

## TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1  
Stylesheet Version v1.2

ETAS ID: TM396728

<b>SUBMISSION TYPE:</b>	NEW ASSIGNMENT		
<b>NATURE OF CONVEYANCE:</b>	ASSIGNMENT OF THE ENTIRE INTEREST AND THE GOODWILL		
<b>CONVEYING PARTY DATA</b>			
<b>Name</b>	<b>Formerly</b>	<b>Execution Date</b>	<b>Entity Type</b>
J. H. Fenner & Co. Limited		08/26/2016	Limited Liability Company: UNITED KINGDOM
<b>RECEIVING PARTY DATA</b>			
<b>Name:</b>	Xeridien Medical Devices, Inc.		
<b>Street Address:</b>	4700 S. Overland Drive		
<b>City:</b>	Tuscon		
<b>State/Country:</b>	ARIZONA		
<b>Postal Code:</b>	85714		
<b>Entity Type:</b>	Corporation: ARIZONA		
<b>PROPERTY NUMBERS Total: 3</b>			
<b>Property Type</b>	<b>Number</b>	<b>Word Mark</b>	
<b>Registration Number:</b>	4532259	OPTIMAX	
<b>Registration Number:</b>	4101549	XERIDIEM	
<b>Registration Number:</b>	4101550	XERIDIEM	
<b>CORRESPONDENCE DATA</b>			
<b>Fax Number:</b>	7043321197		
<i>Correspondence will be sent to the e-mail address first; if that is unsuccessful, it will be sent using a fax number, if provided; if that is unsuccessful, it will be sent via US Mail.</i>			
<b>Phone:</b>	(704)375-0057		
<b>Email:</b>	jsantaniello@slk-law.com		
<b>Correspondent Name:</b>	Joseph J. Santaniello, Esq.		
<b>Address Line 1:</b>	101 South Tryon Street, Suite 2200		
<b>Address Line 4:</b>	Charlotte, NORTH CAROLINA 28280		
<b>NAME OF SUBMITTER:</b>	Joseph J. Santaniello, Esq.		
<b>SIGNATURE:</b>	/s Joseph J. Santaniello, Esq./		
<b>DATE SIGNED:</b>	08/30/2016		
<b>Total Attachments: 4</b>			
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CH \$90.00 4532259



**ASSIGNMENT OF TRADEMARKS  
AND ACCOMPANYING GOODWILL**

WHEREAS, J. H. Fenner & Co., Limited, a United Kingdom private limited company, with offices located at Hesslewood Country Office Park, Ferriby Road, Hessle, East Yorkshire, United Kingdom HU13 0PW (hereinafter "Assignor"), is the owner of certain trademarks registered in the United States Patent and Trademark Office and the European Union Intellectual Property Office, such trademarks being fully described on Exhibit A attached hereto and incorporated herein by this reference (collectively, the "Marks"); and

WHEREAS, Xeridiem Medical Devices, Inc., an Arizona corporation (hereinafter "Assignee"), is desirous of acquiring any and all rights that Assignor may have in the Marks and the goodwill of the business in connection with which the Marks are used and which is symbolized by the Marks, along with the right to recover for damages and profits for past infringements thereof.

NOW THEREFORE, for good and valuable consideration, receipt of which is hereby acknowledged, Assignor does hereby assign unto Assignee all rights, title and interest in and to the Marks, together with the goodwill of the business in connection with which the Marks are used and which are symbolized by the Marks, along with any and all interests, claims and rights for damages and profits by reason of any past infringement or unauthorized use of the Marks, false designations of origin, unfair competition, deceptive trade practices and/or dilution related to the Marks, use of confusingly similar marks or names by others and all other related causes of action and the right to sue therefor.

Assignor further agrees to execute and deliver at the request of Assignee, all documents, instruments and assignments, and to perform any other reasonable acts Assignee may require in order to vest all Assignor's rights, title, and interest in and to the Marks in Assignee in any jurisdiction and/or to provide evidence to support any of the foregoing in the event such evidence is deemed necessary by Assignee, to the extent such evidence is in the possession or control of Assignor.

Dated as of the 26 day of August, 2016.

**ASSIGNOR:**

J. H. FENNER & CO. LIMITED

By: PETER WATSON  
Name: \_\_\_\_\_  
Title: DIRECTOR

**ASSIGNEE:**

XERIDIEM MEDICAL DEVICES, INC

By: Joseph Lee  
Name: JOSEPH LEE  
Title: President

NOTARY ACKNOWLEDGEMENT  
(SIMILAR OFFICIAL IN THE UNITED KINGDOM)

STATE OF UNITED KINGDOM

COUNTY OF EAST YORKSHIRE

I, SHIRLEY MARGARET WHARMBY, a Notary Public of the County and State aforesaid, certify that PETER WATSON personally came before me this day and acknowledged that he is the DIRECTOR of J. H. Fenner & Co. Limited, and that by authority duly given and as the act of the corporation, the foregoing instrument was signed by him as the DIRECTOR of the corporation.

WITNESS my hand and notarial seal this 26<sup>th</sup> day of August, 2016.

Shirley M. Wharmby  
Notary Public  
**Shirley M. Wharmby**  
Notary Public

My Commission Expires:  
on death

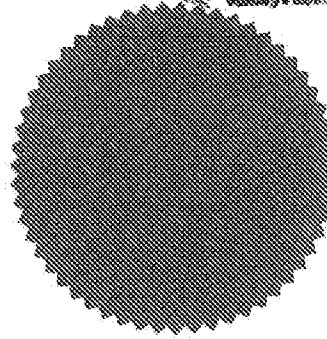


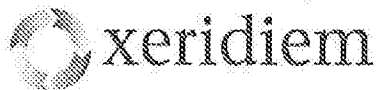
EXHIBIT A  
TO  
ASSIGNMENT OF TRADEMARK  
AND ACCOMPANYING GOODWILL  
BETWEEN  
J. H. FENNER & CO. LIMITED, Assignor  
AND  
XERIDIEM MEDICAL DEVICES, INC., Assignee

1.  
Owner: J. H. Fenner & Co. Limited  
Trademark: OptimaX  
Country/Territory: United States  
Registration No.: 4,532,259  
Registration Date: May 20, 2014  
International Classification/Goods: IC 010; Medical devices, namely, silicone-based implantable or semi-implantable devices in the nature of a balloon enteral feeding device.
  
2.  
Owner: J. H. Fenner & Co. Limited  
Trademark: xeridiem  
Country/Territory: United States  
Registration No.: 4,101,549  
Registration Date: February 21, 2012  
International Classification/Goods: IC 040; Manufacture of medical devices constructed from various materials, including silicone, thermal plastics or metal, to the order and specifications of others; research in the field of manufacturing processes for medical devices constructed from various materials.  
IC 042; Development, design, engineering, testing, and scientific research services in the field of manufacture of medical devices constructed from various materials, including silicone, thermal plastics and metal.

3.

Owner: J. H. Fenner & Co. Limited

Trademark:



Country/Territory: United States

Registration No.: 4,101,550

Registration Date: February 21, 2012

International

Classification/Goods:

IC 040; Manufacture of medical devices constructed from various materials, including silicone, thermal plastics or metal, to the order and specifications of others; research in the field of manufacturing processes for medical devices constructed from various materials.

IC 042; Development, design, engineering, testing, and scientific research services in the field of manufacture of medical devices constructed from various materials, including silicone, thermal plastics and metal.

4.

Owner: J. H. Fenner & Co. Limited

Trademark: XERIDIEM

Country/Territory: European Community

Registration No.: 010881613

Registration Date: May 14, 2012

International

Classification/Goods:

IC 010; Surgical, medical, dental and veterinary apparatus and instruments, artificial limbs, eyes and teeth; Orthopedic articles; Suture materials; medical devices.

IC 040; Customized manufacture of medical and surgical apparatus, instruments and devices; manufacturing of medical and surgical apparatus, instruments and devices to the specification of others; Research in connection with the manufacturing of medical and surgical apparatus, instruments and devices to the specification of others.

IC 042; Design, development, and engineering services relating to medical and surgical apparatus, instruments and devices; research and testing services relating to medical and surgical apparatus, instruments and devices; Research in connection with the manufacture of medical and surgical apparatus, instruments and devices.