

Attorney's Docket No. 26786-011

09-22-2005

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



U.S. DEPARTMENT OF COMMERCE
Patent and Trademark Office

OFFICE OF THE
2005 SEP 16 01:11:28
FEDERAL TRADE COMMISSION
TRADEMARK SECTION

To the Honorable Commissioner

103087169

Attached original documents or copy thereof.

1. Name of conveying party(ies):

CORTEK, INC.

- Individual(s)
- General Partnership
- Corporation
- Other:
- Association
- Change of Name

Additional name(s) of conveying party(ies) attached? Yes No

3. Nature of conveyance:

- Assignment
- Security Agreement
- Other
- Merger
- Change of Name

Execution Date: September 7, 2005

2. Name and address of receiving party(ies)

Name: **Alphatec Spine, Inc.**

Internal Address:
Street Address: 2051 Palomar Airport Road
Suite 100
Carlsbad, CA 92011

- Individual(s) citizenship
- Association
- General Partnership
- Limited Partnership
- Corporation - State - California
- Other -

If assignee is not domiciled in the United States, a domestic designation is attached Yes No
(Designations must be a separate document form)

Additional name(s) & addresses(es) attached? Yes No

4. Application number(s) or registration number(s):

A. Trademark Application No.(s)

- 76/481,032
- 76/572,534
- 76/468,175
- 76/476,630
- 76/476,627

B. Trademark Registration No.(s)

- 2,616,425
- 2,566,571
- 2,638,073
- 2,509,180
- 2,542,412

Additional numbers attached? Yes No

5. Name and address of party to whom correspondence concerning document should be mailed:

Name: Brian P. Hopkins, Esq.
Address: MINTZ, LEVIN, COHN, FERRIS
GLOVSKY and POPEO, P.C.
Chrysler Center
666 Third Avenue, 24th Floor
New York, NY 10017

6. Total number of applications and registrations involved: [16]

7. Total fee (37 CFR 3.41).....\$640.00

- Enclosed
- Should the amount of the enclosed fee be insufficient, the Commissioner is hereby authorized to charge the balance due to the deposit account of the undersigned.

8. Deposit Account No: 50-0311, Attorney Docket No. 26786-011

DO NOT USE THIS SPACE

9. 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.

Brian P. Hopkins, Esq.

September 16, 2005

Name of Person Signing

Signature

Date

Total number of pages including cover sheet, attachments, and document: [7]

09/21/2005 ECOOPER 00000022 76481032

Mail to: Mail Stop: ASSIGNMENT DIVISION
Director of the United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

01 FC:8521 40.00 OP
02 FC:8522 375.00 OP

0000147660
Refund Ref: 09/21/2005 ECOOPER

CHECK Refund Total: 9225.00

4. Application number(s) or registration number(s):

A. Trademark Application No.(s)

B. Trademark Registration No.(s)

2,721,865

2,652,428

2,650,151

2,836,079

2,797,161

2,808,305

ASSIGNMENT

WHEREAS, Cortek, Inc. (the "Assignor") is the owner of the entire right, title and interest in and to the United States patents and patent applications, and such foreign patents and patent applications, as listed on Schedule A attached hereto and made a part hereof, together with all reissuances, continuations, continuations-in-part, renewals, divisions, revisions, extensions, reexaminations and foreign counterparts thereof, the inventions described therein and all rights associated therewith (collectively, the "Patents") and United States registered trademarks and trademark applications and such foreign registered trademarks and trademark applications (collectively, the "Trademarks"), as listed on Schedule B;

WHEREAS, the Assignor is desirous of transferring to its designee said Patents and Trademarks;

NOW, THEREFORE, for good and valuable consideration, receipt of which are hereby acknowledged, and intending to be legally bound hereby, the Assignor, for itself and its successors and assigns does hereby transfer, assign and set over unto Alphatec Spine, Inc., a California corporation, its successors, transferees and assigns, all of Assignor's present and future right, title and interest in and to the Patents and Trademarks, all rights to seek and collect damages and other relief for past and future infringements and all proceeds thereof and all other rights and proceeds associated therewith.

IN WITNESS WHEREOF, the undersigned has caused this Assignment to be executed by its duly authorized officer as of this 7th day of September, 2005.

CORTEK, INC.

WITNESS:

By: Jedi Gricci

Print Name: Jedi Gricci

Title: Marketing Manager

By: Lawrence J. Jesinski

Print Name: Lawrence J. Jesinski

Title: President / CEO

ACKNOWLEDGEMENT

State of Massachusetts)

S.S.

County of Norfolk)

On the 7 day of Sept in the year 2005 before me, the undersigned personally appeared Lawrence Jasinski, personally know to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed in the within instrument and acknowledged to me that he/she/they executed the same in his/her their capacity, and that by his/her/their signature on the instrument, the individual, or the person upon behalf of which the individual acted, executed the instrument.

Pamela A Niemann

Notary Public

My commission
expires May 10, 2007.

**SCHEDULE A
(PATENT ASSIGNMENT)**

Title	Patent No.	Country	Date Filed or Issued
Surgical Procedure for Implanting Spinal Fusion Device	6,679,887 B2	U.S.	1/20/2004
Device for Spinal Fusion	6,800,093 B2	U.S.	10/5/2004
Surgical Apparatus Driver Device	6,258,094 B1	U.S.	7/10/2001
Tome Apparatus for Implanting Spinal Fusion Device	6,241,733 B1	U.S.	6/5/2001
Cutting Jig and Guide for Tome Apparatus for Spinal Implant	6,261,295 B1	U.S.	7/17/2001
End Cut Apparatus for Implanting Spinal Fusion Device	6,261,293 B1	U.S.	7/17/2001
Apparatus for Spinal Fusion Using Implanted Devices	6,096,080	U.S.	8/1/2000
Implant for Spinal Fusion	6,241,769 B1	U.S.	6/5/2001
Double Dowel Spinal Fusion Implant	6,641,613 B2	U.S.	11/4/2003
Dynamic Implanted Intervertebral Spacer	6,743,257 B2	U.S.	6/1/2004

PATENT APPLICATIONS

Patent Application	App. Serial No.	Jurisdiction	Filing Date
Apparatus and Method for Spinal Fusion Using Posteriorly Implanted Devices	10/379,609	U.S.	3/5/2003

Allograft Implant Cutting Machine	10/241,233	U.S.	9/11/2002
Serratome Vertebral Cortical Endplate Cutter	11/012,770	U.S.	12/14/2004
Apparatus and Method for Spinal Fusion Using Posteriorly Implanted Devices	99920362.3-2310	EPO	5/6/1999
Apparatus and Method for Spinal Fusion Using Posteriorly Implanted Devices	2000-546709	Japan	5/6/1999
Apparatus and Method for Spinal Fusion Using Posteriorly Implanted Devices	PCT/US2004/006 835	PCT	3/5/2004
Dynamic Lumbar/Cervical Implant Spacer	01990138.8	EPO	12/12/2001

**SCHEDULE B
(TRADEMARK ASSIGNMENT)**

Mark	Registration No.	Jurisdiction	Registration Date
CORTEK	2,616,425	U.S.*	September 10, 2002
CORTEK	2,566,571	U.S.*	May 7, 2002
CORLOK	2,638,073	U.S.	October 22, 2002
DOVETOME	2,509,180	U.S.	November 20, 2001
BIOCARPENTRY	2,542,412	U.S.	February 26, 2002
OSTEOCOR	2,721,865	U.S.	June 3, 2003
Design formed from a solid circle with a triangular cutout to form a stylized letter "C")	2,652,428	U.S.	November 19, 2002
Stylized letter "C" formed from a circle with a triangular cutout, the letter being white or clear and the background being dark green)	2,650,151	U.S.	November 12, 2002
CONNECT	2,836,079	U.S.	April 27, 2004
DUET	2,797,161	U.S.	December 23, 2004
POLYLOK	2,808,305	U.S.	January 27, 2004

TRADEMARK APPLICATIONS

Mark	App. Serial No.	Jurisdiction	Filing Date
REPLACE	76/481,032	U.S.	January 8, 2003
CHORUS	76/572,534	U.S.	January 27, 2004
SOLO XT	78/468,175	U.S.	August 16, 2004
COREOGRAFT –	76/476,630	U.S.	December 10, 2002
SOLO	76/476,627	U.S.	December 10, 2002