

TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1
Stylesheet Version v1.2

ETAS ID: TM760223

SUBMISSION TYPE:	NEW ASSIGNMENT		
NATURE OF CONVEYANCE:	ASSIGNMENT OF THE ENTIRE INTEREST AND THE GOODWILL		
CONVEYING PARTY DATA			
Name	Formerly	Execution Date	Entity Type
Vertera, Inc.		10/07/2022	Corporation: GEORGIA
RECEIVING PARTY DATA			
Name:	NuVasive, Inc.		
Street Address:	7475 Lusk Blvd.		
City:	San Diego		
State/Country:	CALIFORNIA		
Postal Code:	92121		
Entity Type:	Corporation: DELAWARE		
PROPERTY NUMBERS Total: 8			
Property Type	Number	Word Mark	
Registration Number:	5060393	COHERE	
Registration Number:	5046894	COHERE	
Registration Number:	5514127	COALESCE	
Registration Number:	5050153	SCORIA	
Registration Number:	5978371		
Serial Number:	87462514	OSSIA	
Serial Number:	85914299	VERTERA	
Serial Number:	86542313	VERTERA SPINE	
CORRESPONDENCE DATA			
Fax Number:	7632089864		
<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:	763-208-9847		
Email:	jana.france@fisherbroyles.com		
Correspondent Name:	Jana L. France, FisherBroyles, LLP		
Address Line 1:	4505 Jewel Lane North		
Address Line 4:	Plymouth, MINNESOTA 55446		
ATTORNEY DOCKET NUMBER:	02157.T122US		
NAME OF SUBMITTER:	Jana L. France		

OP \$215.00 5060393

SIGNATURE:	/Jana L. France/
DATE SIGNED:	10/10/2022
Total Attachments: 10 source=2022.10.07.1 - Assignment - Executed#page1.tif source=2022.10.07.1 - Assignment - Executed#page2.tif source=2022.10.07.1 - Assignment - Executed#page3.tif source=2022.10.07.1 - Assignment - Executed#page4.tif source=2022.10.07.1 - Assignment - Executed#page5.tif source=2022.10.07.1 - Assignment - Executed#page6.tif source=2022.10.07.1 - Assignment - Executed#page7.tif source=2022.10.07.1 - Assignment - Executed#page8.tif source=2022.10.07.1 - Assignment - Executed#page9.tif source=2022.10.07.1 - Assignment - Executed#page10.tif	

ASSIGNMENT AGREEMENT

This Assignment Agreement is made by and between:

Vertera, Inc., a corporation of Georgia, having a place of business at 739 Trabert Ave. NW, Suite F, Atlanta, GA 30318 (herein referred to as "Vertera" or "Assignor"), and

NuVasive, Inc., a corporation of Delaware, having a place of business at 7475 Lusk Blvd., San Diego, CA 92121 (herein referred to as "NuVasive" or "Assignee").

Vertera and NuVasive are each referred to individually as a Party, and collectively as Parties.

RECITALS

WHEREAS, Vertera and/or its Affiliates own or control the Vertera intellectual property ("Vertera IP") as defined herein,

WHEREAS, NuVasive desires to acquire the Vertera IP, and

WHEREAS, Vertera and/or its Affiliates desire to grant to NuVasive the entire worldwide right, title, and interest in and to the Vertera IP,

NOW, THEREFORE, in consideration of the mutual covenants and agreements herein contained, the Parties hereby agree as follows:

DEFINITIONS

The capitalized terms used in this Assignment Agreement not previously defined, shall have the meanings as defined below:

"**Vertera IP**" means Know How, Information, Patent Applications, and Patents relating to inventions that are in existence and partially or wholly owned or controlled by Vertera and/or its Affiliates or which Vertera and/or its Affiliates have a right to license as of the Effective Date, including but not limited to the Patent Rights set forth in **Schedule A**, and further including any other patent applications and patents which may be applied for or granted therefor in the United States and in all foreign countries and jurisdictions or processes available under international treaties, including without limitation, applications filed pursuant to the Patent Cooperation Treaty ("PCT"), European Patent Convention ("EPC"), and/or any other currently or subsequently existing international patent protection mechanism, including all divisions, continuations, reissues, reexaminations, renewals, extensions, validations, counterparts, supplemental protection certificates (SPCs), substitutes, and extensions thereof, and all rights of priority resulting from the filing of such applications and the granting of such patents; and Trademark Rights that are owned, controlled, or in use by Vertera and/or its Affiliates, or which Vertera and/or its Affiliates have a right to license as of the Effective Date, including Common Law Trademark Rights, Trademark Applications filed in the US and worldwide, and Trademark Registrations granted in the US and worldwide, including but not limited to the trademark rights

set forth in **Schedule B**, and further including any other trademark applications and trademark registrations which may be applied for or granted therefor in the United States and in all foreign countries and jurisdictions, including all divisions, renewals, and counterparts thereof, and all rights of priority resulting from the filing of such applications and the granting of such registrations, and further including the goodwill of the business of Vertera.

“**Affiliate**” means, with respect to a Party, any Person or Entity that directly or indirectly controls, is controlled by, or is under common control with that Party.

“**Effective Date**” means the date of execution of the Assignment Agreement.

“**Information**” means all proprietary information and data of a financial, commercial, or technical nature which Vertera or any of its Affiliates has supplied or otherwise made available to NuVasive or any of its Affiliates under this Assignment Agreement, whether made available orally, in writing, or in electronic form, including information comprising or relating to concepts, discoveries, inventions, data, designs, or formulae in relation to this Assignment Agreement.

“**Know-How**” means all existing and available technical information, know-how and data, including inventions (whether patentable or not), discoveries, trade secrets, specifications, analytical test methods, testing data, instructions, processes, materials, drawings, formulae, reports, and other technology and techniques, and all biological, chemical, pharmacological, toxicological, physical and analytical, clinical safety, safety, manufacturing and quality control, and preclinical and clinical data that are in existence and owned or controlled by Vertera and/or its Affiliates on the Effective Date.

“**Patent Rights**” means all patents and patent applications, including all divisionals, continuations, substitutions, continuations-in-part, re-examinations, reissues, additions, renewals, extensions, registrations, and supplemental protection certificates (SPCs) available throughout the world including all nations or territories granting such rights, any processes available under international treaties, including without limitation, applications filed pursuant to the Patent Cooperation Treaty (“PCT”), European Patent Convention (“EPC”), and/or any other currently or subsequently existing international patent protection mechanism, and the like relating to any of the foregoing.

“**Trademark Rights**” means all common law trademark rights, trademark registrations, and trademark applications, including all divisions, renewals, registrations, counterparts, and the like, relating to any of the foregoing.

ASSIGNMENT

NOW, therefore, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, Vertera hereby sells or has sold, assigns or has assigned, quitclaims or has quitclaimed, and otherwise transfers or has transferred or set over to NuVasive, its successors, legal representatives, and assigns, its entire worldwide right, title, and interest in and to the Vertera IP.

In addition, Vertera hereby authorizes and requests the Director of the United States Patent and Trademark Office to issue any United States Patent or United States Trademark


Registration, and foreign patent and trademark authorities to issue any foreign patent or foreign trademark registration, granted in respect of Vertera IP as defined herein, to NuVasive, its successors, legal representatives, and assigns, the entire right, title, and interest in and to the same to be held and enjoyed by NuVasive, its successors, legal representatives, and assigns to the full end of the terms for which any and all such patents may be granted, and the full term, having no limit, for which trademark registrations may be granted, as fully and entirely as would have been held and enjoyed by Vertera had this Assignment not been made.

Vertera agrees to execute any and all documents and instruments and perform all lawful acts reasonably related to recording this Assignment or perfecting title to the Vertera IP and all related patents, patent applications, trademark registrations, and trademark applications, in NuVasive, its successors, legal representatives, and assigns, whenever requested by NuVasive, its successors, legal representatives, or assigns.

Vertera is unaware of any reason why Vertera may not have the full and unencumbered right to sell, assign, and transfer Vertera's rights hereby sold, assigned, and transferred, and has not executed, and will not execute, any document or instrument in conflict herewith. Vertera also hereby grants NuVasive, its successors, legal representatives, and assigns, the right to insert in this Assignment, including any Schedules appended thereto any further identification (including, but not limited to, patent application numbers, patent numbers, trademark application numbers, and trademark registration numbers) which may be necessary or desirable for recordation of this Assignment. This Assignment is governed by the substantive laws of the State of California, and any disputes will be resolved in a California state court or federal court sited in California.


The parties have caused this Assignment Agreement to be executed by their duly authorized officers and delivered as of the Effective Date indicated below:

For Vertera, Inc.:

By: 
Nathaniel Sisitsky
Corporate Secretary
Vertera, Inc.

Date: OCTOBER 7, 2022

For NuVasive Inc.:

By: 
Nathaniel Sisitsky
General Counsel
NuVasive, Inc.

Date: OCTOBER 7, 2022

Schedule A

Patent Application Title	Country	Status	Filed Date	Application No.	Grant Date	Patent No.
Material and Method for Producing the Same	AU	Granted	2009-06-12	2009257315	2015-01-29	2009257315
Material and Method for Producing the Same	BE	Lapsed		11195704.9	2017-11-15	2439226
Particulate Dispensing Apparatus	BE	Lapsed	2013-08-20	13753771.8	2017-02-08	2890504
Systems and Methods for Making Porous Films, Fibers, Spheres, and Other Articles	BE	Lapsed	2013-08-20	13762620.6	2018-10-10	2888059
Material and Method for Producing the Same	BE	Lapsed	2009-06-12	09763769.8	2015-09-30	2285870
Particulate Dispensing Apparatus	BR	Lapsed	2013-08-20	BR112015003661-9		
Systems and Methods for Making Porous Films, Fibers, Spheres, and Other Articles	BR	Lapsed	2013-08-20	BR112015003629-5		
Material and Method for Producing the Same	BR	Lapsed	2009-06-12	PI0915481-7		
Systems and Methods for Making Porous Films, Fibers, Spheres, and Other Articles	CA	Application	2015-02-20	3100510		
Particulate Dispensing Apparatus	CA	Abandoned	2013-08-20	2882623		
Systems and Methods for Making Porous Films, Fibers, Spheres, and Other Articles	CA	Granted	2013-08-20	2882591	2021-01-12	2882591
Material and Method for Producing the Same	CA	Lapsed	2009-06-12	2727713	2017-08-22	2727713
Particulate dispensing apparatus and method for forming particulate layer on mobile support	CN	Lapsed	2013-08-20	2017109290094		
Particulate dispensing apparatus and method for forming particulate layer on mobile support	CN	Lapsed	2013-08-20	201380054689.X	2018-10-12	201380054689.X
Systems and Methods for Making Porous Films, Fibers, Spheres, and Other Articles	CN	Granted	2013-08-20	201380054931.3	2017-09-08	201380054931.3
Material and Method for Producing the Same	CN	Abandoned		201410608097.4		
Material and Method for Producing the Same	CN	Lapsed	2009-06-12	200980131414.5		

Systems and Methods for Making Porous Films, Fibers, Spheres, and Other Articles	EP	Granted	2013-08-20	20181716.0	2022-03-23	3744509
Selective Particulate Dispensing Apparatus	EP	Abandoned	2013-08-20	19219305.0		
Particulate Dispensing Method	EP	Lapsed	2013-08-20	16002704.1	2019-07-17	3178568
Selective Particulate Dispensing Apparatus	EP	Lapsed	2013-08-20	16002705.8		
Systems and Methods for Making Porous Films, Fibers, Spheres, and Other Articles	EP	Lapsed	2013-08-20	18193750.9		
Systems and Methods for Making Porous Films, Fibers, Spheres, and Other Articles	EP	Validated	2013-08-20	18193755.8	2020-08-05	3431271
Material and Method for Producing the Same	EP	Lapsed	2009-06-12	11195704.9	2017-11-15	2439226
Particulate Dispensing Apparatus	EP	Lapsed	2013-08-20	13753771.8	2017-02-08	2890504
Systems and Methods for Making Porous Films, Fibers, Spheres, and Other Articles	EP	Lapsed	2013-08-20	13762620.6	2018-10-10	2888059
Material and Method for Producing the Same	EP	Lapsed	2009-06-12	09763769.8	2015-09-30	2285870
Systems and Methods for Making Porous Films, Fibers, Spheres, and Other Articles	FR	Granted	2013-08-20	18193755.8	2020-08-05	3431271
Particulate Dispensing Apparatus	FR	Lapsed	2013-08-20	13753771.8	2017-02-08	2890504
Systems and Methods for Making Porous Films, Fibers, Spheres, and Other Articles	FR	Lapsed	2013-08-20	13762620.6	2018-10-10	2888059
Material and Method for Producing the Same	FR	Lapsed	2009-06-12	11195704.9	2017-11-15	2439226
Material and Method for Producing the Same	FR	Lapsed	2009-06-12	09763769.8	2015-09-30	2285870
Systems and Methods for Making Porous Films, Fibers, Spheres, and Other Articles	DE	Granted	2013-08-20	18193755.8	2020-08-05	602013071484.3
Material and Method for Producing the Same	DE	Lapsed		11195704.9	2017-11-15	602009049450.3
Particulate Dispensing Apparatus	DE	Lapsed	2013-08-20	13753771.8	2017-02-08	602013017321.4
Systems and Methods for Making Porous	DE	Lapsed	2013-08-20	13762620.6	2018-10-10	602013044882.5

Films, Fibers, Spheres, and Other Articles						
Material and Method for Producing the Same	DE	Lapsed	2009-06-12	09763769.8	2015-09-30	602009033943.5
A Method of Forming Composite Material	IN	Lapsed	2009-06-12	8895/DELNP/2010	2016-09-27	275929
Systems and Methods for Making Porous Films, Fibers, Spheres, and Other Articles	IT	Granted	2013-08-20	18193755.8	2020-08-05	502020000105664
Particulate Dispensing Apparatus	IT	Lapsed	2013-08-20	502017000044059	2017-02-08	2890504
Systems and Methods for Making Porous Films, Fibers, Spheres, and Other Articles	IT	Lapsed	2013-08-20	502018000041476	2018-10-10	2888059
Material and Method for Producing the Same	IT	Lapsed	2009-06-12	502018000002138	2017-11-15	2439226
Material and Method for Producing the Same	IT	Lapsed	2009-06-12	502015000067069	2015-09-30	2285870
Material and Method for Producing the Same	JP	Lapsed	2009-06-12	2011-513744		
Material and Method for Producing the Same	JP	Lapsed	2009-06-12	2015-003939	2016-08-12	5985669
Material and Method for Producing the Same	KR	Granted	2009-06-12	1020107029721	2017-03-29	10-1723170
Material and Method for Producing the Same	KR	Lapsed	2009-06-12	1020167023434	2018-03-27	10-1844553
Material and Method for Producing the Same	MX	Granted	2009-06-12	MX/w/2010/013689	2015-02-18	327993
Particulate Dispensing Apparatus	NL	Lapsed	2013-08-20	13753771.8	2017-02-08	2890504
Systems and Methods for Making Porous Films, Fibers, Spheres, and Other Articles	NL	Lapsed	2013-08-20	13762620.6	2018-10-10	2888059
Material and Method for Producing the Same	NL	Lapsed	2009-06-12	11195704.9	2017-11-15	2439226
Material and Method for Producing the Same	NL	Lapsed	2009-06-12	09763769.8	2015-09-30	2285870
Particulate Dispensing Apparatus and Method for Forming a Layer of Particulates on a Moving Support	PCT	Expired	2013-08-20	PCT/US2013/55655		
Systems and Methods for Making Porous Films, Fibers, Spheres, and Other Articles	PCT	Expired	2013-08-20	PCT/US2013/55656		
Material and Method for Producing the Same	PCT	Expired	2009-06-12	PCT/US2009/047286		
Particulate Dispensing Apparatus	PL	Lapsed	2013-08-20	13753771.8	2017-02-08	2890504

Systems and Methods for Making Porous Films, Fibers, Spheres, and Other Articles	PL	Lapsed	2013-08-20	13762620.6	2018-10-10	2888059
Material and Method for Producing the Same	PL	Lapsed	2009-06-12	11195704.9	2017-11-15	2439226
Material and Method for Producing the Same	PL	Lapsed	2009-06-12	09763769.8	2015-09-30	2285870
Material and Method for Production Thereof	RU	Lapsed	2009-06-12	2010152491	2013-06-10	2484105
Systems and Methods for Making Porous Films, Fibers, Spheres, and Other Articles	ES	Granted	2013-08-20	18193755.8	2020-08-05	3431271
Particulate Dispensing Apparatus	ES	Lapsed	2013-08-20	13753771.8	2017-02-08	2890504
Systems and Methods for Making Porous Films, Fibers, Spheres, and Other Articles	ES	Lapsed	2013-08-20	13762620.6	2018-10-10	2888059
Material and Method for Producing the Same	ES	Lapsed	2009-06-12	11195704.9	2017-11-15	2439226
Material and Method for Producing the Same	ES	Lapsed	2009-06-12	09763769.8	2015-09-30	2556356
Material and Method for Producing the Same	TR	Lapsed	2009-06-12	11195704.9	2017-11-15	TR201721573T4
Material and Method for Producing the Same	TR	Lapsed	2009-06-12	09763769.8	2015-09-30	TR201516061T4
Systems and Methods for Making Porous Films, Fibers, Spheres, and Other Articles	GB	Granted	2013-08-20	18193755.8	2020-08-05	3431271
Particulate Dispensing Apparatus	GB	Lapsed	2013-08-20	13753771.8	2017-02-08	2890504
Systems and Methods for Making Porous Films, Fibers, Spheres, and Other Articles	GB	Lapsed	2013-08-20	13762620.6	2018-10-10	2888059
Material and Method for Producing the Same	GB	Lapsed	2009-06-12	11195704.9	2017-11-15	2439226
Material and Method for Producing the Same	GB	Lapsed	2009-06-12	09763769.8	2015-09-30	2285870
Particulate Dispensing Apparatus	US	Expired	2012-08-21	61/691513		
Systems and Methods for Making Porous Films, Fibers, Spheres, and Other Articles	US	Expired	2012-08-21	61/691506		
Method of Fabrication of Composite Articles	US	Expired	2008-06-12	61/061066		
Mold and process for producing porous devices	US	Granted	2017-07-18		2019-03-12	US10226883B2

Porous devices and processes for producing same	US	Granted	2017-12-26		2019-03-19	US10231813B2
Porous devices and methods of producing the same	US	Granted	2017-12-26		2019-09-10	US10405962B2
Mold and process for producing porous devices	US	Granted	2019-02-08		2019-12-17	US10507606B2
Systems and methods for making porous films, fibers, spheres, and other articles	US	Granted	2013-08-20		2020-02-25	US10569479B2
Mold and process for producing porous devices	US	Granted	2019-11-13		2020-08-18	US10744687B2
Porous devices and processes for producing same	US	Granted	2019-02-22		2020-09-29	US10786344B2
Method for producing porous devices	US	Granted	2020-07-02		2021-08-17	US11090843B2
Porous devices and processes for producing same	US	Granted	2019-07-29		2022-04-12	US11298217B2
Medical device with porous surface	US	Abandoned	2016-04-27	US20160235516A1		
Porous devices and processes for producing same	US	Abandoned	2016-11-28	US20170071717A1		
Porous lumbar and cervical medical devices and processes for producing same	US	Abandoned	2017-04-05	US20170202511A1		
Systems and Methods for Making Porous Films, Fibers, Spheres, and Other Articles	US	Examining	2020-01-13	US20200147901A1		
Porous devices and processes for producing same	US	Examining	2020-08-26	US20200383766A1		
Method for producing porous devices	US	Examining	2021-07-13	US20210339437A1		
Porous devices and processes for producing same	US	Examining	2022-04-06	US20220226095A1		
Method for producing porous material	US	Granted	2014-12-31		2015-07-21	US9085665B1
Medical device with porous surface and method for producing same	US	Granted	2015-06-23		2016-05-31	US9353235B1
Apparatus and process for producing porous devices	US	Granted	2015-12-30		2016-11-22	US9498922B2

Porous devices and processes for producing same	US	Granted	2015-06-26		2016-11-29	US9504550B2
Apparatus and process for producing porous devices	US	Granted	2015-12-30		2016-12-13	US9517593B2
Method for producing porous device	US	Granted	2016-04-27		2017-04-18	US9622847B2
Apparatus and process for producing porous devices	US	Granted	2016-11-10		2017-09-19	US9764502B2
Porous devices and processes for producing same	US	Granted	2016-11-28		2017-12-26	US9848973B2
Method for producing porous device	US	Granted	2017-01-13		2018-01-02	US9855709B2
Apparatus and process for producing porous devices	US	Granted	2016-12-12		2018-03-06	US9908296B2

Schedule B

Mark	Owner	App. No.	Reg. No.	Status
OSSIA	Vertera, Inc.	87/462,514		Abandoned
COHERE	Vertera, Inc.	86/596,818	5,060,393	Registered
COHERE (logo)	Vertera, Inc.	86/778,986	5,046,894	Registered
COALESCE	Vertera, Inc.	86/778,987	5,514,127	Registered
SCORIA	Vertera, Inc.	86/229,274	5,050,153	Registered
V (logo)	Vertera, Inc.	86/447,707	5,978,371	Registered
Vertera	Vertera, Inc.	85/914,299		Abandoned
Vertera Spine	Vertera, Inc.	86/542,313		Abandoned