

06-09-1998

MRD 5-26-98



ET

Attorney Docket Nos.: 8056-14, 25

To the Honorable Commissioner of Patents and Trademarks

100731951

Original documents or copy thereof.

| | |
|---|--|
| <p>1. Name of conveying party(ies):</p> <p>ESKA Medical GmbH & Co.</p> | <p>2. Name and address of receiving party(ies):</p> <p>ESKA Implants GmbH & Co. Grapengiesserstrasse 21 2400 Luebeck, Federal Republic of Germany</p> <p><input type="checkbox"/> Individual(s) citizenship: <input type="checkbox"/> Association: <input type="checkbox"/> General Partnership: <input type="checkbox"/> Limited Partnership: <input type="checkbox"/> Corporation-State: <input checked="" type="checkbox"/> Other: Federal Republic of Germany Corporation</p> <p>If assignee is not domiciled in the U.S.A., a domestic representative designation is attached: <input checked="" type="checkbox"/> Yes; <input type="checkbox"/> No</p> <p>(Designations must be a separate document from Assignment)</p> |
| <p>3. Nature of conveyance:</p> <p><input type="checkbox"/> Assignment <input type="checkbox"/> Merger <input type="checkbox"/> Security Agreement <input checked="" type="checkbox"/> Change of Name <input type="checkbox"/> Other:</p> <p>Execution Date: March 19, 1996</p> | <p>4. Application number(s) or registration number(s):</p> <p>A. Trademark Application No.(s):</p> <p>B. Trademark Registration No.(s):</p> <p>1,904,074; 2,007,655</p> |
| <p>5. Name and address of party to whom correspondence document should be mailed:</p> <p>Jay K. Meadway PANITCH SCHWARZE JACOBS & NADEL, P.C. One Commerce Square 2005 Market Street, 22nd Floor Philadelphia, PA 19103-7086 Telephone: 215-567-2020 Facsimile: 215-567-2991</p> | <p>6. Total number of applications and registrations involved: [2]</p> <p>7. Total fee (37 CFR 3.41) Cal. <u>1</u> x \$40.00 = \$ 40.00 <u>1</u> x \$25.00 = \$ 25.00 <input checked="" type="checkbox"/> Authorized to be charged to deposit account</p> <p>8. Deposit account number: 16-0235</p> |

DO NOT USE THIS SPACE

05/10/1998 DCDATES 00000149 160235 1904074

Statement and I declare under penalty of perjury that, 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.

Jay K. Meadway
Name of Person Signing

Jay K. Meadway
Signature

5/26/98
Date

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

is being returned to the United States
Patent and Trademark Office in an
envelope addressed to the Commissioner of
Patent and Trademarks, Washington, DC
20231, on the date indicated below.

TRADEMARK

RECEIVED BY: Jay K. Meadway NAME: 0078
Date: 5-26-98

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

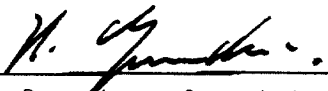
In Re: ESKA Implants GmbH & Co.
Marks: CORALLO - Registration No. 1,904,074
 CORALLO TRIPO - Registration No. 2,007,655

APPOINTMENT OF DOMESTIC REPRESENTATIVE

To the Commissioner of Patents and Trademarks:

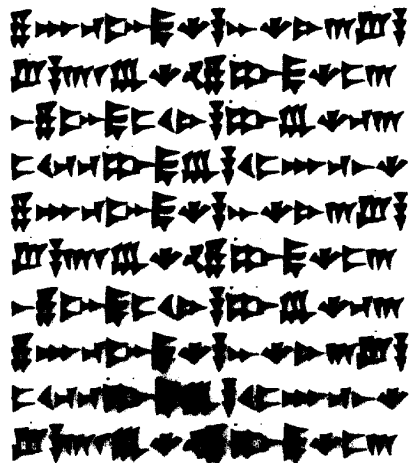
ESKA Implants GmbH & Co., owner by assignment of the above-identified trademark registrations, hereby appoints the firm of Panitch Schwarze Jacobs & Nadel, 2005 Market Street, 22nd. Floor, Philadelphia, Pennsylvania, 19103-7086, as its domestic representative, upon whom notices or process in proceedings affecting the marks may be served.

ESKA Implants GmbH & Co.



Name: Dr. Hans Grundei
Title: (Managing director)

Date: 23rd April, 1998



FOREIGN LANGUAGE INSTITUTE

**15 HANCOCK LANE
BERLIN, NJ 08009**

PHONE & FAX:

800-239-4175

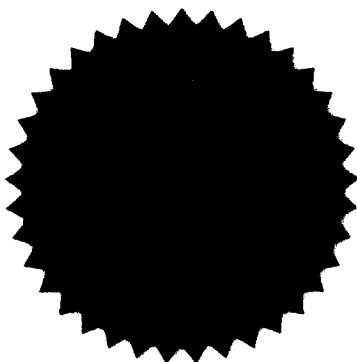
E-MAIL: BLUEMANGOS@AOL.COM

STAN LICHTMAN, M.A., M.B.A.

LINGUIST / DIRECTOR

DATE: APRIL 15, 1998

**THIS ATTACHED SET OF PAGES COMPRISES A CERTIFIED
TRANSLATION OF THE ORIGINAL GERMAN LANGUAGE
DOCUMENT. IT HAS BEEN INDEPENDENTLY TRANSLATED
ACCORDING TO TRANSLATION INDUSTRY PRACTICE.**



STAN LICHTMAN, DIRECTOR



E-MAIL: BLUEMANGOS@AOL.COM

TRADEMARK
REEL: 1737 FRAME: 0080

HR A 3234

1
 Nr. 1
 In- 2
 tra- 3
 ung 4

a) Firma
 b) Ort der Niederlassung
 (Sitz der Gesellschaft)
 c) Gegenstand des Unternehmens
 (bei juristischen Personen)

5
 Geschäftsführer
 Persönlich haltende
 Gesellschaften
 Vorstand
 Abwickler

6
 Rechtsverhältnisse

7
 Kommanditgesellschaft:
 Beginn: 9. Juli 1989.
 Kommanditisten sind
 Kaufmann Johann Kathlissen, Stockelsdorf
 Einlage: 200.000.-- DM
 Kaufmann Heinz Moser, Oestrich-Winkel
 Einlage: 200.000.-- DM.

8
 a) Tag der Eintragung
 und Unterschrift
 b) Bemerkungen

a) ESKA Medical Lübeck
Medizintechnik GmbH & Co.
 b) Lübeck

ESKA Medical Lübeck
Medizintechnik
Beteiligungs-GmbH, Lübeck

Kommanditisten sind erhöht worden:
 a) 7. August 1990.
 Johann Kathlissen um 200.000.-- DM auf 400.000.-- DM
 Heinz Moser um 200.000.-- DM auf 400.000.-- DM

a) 11. Januar 1990
 b) HRB 2653

2

Die Einlagen der Kommanditisten sind erhöht worden:
 a) 7. August 1990.
 Johann Kathlissen um 200.000.-- DM auf 400.000.-- DM
 Heinz Moser um 200.000.-- DM auf 400.000.-- DM

3

Die Kommanditisten Johann Kathlissen und Heinz Moser sind aus der Gesellschaft ausgeschieden.
 Sie haben ihre Einlagen im Wege der Sonderrechtsnachfolge auf den Kaufmann Hans Grundel übertragen, der mit dieser Einlage von insgesamt DM 800.000.-- als Kommanditist in die Gesellschaft eingetreten ist.
 Die Einlage des Kommanditisten ist gleichzeitig um DM 928.000.-- auf DM 1.728.000.-- erhöht worden.
 Die Einlage des Kommanditisten Grundel ist dann um DM 62.500.-- herabgesetzt worden, indem dieser Teilbetrag seiner Einlage im Wege der Sonderrechtsnachfolge auf den Kaufmann Heinz Moser übertragen worden ist, der mit dieser Einlage von DM 62.500.-- als Kommanditist in die Gesellschaft eingetreten ist.
 Die Einlage des Kommanditisten Grundel von DM 1.665.500.-- ist dann um DM 772.000.-- auf DM 2.437.500.-- erhöht worden.

a) 3. März 1992.

a) ESKA medical Lübeck
Medizintechnik GmbH & Co.

ESKA medical Lübeck Medizin-
technik Beteiligungs-GmbH,
Lübeck

Die Firma der Gesellschaft und die Firma der Komplementärin sind geändert.

36 Korblatt HR A

Fortsetzung Rückseite

HR A 3234

| Nr. der Eintragung | a) Firma b) Ort der Niederlassung (Sitz der Gesellschaft) c) Gegenstand des Unternehmens (bei juristischen Personen) | Gesellschafter Personlich haftende Gesellschafter Vorstand Abwickler | Rechtsverhältnisse | a) Tag der Eintragung und Unterschrift b) Bemerkungen |
|--------------------|--|---|---|--|
| 5 | a) ESKA medical GmbH & Co. | ESKA medical Beteiligungs-GmbH Lübeck | Die Firma der Gesellschaft und die Firma der Komplementärin sind geändert. | a) 2. April 1992 <i>[Signature]</i> |
| 6 | a) "ESKA Implants GmbH & Co." | ESKA Implants Beteiligungs-GmbH, Lübeck | Die Firma der Gesellschaft und der persönlich haftenden Gesellschafterin ist geändert worden. | a) 19. März 1996 <i>[Signature]</i> |

Schwerer unvollständiges Eintragungsschein ist gefolgt.
Nichtende Abschrift einer mit 2 Eintragungen im Handelsregister verzeichneten und nicht eingetragten Besck, dem Kundenkartei der Gesellschaft des Kaufmanns ABl. 0



| No. of Entry | a) Company b) Location of branch office (Main office of the company) c) Purpose of the business (for legal persons) | Business owner Personally liable partners Executive Board Liquidator | Legal relationship | a) Entry date and signature b) Notes |
|--------------|---|---|---|--|
| 1 | 2 | 3 | 5 | 6 |
| 1 | a) ESKA Medical Lübbeck Medizintechnik GmbH & Co. (ESKA Medical Lübbeck Medical Technology Co.) b) Lübbeck | ESKA Medical Lübbeck Medizintechnik Beteiligungs-GmbH, Lübbeck (ESKA Medical Lübbeck Medical Technology Associated Co., Lübbeck) | Limited Commercial Partnership. Start: July 9, 1989. Businessman Johann Matthiesen, Stockelsdorf Contribution: 200,000.-- DM Businessman Heinz Moser, Oestrich-Winkel Contribution: 200,000.-- DM | a) January 11, 1990 [initials] b) HRB 2653 |
| 2 | | | The contributions of the limited partners were increased: Johann Matthiesen by 200,000.-- DM to 400,000.-- DM Heinz Moser by 200,000.-- DM to 400,000.-- DM | a) August 7, 1990 [initials] |
| 3 | | | The limited partners Johann Matthiesen and Heinz Moser withdrew from the company. They transferred their contributions by way of the special membership rights succession to businessman Hans Grundei, who entered into the company as a limited partner with this contribution totalling 800,000.-- DM. The contribution of this limited partner was simultaneously increased by 928,000.-- DM to 1,728,000.-- DM. The contribution of limited partner Grundei was then reduced by 62,500.-- DM, where this partial amount of his contribution was transferred by way of the special membership rights succession to businessman Heinz Moser, who entered into the company as a limited partner with this contribution of 62,500.-- DM. The contribution of limited partner Grundei of 1,665,500.-- DM was then increased by 772,000.-- DM to 2,437,500.-- DM. | a) February 21, 1992 [initials] |
| 4 | a) ESKA medical Lübbeck Medizintechnik GmbH & Co. (ESKA medical Lübbeck Medical Technology Co.) | ESKA medical Lübbeck Medizintechnik Beteiligungs-GmbH, Lübbeck (ESKA medical Lübbeck Medical Technology Associated Co., Lübbeck) | The business name of the partnership and the business name of the full partner were changed. | a) March 3, 1992 [initials] |

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Continued on the other side

TRADEMARK

| No. of Entry | a) Company b) Location of branch office (Main office of the company) c) Purpose of the business (for legal persons) | Business owner Personally liable partners Executive Board Liquidator | Legal relationship | a) Entry date and signature b) Notes |
|--------------|---|---|--|--|
| 1 | 2 | 3 | 5 | 6 |
| 5 | a) <u>ESKA medical GmbH & Co.</u> (<u>ESKA medical Co.</u>) | <u>ESKA medical Beteiligungs-</u> <u>GmbH (ESKA medical</u> <u>Associated Co.)</u> | The business name of the partnership and the business name of the full partner were changed. | a) April 2, 1992 [initials] |
| 6 | a) "ESKA Implants GmbH & Co" (<u>"ESKA Implants Co "</u>) | ESKA Implants Beteiligungs- GmbH, Lübeck (ESKA Implants Associated Co., Lübeck) | The business name of the partnership and the personally liable partner have been changed. | a) March 19, 1996 [initials] |
| | | | <p>Entries underlined in black are considered to be deleted.</p> <p>The copy presented here agrees verbatim with the entries in the Commercial Register ... [text blocked out] ... and is certified.</p> <p>Clerk of the District Court, Dept. 8</p> | |

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Continued on page

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