

05-23-2000



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RECORDATION FORM COVER SHEET
TRADEMARKS ONLY

TO: The Commissioner of Patents and Trademarks: Please record the attached original document(s) or copy(ies).

Submission Type

- New
- Resubmission (Non-Recordation)
Document ID #
- Correction of PTO Error
Reel # Frame #
- Corrective Document
Reel # Frame #

Conveyance Type

- Assignment License
- Security Agreement Nunc Pro Tunc Assignment
- Merger Effective Date
Month Day Year
- Change of Name
- Other

Conveying Party

Mark if additional names of conveying parties attached

Name Execution Date
Month Day Year

Formerly

- Individual General Partnership Limited Partnership Corporation Association
- Other
- Citizenship/State of Incorporation/Organization

Receiving Party

Mark if additional names of receiving parties attached

Name

DBA/AKA/TA

Composed of

Address (line 1)

Address (line 2)

Address (line 3)

- 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 document from Assignment.)
- Corporation Association
- Other
- Citizenship/State of Incorporation/Organization

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FOR OFFICE USE ONLY

01 FC:481 40.00 OP
02 FC:482 75.00 OP

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Mail documents to be recorded with required cover sheet(s) information to:
Commissioner of Patents and Trademarks, Box Assignments, Washington, D.C. 20231

TRADEMARK
REEL: 002077 FRAME: 0060

Domestic Representative Name and Address

Enter for the first Receiving Party only.

Name

Address (line 1)

Address (line 2)

Address (line 3)

Address (line 4)

Correspondent Name and Address

Area Code and Telephone Number

Name

Address (line 1)

Address (line 2)

Address (line 3)

Address (line 4)

Pages

Enter the total number of pages of the attached conveyance document including any attachments.

#

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).

Trademark Application Number(s)

Registration Number(s)

Number of Properties

Enter the total number of properties involved.

#

Fee Amount

Fee Amount for Properties Listed (37 CFR 3.41):

\$

Method of Payment:

Enclosed

Deposit Account

Deposit Account

(Enter for payment by deposit account or if additional fees can be charged to the account.)

Deposit Account Number:

#

Authorization to charge additional fees:

Yes

No

Statement and 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.

Michael D. Lazzara

5/4/2000

Name of Person Signing

Signature

Date Signed

TRADEMARK ASSIGNMENT

WHEREAS, ADVANCED CARDIOVASCULAR SYSTEMS, INC., a California Corporation having its principal offices at 3200 Lakeside Drive, Santa Clara, California 95054 (hereinafter "ASSIGNOR"), and Dr. Mark H. Wholey, an individual having a place of business at the Pittsburgh Vascular Institute, Shadyside Hospital, 5230 Centre Avenue, Pittsburgh, Pennsylvania 15232 (hereinafter "ASSIGNEE"), have entered into an agreement pertaining to the transfer by ASSIGNOR of certain trademarks to ASSIGNEE;

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, **ASSIGNOR** distributes, assigns, and transfers to **ASSIGNEE**, its successors and assigns, the entire right, title and interest in and to the trademarks and trademark registrations as identified in Schedule A attached ("marks"), together with the goodwill of the business in which the marks are used, along with any and all rights of enforcement with respect thereto, including all rights to sue or recover for the past infringement thereof, and any and all causes of action related thereto. **ASSIGNOR** retains no ownership rights in the properties transferred to **ASSIGNEE** hereunder. **ASSIGNEE** may apply for and receive registration of the marks in its own name wherever so permitted by law.

ASSIGNOR shall, when requested by the **ASSIGNEE**, execute all rightful oaths, assignments and powers of attorney, including but not limited to the right to file and prosecute in its own name, wherever so permitted by law, mark applications, including corresponding foreign applications, and to claim priority of mark applications pursuant to the international convention, to the **ASSIGNEE** and to agents and legal representatives of the **ASSIGNEE** and all other papers necessary and proper to carry out the intent and purpose of this Assignment.

Schedule A

<u>Trademark</u>	<u>United States Reg. No.</u>
WHOLEY	n/a
WHOLEY HI-TORQUE MODIFIED J	2,095,098
WHOLEY HI-TORQUE STANDARD	1,608,963
WHOLEY HI-TORQUE FLOPPY	1,608,962
WHOLEY HI-TORQUE	1,399,966