylvania 19335, am/are the inventor(s) of the invention(s) described, disclosed and/or claimed in Tibal Plateau Leveling Osteotomy Plate (hereinafter "the Invention") and for which I/we have executed an application for a Patent of the United States having application Serial No. 11/361,245, filed on February 24, 2006 and which is identified by Woodcock Washburn LLP Docket No. SYNT-0013. (I/We hereby authorize and request the attorney(s), the Practitioners at Customer No. 53443, One Liberty Place, 46th Floor, Philadelphia, PA 19103, to insert here the Woodcock Washburn LLP Docket No., the filing date, and application number of said application when known.)

AND WHEREAS, SYNTHES (USA), ASSIGNEE, is 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, is desirous of obtaining my/our entire right, title and interest in, to and under all the inventions disclosed, described and/or claimed in the above-identified application:

NOW, THEREFORE, for good and valuable consideration, the receipt of which is hereby acknowledged, I/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, my/our entire right, title and interest in, to and under all the said inventions, 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 inventions 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 all the said inventions in any country or countries foreign to the United States and all extensions, renewals and reissues thereof;

AND I/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 I/WE HEREBY covenant and agree that I/we have full right to convey the entire interest herein assigned, and that I/we have not executed, and will not execute, any agreement in conflict herewith.

AND I/WE HEREBY further covenant and agree that I/we will communicate to the said ASSIGNEE, its successors, legal representatives and assigns, any facts known to me/us respecting said inventions, 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 inventions in all countries.

IN TESTIMONY WHEREOF, I/We hereunto set my/our hand(s) and seal(s) the day and year set opposite my/our respective signatures.

Date

5/15/06

Timothy J. Horan

L.S.

State of

County of

On May 15, 2006 before me, Nancy M. Jenkinson, Notary Public, personally appeared Timothy J. Horan, 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

Nancy M. Jenkinson

NOTARIAL SEAL
Nancy M. Jenkinson, Notary Public
East Goshen Twp., Chester County
My commission expires July 28, 2008

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Date 5/15/06

Christopher H. Scholl
Christopher H. Scholl

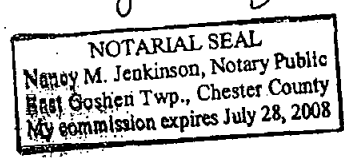
L.S.

State of Pennsylvania
County of Chester) SS.:

On May 15, 2006, before me, Nancy M. Jenkinson, Notary Public, personally appeared Christopher H. Scholl, 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

Nancy M. Jenkinson



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✓

Date 05/15/06

Daneen K. Touhalisky L.S.
Daneen Touhalisky

State of Pennsylvania
County of Chester) SS.:

On May 15, 2006 before me, Nancy M. Jenkinson Notary Public, personally appeared Christopher H. Scholl, 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

Nancy M. Jenkinson

NOTARIAL SEAL
Nancy M. Jenkinson, Notary Public
East Goshen Twp., Chester County
My commission expires July 28, 2008

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 14th day of August 2008

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

8. No. NYC-10333396B

9. Seal/Stamp

10. Signature



James Bizzarri

James Bizzarri

Special Deputy Secretary of State

88
X

Attorney Docket No. 10139/15708 (00243-08PC01)

VERIFICATION

State of New York)

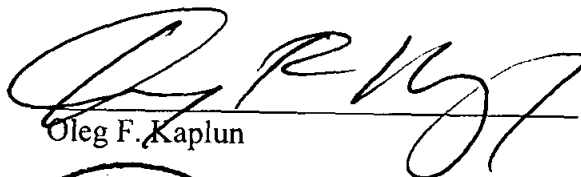
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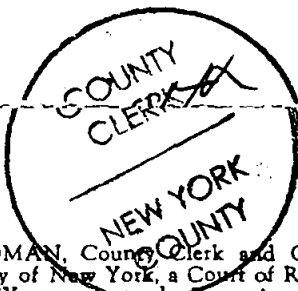
County of New York)

I verify that the attached document identified as:

Assignment

is a true copy of the document as executed on May 16, 2006 by Synthes (U.S.A.) to Synthes GmbH of corresponding foreign rights in connection with U.S. Patent Application Serial No. 11/361,245 filed on February 24, 2006.


Oleg F. Kaplun

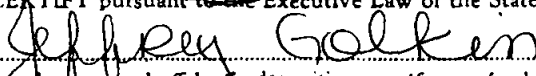


State of New York }
County of New York, } ss.:

656363

Form 1

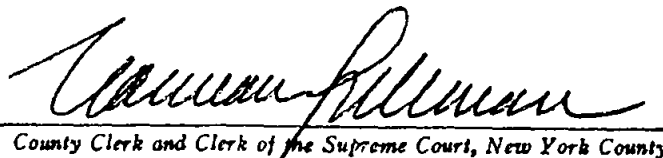
I, NORMAN GOODMAN, County Clerk and Clerk of the Supreme Court of the State of New York, in and for the County of New York, a Court of Record, having by law a seal, DO HEREBY CERTIFY pursuant to the Executive Law of the State of New York, that



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

AUG 14 2008
FEE PAID \$3.00


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

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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. 11/361,245, which was filed with the United States Patent and Trademark Office on February 24, 2006 entitled Tibial Plateau Leveling Osteotomy Plate 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, **HFSC Company**, ASSIGNEE, 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, is desirous of obtaining the entire right, title and interest to the Invention, including the right to bring an action and recover damages for past infringement, if any, in the Excluded Geographic Locations;

AND WHEREAS, ASSIGNOR, is desirous of assigning its entire right, title and interest to the Invention to the ASSIGNEES, 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 ASSIGNEES, their successors, legal representatives and assigns, all ASSIGNOR'S rights, title and interest in the Invention 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 any country, and all extensions, renewals and reissues thereof;

NOW, THEREFORE, **Synthes GmbH** shall obtain all said rights, title and interest in the Invention in all geographic regions except the Excluded Geographic Locations; and **HFSC Company** shall obtain all said rights, title, and interest in the Invention in the Excluded Geographic Locations;

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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 ASSIGNEES, their 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 ASSIGNEES, their successors, legal representatives and assigns, to obtain and enforce proper protection for said Invention.

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:

May 16, 2006

~~State of Commonwealth~~
of PA) SS.:
County of Chester)

On May 16, 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

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

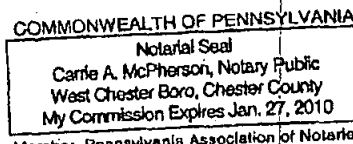
Date: May 16, 2006

~~State of Commonwealth~~
of PA) SS.:
County of Chester)

On May 16, 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



ASSIGNEE: HFSC Company

Robert M. Rauker Authorized to sign on behalf of HFSC Company

Signature: Robert M Rauker

Position/Title: Chief Patent Counsel

Address: 1302 Wrights Lane East

West Chester, Pennsylvania 19380

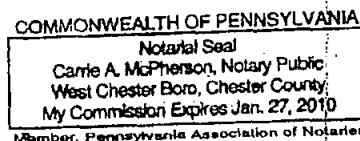
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WITNESS my hand and official seal

Carrie A. McPherson





2020
Bogotá D.C.,

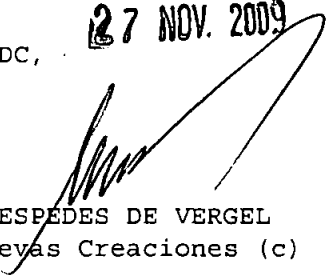
Doctor(a)
CASTILLO GRAU GERMAN
Apoderado(a) y/o Representante de
SYNTHESES GMBH

REFERENCIA	Radicación No.	8 94245
	Solicitud internacional	PCT/US2007/004078
	Fecha inicio fase nacional	24/09/2008
	Trámite	11
	Evento	378
	Actuación	416
	Oficio No.	9389
	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,

27 NOV. 2009


ALIX CARMENZA CESPEDES DE VERGEL
Directora de Nuevas Creaciones (c)

adpall