

EXHIBIT 60

**TO DECLARATION OF WENDY L. DEVINE
IN SUPPORT OF NUVASIVE, INC.'S
OPPOSITION TO DEFENDANTS' MOTION
FOR SUMMARY JUDGMENT OR, IN THE
ALTERNATIVE, SUMMARY
ADJUDICATION**

PATENT ASSIGNMENT

Electronic Version v1.1
 Stylesheet Version v1.1

SUBMISSION TYPE:	NEW ASSIGNMENT
NATURE OF CONVEYANCE:	ASSIGNMENT
CONVEYING PARTY DATA	
Name	Execution Date
Patrick Miles	10/20/2005
Scot Martinelli	10/20/2005
Eric Finley	10/28/2005
RECEIVING PARTY DATA	
Name:	NuVasive, Inc.
Street Address:	7475 Lusk Boulevard
City:	San Diego
State/Country:	CALIFORNIA
Postal Code:	92121
PROPERTY NUMBERS Total: 1	
Property Type	Number
Application Number:	12623016
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ATTORNEY DOCKET NUMBER:	13958-0074001/095US3
NAME OF SUBMITTER:	Michael T. Hawkins
Total Attachments: 1 source=Assignment#page1.tif	

CH \$40.00 12623016

PATENT

Application No. 11/137,169
Attorney Docket No. 095US1

ASSIGNMENT OF PATENT APPLICATION

WHEREAS, *Patrick Miles*, of 5227 Greenwillow Lane, San Diego, CA 92130; *Scot Martinelli*, of 15973 Crown Valley Rd, San Diego, CA 92064; and *Eric Finley*, of 5663 West L-6 Ave, Lancaster, CA 93536; hereinafter referred to as "Assignors," are the inventors of the invention described and set forth in the below-identified application for United States Letters Patent:

Title of Invention: SURGICAL ACCESS SYSTEM AND RELATED METHODS
Date(s) of execution of Declaration: 20-Oct-2005; 28-Oct-2005
Filing Date: May 25, 2005
Application No.: 11/137,169

WHEREAS, *NuVasive, Inc.*, a Corporation of the State of Delaware, located at 4545 Towne Centre Court, San Diego, CA, 92121, hereinafter referred to as "Assignee," is desirous of acquiring an interest in the invention and application and in any U.S. Letters Patent and Registrations which may be granted on the same;

For good and valuable consideration, receipt of which is hereby acknowledged by Assignors, Assignors have assigned, and by these presents do assign to Assignee all right, title and interest in and to the invention and application and to all foreign counterparts (including patent, utility model and industrial designs), and in and to any Letters Patent and Registrations which may hereafter be granted on the same in the United States and all countries throughout the world, and to claim the priority from the application as provided by the Paris Convention. The right, title and interest is to be held and enjoyed by Assignee and Assignee's successors and assigns as fully and exclusively as it would have been held and enjoyed by Assignors had this Assignment not been made, for the full term of any Letters Patent and Registrations which may be granted thereon, or of any division, renewal, continuation in whole or in part, substitution, conversion, reissue, prolongation or extension thereof.

Assignors further agree that they will, without charge to Assignee, but at Assignee's expense, (a) cooperate with Assignee in the prosecution of U.S. Patent applications and foreign counterparts on the invention and any improvements, (b) execute, verify, acknowledge and deliver all such further papers, including patent applications and instruments of transfer, and (c) perform such other acts as Assignee lawfully may request to obtain or maintain Letters Patent and Registrations for the invention and improvements in any and all countries, and to vest title thereto in Assignee, or Assignee's successors and assigns.

Assignors hereby authorize and request Jonathan Spangler, Esq. 4545 Towne Centre Court, San Diego, CA, 92121, to insert herein above the application number and filing date of said application when known.

IN TESTIMONY WHEREOF, Assignors has signed their names on the dates indicated.

Dated: 10/20/05



Patrick Miles

Dated: 10/20/05



Scot Martinelli

Dated: 10/28/05



Eric Finley