

TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1
Stylesheet Version v1.2

ETAS ID: TM510615

SUBMISSION TYPE:	NEW ASSIGNMENT		
NATURE OF CONVEYANCE:	MERGER		
EFFECTIVE DATE:	12/19/2013		
CONVEYING PARTY DATA			
Name	Formerly	Execution Date	Entity Type
Endoscopic Technologies, LLC		12/19/2013	Limited Liability Company:
RECEIVING PARTY DATA			
Name:	AtriCure, Inc.		
Street Address:	7555 Innovation Way		
City:	Mason		
State/Country:	OHIO		
Postal Code:	45040		
Entity Type:	Corporation: DELAWARE		
PROPERTY NUMBERS Total: 5			
Property Type	Number	Word Mark	
Registration Number:	4290128	COBRA FUSION	
Serial Number:	76020553	ESTECH	
Serial Number:	78865738	AFFIRM	
Serial Number:	85513433	FUSION	
Serial Number:	85686413	COBRA	
CORRESPONDENCE DATA			
Fax Number:	5139528105		
<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>			
Phone:	5136444243		
Email:	ktulanko@atricure.com		
Correspondent Name:	AtriCure, Inc.		
Address Line 1:	7555 Innovation Way		
Address Line 4:	Mason, OHIO 45040		
NAME OF SUBMITTER:	Kara N. Tulanko		
SIGNATURE:	/Kara N. Tulanko/		
DATE SIGNED:	02/21/2019		

OP \$140.00 4290128

Total Attachments: 13

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ASSIGNMENT

WHEREAS, Endoscopic Technologies, LLC, a company having a business address of 7555 Innovation Way in Mason, Ohio, 45040 (hereinafter referred to as the "Assignor") is the owner of the entire right, title and interest in and to certain intellectual property, at least a portion of this intellectual property is identified in the tables below, all of which is hereinafter collectively referred to as the "IP";

U.S. Patents		
Patents	Title	Issue Date
6,849,075	Cardiac ablation devices and methods	2/1/2005
7,074,180	Visualization During Closed-Chest Surgery	7/11/2006
7,226,448	Cardiac Treatment Devices and Methods	6/5/2007
7,294,103	Retractor with Inflatable Blades	11/13/2007
7,399,300	Cardiac ablation devices and methods	7/15/2008
7,542,807	Conduction block verification probe and method of use	6/2/2009
7,591,818	Cardiac ablation devices and methods	9/22/2009
7,674,258	Electrophysiology electrode having multiple power connections and electrophysiology devices including the same	3/9/2010
7,749,157	Methods and devices for minimally invasive cardiac surgery for atrial fibrillation	7/6/2010
7,753,908	Apparatus for securing an electrophysiology probe to a clamp	7/13/2010
7,785,324	Clamp based lesion formation apparatus and methods configured to protect non-target tissue	8/31/2010
7,819,867	Cardiac treatment devices and methods	10/26/2010
7,909,761	Atraumatic tissue retraction device	3/22/2011
7,951,069	Methods and devices for minimally invasive cardiac surgery for	5/31/2011
7,957,820	Conduction block verification probe and method of use	6/7/2011
7,981,125	Surgical knot pusher and cutter	7/19/2011
8,002,770	Clamp based methods and apparatus for forming lesions in tissue and confirming whether a therapeutic lesion has been formed	8/23/2011
8,096,990	Ablative treatment of the heart to improve patient outcomes following surgery	1/17/2012
8,216,221	Cardiac ablation systems and methods	7/10/2012
8,241,277	Apparatus for securing an electrophysiology probe to a clamp	8/14/2012
8,409,198	Clamp based methods and apparatus for forming lesions in tissue	4/2/2013
8,419,729	Cardiac ablation devices and methods	4/16/2013
8,430,875	Magnetic navigation systems and methods	4/30/2013
8,454,593	Method for ablating heart tissue to treat a cardiac arrhythmia	6/4/2013
8,518,038	Electrophysiology electrode having multiple power connections	8/27/2013
8,523,759	Methods and Devices for Cardiac Surgery	9/3/2013
8,535,307	Cardiac treatment devices and methods	9/17/2013
8,545,498	Cardiac treatment devices and methods	10/1/2013
8,585,701	Apparatus for Securing an Electrophysiology Probe to a Clamp	11/19/2013

U.S. Patent Applications		
Application	Title	Filing Date
09/171,206	Improving Visualization During Closed-Chest Surgery	8/10/1999
09/672,110	Visualization During Closed-Chest Surgery	9/27/2000
10/988,003	Left atrial appendage devices and methods	11/12/2004
11/122,272	Surgical Retractor and Stabilizing Device and Method for Use	5/3/2005
11/897,146	Retractor with inflatable blades	8/28/2007
12/124,743	Cardiac ablation systems and methods	5/21/2008
12/339,331	Magnetic Introducer Systems and Methods	12/19/2008
12/433,801	Retractors and Surgical Systems Including the Same	4/30/2009
12/456,855	Endoscopic cardiac and thoracic surgical devices and systems and methods of use	6/23/2009
12/463,760	Conduction Block Systems and Methods	5/11/2009
12/510,500	Tissue retractors with fluid evacuation/infusion and/or light emission capability	7/2/2009
12/822,616	Transmurality Clamp Systems and Methods	6/24/2010
12/850,944	Bipolar Belt Systems and Methods	8/5/2010
12/879,106	Scope and Magnetic Introducer Systems and Methods	9/10/2010
12/886,436	Left Atrial Appendage Devices and Methods	9/20/2010
12/966,670	Hemostatic stabilization system	12/13/2010
12/971,774	Adjustable clamp systems and methods	12/17/2010
13/074,867	Indifferent Electrode Pad Systems and Methods for Tissue Ablation	3/29/2011
13/074,960	Protective Systems and Methods for Use During Ablation Procedures	3/29/2011
13/117,863	Methods and Devices for Minimally Invasive Cardiac Surgery for Atrial Fibrillation	5/27/2011
13/149,687	High-voltage pulse ablation systems and methods	5/31/2011
13/295,852	Stabilized Ablation Systems and Methods	11/14/2011
13/325,236	Methods and devices for cardiac surgery	12/14/2011
13/352,210	Ablative Treatment of the Heart to Improve Patient Outcomes Following Surgery	1/17/2012
13/473,311	Stabilized Ablation Systems and Methods	5/16/2012
13/524,891	Left atrial appendage treatment systems and methods	6/15/2012
13/569,958	Apparatus for Securing an Electrophysiology Probe to a Clamp	8/8/2012
13/852,794	Clamp Based Method and Apparatus for Forming Lesions in Tissue and Confirming	3/28/2013
13/861,354	Left Atrial Appendage Devices and Methods	4/11/2013
13/862,996	Magnetic Navigation Systems and Methods	4/15/2013
13/908,984	Cardiac Ablation Devices and Methods	6/3/2013
14/010,093	Electrode Having Multiple Power Connections and Electrophysiology Devices	8/26/2013
14/016,836	Methods and Devices for Cardiac Surgery	9/3/2013
14/021,368	Left Atrial Appendage Devices and Methods	9/9/2013
14/024,434	Cardiac Treatment Devices and Methods	9/11/2013
14/043,650	Cardiac Ablation Devices and Methods	10/1/2013
14/075,889	Hemostatic Stabilization System	11/8/2013
14/083,274	Ablation Clamp with Malleable Jaws	11/18/2013
14/143,420	Cardiac Ablation Systems and Methods	12/30/2013
60/337,070	Methods and devices for the least invasive cardiac surgery of atrial fibrillation	12/4/2001
60/519,359	Left atrial appendage devices	11/11/2003
60/519,512	Retractor with inflatable blades	11/12/2003
60/519,726	Ablation device (cobra adhere)	11/12/2003
60/623,288	Surgical Knot Pusher and Cutter	10/29/2004

60/939,201	Cardiac Ablation Systems and Methods	5/21/2007
61/015,472	Magnetic Introducer Systems and Methods	12/20/2007
61/051,975	Conduction Block Systems and Methods	5/9/2008
61/135,260	Totally endoscopic cardiac and thoracic surgical devices and methods	7/19/2008
61/179,564	Magnetic Navigation Systems and Methods	5/19/2009
61/191,062	Pericardial and extrapericardial surgical devices and methods	9/6/2008
61/220,414	Transmurality Clamp Systems and Methods	6/25/2009
61/231,613	Bipolar Belt Systems and Methods	8/5/2009
61/241,297	Scope and Magnetic Introducer Systems and Methods	9/10/2009
61/288,031	Adjustable Clamp Systems and Methods	12/18/2009
61/288,614	Hemostatic Stabilization System	12/21/2009
61/318,474	Indifferent Electrode Pad Systems and Methods for Tissue Ablation	3/29/2010
61/351,043	Pericardial Devices, Systems And Methods For Occluding An Atrial Appendage	6/3/2010
61/456,918	Stabilized bipolar ablation systems and methods	11/12/2010
61/498,399	Left Atrial Appendage Treatment Systems and Methods	6/17/2011
61/921,985	Systems and Methods for Left Atrial Appendage Closure	12/30/2013

U.S. PCT Applications		
Application	Title	Filing Date
PCT/US97/06112	Improved Visualization During Closed-Chest Surgery	4/10/1997
PCT/US02/38924	Apparatus For Securing an Electrophysiology Probe to a Clamp	11/25/2002
PCT/US03/29270	Electrophysiology electrode having multiple power connections and	9/16/2003
PCT/US03/38636	Methods and Devices for Minimally Invasive Cardiac Surgery for Atrial	12/3/2003
PCT/US04/11251	Cardiac Treatment Devices and Methods	4/8/2004
PCT/US04/39364	Clamp based Methods and Apparatus for Forming Lesions in Tissue and	10/22/2004
PCT/US04/37697	Left Atrial Appendage Devices and Methods	11/12/2004
PCT/US11/38849	Pericardial Devices, Systems and Methods for Occluding an Atrial	6/2/2011
PCT/US11/60641	Stabilized Ablation Systems and Methods	11/14/2011
PCT/US14/72382	Systems and Methods for Left Atrial Appendage Closure	12/24/2014

International Patents		
Patent	Title	Filing Date
EP1575421	Devices for Minimally Invasive Cardiac Surgery for Atrial Fibrillation	12/3/2003

International Patent Applications		
Application	Title	Filing Date
EP2637591	Stabilized ablation systems and methods	9/18/2013

U.S. Trademarks		
Serial No.	Mark	Status
76/020,553	ESTECH	Registered
78/865,738	AFFIRM	Registered
85/513,437	COBRA FUSION	Registered
85/513,433	FUSION	Registered
85/686,413	COBRA	Registered
85/682,185	VERSAPOLAR	Dead

International Trademarks		
Serial No.	Mark	Filing Date
A0030747	COBRA FUSION (Benelux, Germany, France, Italy, Japan, United Kingdom)	7/10/2012
A0030741	FUSION (Benelux, Germany, France, Italy, Japan, United Kingdom)	7/10/2012

WHEREAS, Assignor acquired all of the IP of Endoscopic Technologies, Inc. including, but not necessarily limited to, all the patent and trademark rights, rights of enforcement, contractual participation obligations of named inventors, and related goodwill from a "Merger Agreement" between the Assignor and Endoscopic Technologies, Inc. with an effective date of December 19, 2013; and

WHEREAS, AtriCure, Inc., a corporation organized and existing under the laws of the State of Delaware, having its principal place of business at 7555 Innovation Way in Mason, Ohio, 45040 (hereinafter referred to as the "Assignee"), is to acquire the entire right, title and interest in and to said IP;

NOW, THEREFORE, in consideration of the sum of ONE DOLLAR (\$1.00) in hand paid, and for other good and valuable consideration, the receipt and sufficiency whereof is hereby acknowledged, Assignor does hereby assign, sell, transfer and set over unto Assignee, its successors and assigns, the full, entire and exclusive right, title and interest in and to said IP and any national and/or regional phase applications, divisions, continuations and continuations-in-part thereof which have been or may be filed, and in and to any patents, trademarks (including goodwill), copyrights, or reissues, renewals, reexaminations or extensions thereof which may be granted on said applications, and in and to any patent, trademark, and copyright application which may be filed in the United States of America or in countries foreign to the United States of America and any patents, trademarks, and copyrights granted thereon, and all patent, trademark, and copyright applications for which priority has been or is subsequently claimed to said IP; all of said IP and patents, trademarks, and copyrights to be held and enjoyed by Assignee, and its successors or assigns, to the full end of the term or terms for which said patents, trademarks, and copyrights may be granted, as fully and entirely as the same would have been held by Assignor had this assignment not been made.

Assignor hereby authorizes and requests the Patent and Trademark Office and Library of Congress officials in the United States of America and counterpart officials of any and all foreign countries to issue any and all of said patents, trademarks, and copyrights, when granted, to Assignee.

Further, Assignor assigns, sells, and transfers the benefit of any and all contractual participation obligations of named inventors owed to Assignor relating to the IP, and Assignor agrees to execute all papers and to give such lawful testimony and to perform such other lawful acts as Assignee, its successors and assigns may require to enable

MERGER AGREEMENT

among

ENDOSCOPIC TECHNOLOGIES, INC.,

ATRICURE, INC.,

NINERS MERGER SUB, LLC

and

**FORTIS ADVISORS LLC,
AS REPRESENTATIVE**

dated as of

December 19, 2013

MERGER AGREEMENT

This Merger Agreement (this "**Agreement**"), dated as of December 19, 2013 (the "**Agreement Date**"), is entered into among ENDOSCOPIC TECHNOLOGIES, INC., a Delaware corporation ("**Company**"), ATRICURE, INC., a Delaware corporation ("**Parent**"), NINERS MERGER SUB, LLC, a Delaware limited liability company and wholly-owned Subsidiary of Parent ("**Merger Sub**") and, solely in its capacity as representative of the Stockholders, Fortis Advisors LLC, a Delaware limited liability company (the "**Representative**"). Capitalized terms used herein (including in the immediately preceding sentence) and not otherwise defined herein shall have the meanings set forth in Article 9 hereof.

ARTICLE 1.
THE MERGER

Section 1.1 The Merger.

(a) On the terms and subject to the conditions set forth in this Agreement, and in accordance with the Delaware General Corporation Law (the “**DGCL**”) and the Delaware Limited Liability Company Act (the “**DLLCA**”), at the Effective Time, (a) Company will merge with and into Merger Sub (the “**Merger**”), and (b) the separate corporate existence of Company will cease and Merger Sub will continue its limited liability company existence under the DLLCA as the surviving company in the Merger (sometimes referred to herein as the “**Surviving Company**”).

(a) **“Intellectual Property”** means all of the following and similar intangible property and related proprietary rights, interests and protections, however arising, pursuant to the Laws of any jurisdiction throughout the world, including such property that is owned by Company (**“Company Intellectual Property”**) and that in which Company holds exclusive or non-exclusive rights or interests granted by license from other Persons (**“Licensed Intellectual Property”**):

(i) trademarks, service marks, trade names, brand names, logos, trade dress and other proprietary indicia of goods and services, whether registered or unregistered, and all registrations and applications for registration of such trademarks, including intent-to-use applications, all issuances, extensions and renewals of such registrations and applications and the goodwill connected with the use of and symbolized by any of the foregoing;

(ii) internet domain names, whether or not trademarks, registered in any top-level domain by any authorized private registrar or Governmental Authority;

(iii) original works of authorship in any medium of expression, whether or not published, all copyrights (whether registered or unregistered), all registrations and applications for registration of such copyrights, and all issuances, extensions and renewals of such registrations and applications;


(iv) confidential information, formulas, designs, devices, technology, know-how, research and development, inventions, methods, processes, compositions and other trade secrets, whether or not patentable; and

(v) patented and patentable designs and inventions, all design, plant and utility patents and applications, letters patent, utility models, inventor’s certificates, and provisional applications and all issuances, divisions, continuations, continuations-in-part, reissues, extensions, reexaminations and renewals of such patents and applications, including the right to claim priority to such patents and applications, and the right to file such patents and applications 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.

IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be executed as of the date first written above by their respective officers thereunto duly authorized.

COMPANY:

ENDOSCOPIC TECHNOLOGIES, INC.

By 
Name: John D. Pavlidis
Title: President and Chief Executive Officer

PARENT:

ATRICURE, INC.

By _____
Name: Michael H. Carrel
Title: President and Chief Executive Officer

MERGER SUB:

NINERS MERGER SUB, LLC

By _____
Name: Michael H. Carrel
Title: President and Chief Executive Officer

REPRESENTATIVE:

FORTIS ADVISORS LLC, solely in its capacity
as the Representative

By _____
Name: Ryan Simkin
Title: Managing Director

IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be executed as of the date first written above by their respective officers thereunto duly authorized.

COMPANY:

ENDOSCOPIC TECHNOLOGIES, INC.

By _____
Name: John D. Pavlidis
Title: President and Chief Executive Officer

PARENT:

ATRICURE, INC.

By  _____
Name: Michael H. Carrel
Title: President and Chief Executive Officer

MERGER SUB:

NINERS MERGER SUB, LLC

By  _____
Name: Michael H. Carrel
Title: President and Chief Executive Officer

REPRESENTATIVE:

FORTIS ADVISORS LLC, solely in its capacity
as the Representative

By _____
Name: Ryan Simkin
Title: Managing Director

IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be executed as of the date first written above by their respective officers thereunto duly authorized.

COMPANY:

ENDOSCOPIC TECHNOLOGIES, INC.

By _____

Name: John D. Pavlidis

Title: President and Chief Executive Officer

PARENT:

ATRICURE, INC.

By _____

Name: Michael H. Carrel

Title: President and Chief Executive Officer

MERGER SUB:

NINERS MERGER SUB, LLC

By _____

Name: Michael H. Carrel

Title: President and Chief Executive Officer

REPRESENTATIVE:

FORTIS ADVISORS LLC, solely in its capacity
as the Representative

By  _____

Name: Ryan Simkin

Title: Managing Director

TRADEMARK

REEL: 006580 FRAME: 0753

STATE OF DELAWARE CERTIFICATE OF AMENDMENT

1. Name of Limited Liability Company: Niners Merger Sub, LLC
2. The Certificate of Formation of the limited liability company is hereby amended as follows:

First. The name of the limited liability company is Endoscopic Technologies, LLC

IN WITNESS WHEREOF, the undersigned have executed this Certificate on the 28th day of January, A.D. 2014.

By: 

Authorized Person(s)

Name: F. Mark Reuter

Print or Type