04-11-2000

U.S. Department of Commerce Patent and Trademark Office TRADEMARK



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TRADEMARKS ONLY			
TO: The Commissioner of Patents and Trademarks: Please record the attached original document(s) or copy(ies).			
Submission Type	Conveyance Type		
New	Assignment License		
<del></del>	Assignment interior		
Resubmission (Non-Recordation) Document ID # 101236880	Security Agreement Nunc Pro Tunc Assignment  Effective Date		
Correction of PTO Error Reel # Frame #	Merger Month Day Year 10 20 99		
Corrective Document	Change of Name		
Reel # Frame #	Other Security Interest Termination		
Conveying Party			
Conveying Party	Mark if additional names of conveying parties attached Execution Date		
Name J.H. Whitney & Co.	Month         Day         Year           10         20         99		
Hame o.m. Amency a co.	10 20 33		
Formerly			
Individual General Partnership	Limited Partnership Corporation Association		
Other			
Citizenship/State of Incorporation/Organization			
Receiving Party	Mark if additional names of receiving parties attached		
Receiving Party  Name NMT Medical, Inc.	Mark if additional names of receiving parties attached		
Name NMT Medical, Inc.  DBA/AKA/TA (f/k/a/ Nitinol Medical Tech			
Name NMT Medical, Inc.			
Name NMT Medical, Inc.  DBA/AKA/TA (f/k/a/ Nitinol Medical Tech			
Name NMT Medical, Inc.  DBA/AKA/TA (f/k/a/ Nitinol Medical Tech Composed of			
Name NMT Medical, Inc.  DBA/AKA/TA (f/k/a/ Nitinol Medical Tech Composed of  Address (line 1) 27 Wormwood Street			
Name NMT Medical, Inc.  DBA/AKA/TA (f/k/a/ Nitinol Medical Tech  Composed of   Address (line 1) 27 Wormwood Street  Address (line 2) City	MA 02110  State/Country Zip Code Limited Partnership If document to be recorded is an		
Name NMT Medical, Inc.  DBA/AKA/TA (f/k/a/ Nitinol Medical Tech  Composed of 27 Wormwood Street  Address (line 1) 27 Wormwood Street  Address (line 2) City  Individual General Partnership	mologies, Inc.)  MA  O2110  State/Country  Zip Code		
Name NMT Medical, Inc.  DBA/AKA/TA (f/k/a/ Nitinol Medical Tech  Composed of   Address (line 1) 27 Wormwood Street  Address (line 2) City	MA  State/Country  Implication  MA  O2110  Zip Code  If document to be recorded is an assignment and the receiving party is not domiciled in the United States, an appointment of a domestic		
Name NMT Medical, Inc.  DBA/AKA/TA (f/k/a/ Nitinol Medical Tech Composed of  Address (line 1) 27 Wormwood Street  Address (line 2) City Individual General Partnership  Corporation Association	MA  State/Country  Implication  State/Country  If document to be recorded is an assignment and the receiving party is not domiciled in the United States, an appointment of a domestic representative should be attached.		
Name NMT Medical, Inc.  DBA/AKA/TA (f/k/a/ Nitinol Medical Tech  Composed of 27 Wormwood Street  Address (line 1) 27 Wormwood Street  Address (line 2) City  Individual General Partnership	MA  State/Country  Implication  MA  O2110  Zip Code  If document to be recorded is an assignment and the receiving party is not domiciled in the United States, an appointment of a domestic		
Name NMT Medical, Inc.  DBA/AKA/TA (f/k/a/ Nitinol Medical Tech Composed of  Address (line 1) 27 Wormwood Street  Address (line 2) City Individual General Partnership  Corporation Association	mologies, Inc.)  MA  O2110  State/Country  If document to be recorded is an assignment and the receiving party is not domiciled in the United States, an appointment of a domestic representative should be attached.  (Designation must be a separate document from Assignment.)		
Name NMT Medical, Inc.  DBA/AKA/TA (f/k/a/ Nitinol Medical Tech Composed of  Address (line 1) 27 Wormwood Street  Address (line 2) City Individual General Partnership  Corporation Association  Other  City Corporation Individual Corporation City	mologies, Inc.)  MA  O2110  State/Country  If document to be recorded is an assignment and the receiving party is not domiciled in the United States, an appointment of a domestic representative should be attached.  (Designation must be a separate document from Assignment.)		

Public burden reporting for this collection of information is estimated to average approximately 30 minutes per Cover Sheet to be recorded, including time for reviewing the document and gathering the data needed to complete the Cover Sheet. Send comments regarding this burden estimate to the U.S. Patent and Trademark Office, Chief Information Officer, Washington, D.C. 20231 and to the Office of Information and Regulatory Affairs, Office of Management and Budget, Paperwork Reduction Project (0651-0027), Washington, D.C. 20503. See OMB Information Collection Budget Package 0651-0027, Patent and Trademark Assignment Practice. DO NOT SEND REQUESTS TO RECORD ASSIGNMENT DOCUMENTS TO THIS ADDRESS.

Mail documents to be recorded with required cover sheet(s) information to:

Commissioner of Patents and Trademarks, Box Assignments , Washington, D.C. 20231

TRADEMARK

FORM	PTO-1618B
Expires 06/	30/99

### Page 2

S. Department of Commerce
atent and Trademark Office
TRADEMARK

OMB 0651-0027			IRADEMARK
Domestic R	epresentative Name and Add	Iress Enter for the first Rec	eiving Party only.
Name			
Address (line 1)			
Address (line 2)			
Address (line 3)			
Address (line 4)			
Correspondent Name and Address Area Code and Telephone Number (617) 526-5158			
Name	Tina M. Dougal		
Address (line 1)	Hale and Dorr LLP		
Address (line 2)	60 State Street		
Address (line 3)	Boston, MA 02109		
Address (line 4)	Dobcon, in object		
Address (line 4)			
Pages	Enter the total number of pages of including any attachments.	of the attached conveyance docu	ment # 10
Trademark	Application Number(s) or Re	gistration Number(s)	Mark if additional numbers attached
	e Trademark Application Number or the Reg	· , ,	<b>_</b>
	demark Application Number(s)		tion Number(s)
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		2016548 21	33272
Number of	Properties Enter the total num	ber of properties involved.	# 13
Fee Amoun	t Fee Amount for Pro	perties Listed (37 CFR 3.41):	340.00
Method of Payment: Enclosed Deposit Account			
Deposit A		ees can be charged to the account.)	
(Enter for payment by deposit account or if additional fees can be charged to the account.)  Deposit Account Number:  # 08-0219			
	Authori	zation to charge additional fees:	Yes No No
Statement a	nd Signature		
To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document. Charges to deposit account are authorized, as indicated herein.			
Tina M. Do	ugal\	Sine M. Dougal	3/15/2000
	of Person Signing	2	Data Signad

### RECORDATION FORM COVER SHEET CONTINUATION TRADEMARKS ONLY

U.S. Department of Commerce Patent and Trademark Office **TRADEMARK** 

Conveying Party Enter Additional Conveying Party	Mark if additional names of conveying parties attached  Execution Date  Month Day Year
Name	
Formerly	
Individual General Partnership	Limited Partnership Corporation Association
Other	
Citizenship State of Incorporation/Organizat	ion
Receiving Party Enter Additional Receiving Party	Mark if additional names of receiving parties attached
Name NMT NeuroSciences (Int	ernational), Inc.
DBA/AKA/TA	
Composed of	
Address (line 1) 27 Wormwood Street	
Address (line 2)	
Address (line 3) Boston	00110
City	MA 02110 State/Country Zip Code
Individual General Partnership	Limited Partnership  If document to be recorded is an assignment and the receiving party is
Corporation Association	not domiciled in the United States, an appointment of a domestic
Other	representative should be attached (Designation must be a separate document from the Assignment.)
Citizenship/State of Incorporation/Organiza	
Trademark Application Number(s) or F Enter either the Trademark Application Number or the F	Registration Number(s) Mark if additional numbers attached Registration Number (DO NOT ENTER BOTH numbers for the same property).
Trademark Application Number(s)	Registration Number(s)

**TRADEMARK** 

**REEL: 002047 FRAME: 0423** 

# RECORDATION FORM COVER SHEET CONTINUATION TRADEMARKS ONLY

U.S. Department of Commerce Patent and Trademark Office TRADEMARK

Conveying Party  Enter Additional Conveying Party  Mark if additional names of conveying parties attached  Execution Date  Month Day Year
Name
Formerly
Individual General Partnership Limited Partnership Corporation Association
Other
Citizenship State of Incorporation/Organization
Receiving Party  Enter Additional Receiving Party  Mark if additional names of receiving parties attached
Name NMT Investments Corp.
DBA/AKA/TA
Composed of
Address (line 1) 27 Wormwood Street
Address (line 2)
Address (line 3) Boston MA 02110
Individual General Partnership Limited Partnership If document to be recorded is an
assignment and the receiving party is not domiciled in the United States, an appointment of a domestic
representative should be attached  (Designation must be a separate
Other document from the Assignment.)
Citizenship/State of Incorporation/Organization
Trademark Application Number(s) or Registration Number(s)  Enter either the Trademark Application Number or the Registration Number (DO NOT ENTER BOTH numbers for the same property).
Trademark Application Number(s) Registration Number(s)

### RECORDATION FORM COVER SHEET CONTINUATION TRADEMARKS ONLY

U.S. Department of Commerce Patent and Trademark Office TRADEMARK

**Conveying Party** Mark if additional names of conveying parties attached **Execution Date Enter Additional Conveying Party** Month Day Year Name **Formerly** General Partnership Corporation **Association** Individual Limited Partnership Other Citizenship State of Incorporation/Organization Receiving Party Mark if additional names of receiving parties attached **Enter Additional Receiving Party** NMT NeuroSciences (US), Inc. DBA/AKA/TA Composed of Wormwood Street Address (line 1)  $\frac{27}{}$ Address (line 2) Address (line 3) Boston MA 02110 State/Country Zip Code If document to be recorded is an Individual General Partnership **Limited Partnership** assignment and the receiving party is not domiciled in the United States, an Corporation **Association** appointment of a domestic representative should be attached (Designation must be a separate document from the Assignment.) Other Citizenship/State of Incorporation/Organization Trademark Application Number(s) or Registration Number(s) Mark if additional numbers attached Enter either the Trademark Application Number or the Registration Number (DO NOT ENTER BOTH numbers for the same property). Registration Number(s) Trademark Application Number(s)

TRADEMARK

REEL: 002047 FRAME: 0425

FORM PTO-1618C Expires 06/30/99

### RECORDATION FORM COVER SHEET CONTINUATION TRADEMARKS ONLY

U.S. Department of Commerce Patent and Trademark Office TRADEMARK

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Conveying Enter Additional	g Party  Mark if additional names of conveying parties attache al Conveying Party	d Execution Date Month Day Year
Name		
Formerly		
Individua	ual General Partnership Limited Partnership Corporation	Association
Other		
	ship State of Incorporation/Organization	
Receiving   Enter Additional	Party al Receiving Party   Mark if additional names of receiving parties attached	
Name	e NMT NeuroSciences (IP), Inc.	
DBA/AKA/TA		
Composed of	of	
Address (line 1)	1) 27 Wormwood Street	
Address (line 2)	2)	
Address (line 3)		
Individu	dual General Partnership Limited Partnership If document to be assignment and the	Zip Code recorded is an ne receiving party is
Corporat	ration Association appointment of a contract and appointment of a	ould be attached
Other	(Designation must document from the	
Citizens	nship/State of Incorporation/Organization	
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	k Application Number(s) or Registration Number(s)  Mark if additions the Trademark Application Number or the Registration Number (DO NOT ENTER BOTH numbers for the sa	al numbers attached
Enter either th		nme property).
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Enter either th	the Trademark Application Number or the Registration Number (DO NOT ENTER BOTH numbers for the sa	nme property).
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# RECORDATION FORM COVER SHEET CONTINUATION TRADEMARKS ONLY

U.S. Department of Commerce Patent and Trademark Office TRADEMARK

Conveying Enter Additional G		Mark if additional names of conveyin	g parties attached Execution Date Month Day Year
Name			
Formerly			
Individua	General Partnership Lir	mited Partnership Corpora	ation Association
Other			
	ip State of Incorporation/Organization		
Receiving F Enter Additional F	Party Receiving Party Ma	rk if additional names of receiving partie	s attached
Name	NMT Neurosciences Innovasive	Systems, Inc.	
DBA/AKA/TA	f/k/a Cordis Innovasive Syste	ems, Inc.	
Composed of			
Address (line 1)	27 Wormwood Street		
Address (line 2)			
Address (line 3)		MA	02110
Individua	al General Partnership	Littline Craftine Ship L. I	Zip Code  document to be recorded is an
Corporati	ion Association	ne	ssignment and the receiving party is ot domiciled in the United States, an opointment of a domestic
		(L	presentative should be attached Designation must be a separate
Other _		a,	ocument from the Assignment.)
	hip/State of Incorporation/Organization		
	Application Number(s) or Regis  Trademark Application Number or the Registra	` '	Mark if additional numbers attached umbers for the same property).
Trad	lemark Application Number(s)	Registrati	ion Number(s)
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# RECORDATION FORM COVER SHEET CONTINUATION TRADEMARKS ONLY

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Conveying Party  Enter Additional Conveying Party  Mark if additional names of conveying parties attached Execution Date Month Day Year
Name
Formerly
Individual General Partnership Limited Partnership Corporation Association
Other
Citizenship State of Incorporation/Organization
Receiving Party  Enter Additional Receiving Party  Mark if additional names of receiving parties attached
Name NMT Heart, Inc.
DBA/AKA/TA
Composed of
Address (line 1) 27 Wormwood Street
Address (line 2)
Address (line 3) Boston MA 02110
Individual General Partnership Limited Partnership If document to be recorded is an assignment and the receiving party is not domiciled in the United States, an appointment of a domestic
representative should be attached (Designation must be a separate
Other document from the Assignment.)
Citizenship/State of Incorporation/Organization
Trademark Application Number(s) or Registration Number(s)  Enter either the Trademark Application Number or the Registration Number (DO NOT ENTER BOTH numbers for the same property).
Trademark Application Number(s) Registration Number(s)

FORM PTO-1594 (Hev. 6-93)
OMB No. 0651-0011 (exp. 4/94)

02-07-2000



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U.S. DEPARTMENT OF COMMERCE Patent and Trademark Office

Tab settings □□□▼ ▼ 10104	36880
To the Honorable Commissioner of Patents and Hademans.	hed original documents or copy thereof.
1. Name of conveying party(ies): J.H. Whitney & Co. 177 Broad Street Stamford, Connecticut 06901	72. Name and address of receiving party(ies):  Name: NMT Medical, Inc. (f/k/a Nitinol Medical  Internal Address: Technologies, Inc.)
☐ Individual(s) ☐ Association ☐ General Partnership ☐ Limited Partnership ☐ Corporation-State ☐ Other ☐ Additional name(s) of conveying party(ies) attached? ☐ Yes ☑ No  3. Nature of conveyance: ☐ Assignment ☐ Merger ☐ Security Agreement ☐ Change of Name ☑ Other Security Interest Termination ☐ Execution Date: October 20, 1999	Street Address: 27 Wormwood Street  City: Boston State: MA ZIP: 02110  Individual(s) citizenship  Association  General Partnership  Limited Partnership  Corporation-State Delaware  Other  If assignee is not domiciled in the United States, a domestic representative designation is attached:  Yes No  (Designations must be a separate document from assignment) Additional name(s) & address(es) attached? Yes U No
4. Application number(s) or trademark number(s):  A. Trademark Application No.(s)  SEE EXHIBIT A ATTACHED  TO SECURITY INTEREST  TERMINATION	B. Trademark Registration No.(s) SEE EXHIBIT A ATTACHED TO SECURITY INTEREST TERMINATION
Additional number	s attached? 🔲 Yes 🗹 No
5. Name and address of party to whom correspondence concerning document should be mailed:	6. Total number of applications and registrations involved:
Name: Richard A. Goldenberg	7. Total fee (37 CFR 3.41)\$340.00
Internal Address: Hale and Dorr LLP	□ Enclosed
	Authorized to be charged to deposit account  Charge any additional fees associated with this paper or during the pendancy of this application, or credit any overpayment, to deposit account.
Street Address: 60 State Street	8. Deposit account number: 08-0219
City: Boston State: MA ZIP: 02109	(Attach duplicate copy of this page if paying by deposit account)
TOTE 37 T Bridge Late	SE THIS SPACE
the original document.  Richard A. Goldenberg  Name of Person Signing	rmation is true and correct and any attached copy is a true copy of  October 25, 1999  Signature  Gover sheet, attachments, and document:

#### Form PTO-1594 Continuation

### ADDITIONAL NAMES OF RECEIVING PARTY(IES):

NMT NeuroSciences (International), Inc.

NMT Investments Corp.

NMT NeuroSciences (US), Inc.

NMT NeuroSciences (IP), Inc.

NMT Neurosciences Innovasive Systems, Inc. (f/k/a Cordis Innovasive

Systems, Inc.)

NMT Heart, Inc.

#### EXHIBIT A

U.S. Trademarks		
Trademark Name	Trademark Number	Application Number (if applicable)
OMNI SHUNT	1,602,100	
ORBIS - SIGMA	1,612,836	
SECOR	1,416,512	
CORDIS MPAP	1,625,836	
CRYOTECH		74/555,391
CRYOTECH logo (x2)		74/555,392 (suspended)
SELECTOR	1,629,037	
ENDOCRYO		74/515,948
SNF		74/677,806
SIMON NITINOL FILTER	1,556,677	
SNF /SL	2,016,548	
Cardioseal	2,133,272	
Elegant Solutions		75/205,401

REEL: 002047 FRAME: 0431

#### SECURITY INTEREST TERMINATION

WHEREAS, NMT Medical, Inc. (f/k/a Nitinol Medical Technologies, Inc.), NMT NeuroSciences (International), Inc., NMT Investments Corp., NMT NeuroSciences (US), Inc., NMT NeuroSciences (IP), Inc., NMT Neurosciences Innovasive Systems, Inc. (f/k/a Cordis Innovasive Systems, Inc.) and NMT Heart, Inc. (collectively, the "Debtors"), granted a security interest to J.H. Whitney & Co. ("Whitney") in all of their intellectual property, including patents, patent applications, trademarks and trademark applications ("Intellectual Property Collateral") pursuant to a certain agreement dated as of July 8, 1998 (the "Agreement"), which was filed at the United States Patent and Trademark Office on August 13, 1998 and recorded beginning at Reel 1768 and Frame 0453; and

WHEREAS, Whitney has agreed to terminate its security interest in, inter alia, the Intellectual Property Collateral pursuant to a certain Amendment No. 2 to Subordinated Note and Common Stock Purchase Agreement dated as of September 13, 1999.

NOW, THEREFORE, Whitney hereby releases its security interest in, and reassigns to the Debtors any and all interest in, the trademarks and trademark applications on Exhibit A hereto. Whitney agrees that, upon the request of the Debtors or any successor in interest or assignee thereof, and at the expense of the Debtors, Whitney will execute any document, cause to be made any filing or take any other action deemed reasonably necessary or advisable by the Debtors, or any successor in interest or assignee thereof, to effectuate the release of interests contemplated herein.

IN WITNESS WHEREOF, Whitney by the signature below of its duly authorized representative agrees to be bound by the provisions of this Security Interest Termination as of this day of October, 1999.

Name: Janiel J. JBrien

State of Connecticut COUNTY OF Fair-field SS.

Then personally appeared before me the above-named Daniel J. Shrewf J.H. Whitney & Co. and acknowledged the foregoing to be his free act and deed and the free act and deed of the corporation this day of October, 1999.

Notary Public

War Mull JØAN MULLINS My commission expire NOTARY PUBLIC
MY COMMISSION EXPIRES MAR. 31, 2002

/LegalO-Z/Platt\_lan/Warfield\_Penny/106586.139/tm\_trm.wpf

#### SECURITY INTEREST TERMINATION

WHEREAS, NMT Medical, Inc. (f/k/a Nitinol Medical Technologies, Inc.), NMT NeuroSciences (International), Inc., NMT Investments Corp., NMT NeuroSciences (US), Inc., NMT NeuroSciences (IP), Inc., NMT Neurosciences Innovasive Systems, Inc. (f/k/a) Cordis Innovasive Systems, Inc.) and NMT Heart, Inc. (collectively, the "Debtors"), granted a security interest to J.H. Whitney & Co. ("Whitney") in all of their intellectual property, including patents, patent applications, trademarks and trademark applications ("Intellectual Property Collateral") pursuant to a certain agreement dated as of July 8, 1998 (the "Agreement"), which was filed at the United States Patent and Trademark Office on August 13, 1998 and recorded beginning at Reel 1768 and Frame 0453; and

WHEREAS, Whitney has agreed to terminate its security interest in, inter alia, the Intellectual Property Collateral pursuant to a certain Amendment No. 2 to Subordinated Note and Common Stock Purchase Agreement dated as of September 13, 1999.

NOW, THEREFORE, Whitney hereby releases its security interest in, and reassigns to the Debtors any and all interest in, the trademarks and trademark applications on Exhibit A hereto. Whitney agrees that, upon the request of the Debtors or any successor in interest or assignee thereof, and at the expense of the Debtors, Whitney will execute any document, cause to be made any filing or take any other action deemed reasonably necessary or advisable by the Debtors, or any successor in interest or assignee thereof, to effectuate the release of interests contemplated herein.

IN WITNESS WHEREOF, Whitney by the signature below of its duly authorized representative agrees to be bound by the provisions of this Security Interest Termination as of this day of October, 1999.

I.H. WHITNEY & CO.

State of Connecticut COUNTY OF Fairfield, SS.

Then personally appeared before me the above-named Daniel J. Shoof J.H. Whitney & Co. and acknowledged the foregoing to be his free act and deed and the free act and deed of the corporation this day of October, 1999.

Notary Public

JOAN MULLINS My commission expirAOTARY PUBLIC
MY COMMISSION EXPIRES MAR. 31, 2002

/LegalO-Z/Platt\_lan/Warfield\_Penny/106586.139/tm\_hrm.wpf

RECORDED: 03/15/2000