

MRD 7-8-98

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July 8, 1998

07-27-1998



U.S. Patent & TMO/TM Mail Rcpt. Dt. #61



07-08-1998

**Via Express Mail**

Assistant Commissioner of  
Patents and Trademarks  
2900 Crystal Drive  
Arlington, Virginia 22202-3513

100777296

Attention: Trademark Assignment Branch

RE: Assignment of U.S. Trademark Registration  
No. 1,994,652  
Our File Nos.: 861-119

Dear Sir or Madam:

Enclosed please find the original Trademark Assignment identified above. Please record and index this document against U.S. Trademark Registration No. 1,994,652, ensuring that this registration now shows ownership by Gardiner Caldwell SynerMed, a partnership. If you have any questions, please telephone the undersigned directly.

1. The Name of the Party conveying an interest:

SYNERMED, INC.  
405 Trimmer Road  
Califon, New Jersey 07830

Entity:

- |                          |                     |                          |                     |
|--------------------------|---------------------|--------------------------|---------------------|
| <input type="checkbox"/> | Individual          | <input type="checkbox"/> | Association         |
| <input type="checkbox"/> | General Partnership | <input type="checkbox"/> | Limited Partnership |

07/24/1998 SSMITH 00000048 1994652  Corporation - a New Jersey

01 FC:481  40.00 Other \_\_\_\_\_

2. Name and Address of Party Receiving an Interest:

GARDINER CALDWELL SYNERMED  
405 Trimmer Road  
Califon, New Jersey 07830

Entity:

- Individual                       Association  
 General Partnership               Limited Partnership  
 Corporation - a New Jersey Corporation  
 Other \_\_\_\_\_

If not domiciled in the United States, a domestic representative designation is attached:

- Yes                      **Not applicable**  
 No

3. Interest Conveyed:

- Assignment                       Change of Name  
 Security Agreement               Merger

4. Application number(s) or registration number(s).

Additional sheet attached:  Yes                       No

A. APPLICATION SERIAL NO.

B. TRADEMARK REGISTRATION NOS.

1,994,652

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5. Name and Address of party of whom correspondence concerning document should be mailed.

Robert G. Shepherd, Esq.  
**MATHEWS, COLLINS, SHEPHERD & GOULD, PA**  
100 Thanet Circle, Suite 306  
Princeton, NJ 08540-3674  
Tel. No. (609) 924-8555

6. Number of applications and registrations involved:

One(1)

7. Amount of fee enclosed or authorized to be charged:

\$40

8. Deposit account number (Attach duplicate copy of this form if paying by deposit account):

13-2165

Your prompt attention to expediting the recordation of this assignment request is greatly appreciated. Please ensure that this registration now stands in the name of Gardiner Caldwell SynerMed.

If you have any questions, please do not hesitate to telephone me directly at (609) 924-8555.


9. Date of execution of attached document: July 6, 1998

MATHEWS, COLLINS, SHEPHERD & GOULD, P.A.

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10. I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. Executed on:

7/8/98  
Date

  
\_\_\_\_\_  
Signature

Robert G. Shepherd  
Name of Person Signing

RGS:fem

- Encs.      1.      One(1) Original Assignment  
              2.      Check for \$40.00  
              3.      One(1) Acknowledgement Postcard

cc: Mr. John D. Schubert

**UNITED STATES**

**SCHEDULE A**

Trademark

Registration Number

LUNG DESIGN

1,994,652

**TRADEMARK ASSIGNMENT**

WHEREAS, SYNERMED, INC., a corporation organized under the laws of the State of New Jersey, having its principal place of business at 405 Trimmer Road, Califon, New Jersey 07830, (hereinafter the "ASSIGNOR"), is the owner of the trademark identified in Schedule A attached hereto which has been registered in the United States Patent and Trademark Office, likewise as identified in Schedule A; and

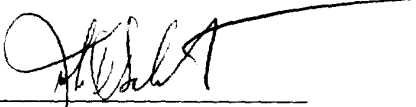
WHEREAS, GARDINER CALDWELL SYNERMED, a partnership organized under the laws of the State of New Jersey, having its principal place of business at 405 Trimmer Road, Califon, New Jersey 07830, (hereinafter the "ASSIGNEE") is desirous of acquiring said trademark and registration therefor, and the goodwill of the business in connection with which said trademark is used;

NOW THEREFORE, for good and valuable consideration, said ASSIGNOR does hereby sell, assign and transfer unto ASSIGNEE, its successors and assigns all right, title and interest in and to said trademark and the registration therefor, together with the goodwill of the business in connection with which said trademark is used. This assignment is effective nunc pro tunc as of January 23, 1995.

IN WITNESS WHEREOF, the said ASSIGNOR has caused these presents to be executed by its duly authorized officer on this 6<sup>th</sup> day of July, 1998, and its corporate seal affixed hereto.

SYNERMED, INC.

By:

  
Name: John D. Schubert  
Title: President

(Corporate Seal)