

11-27-1998



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FORM PTO-1594 (Rev. 8-93) OMB No. 0651-1100 (exp. 4/94)

11-3-98

RECORDATION FORM COVER SHEET

U.S. DEPARTMENT OF COMMERCE

TRADEMARKS ONLY

Patent and Trademark Office

To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

1. Name of conveying party(ies)

ADVANCED NEUROMODULATION SYSTEMS, INC.

- Individual(s), Association, General Partnership, Limited, Corporation-State, Other

Additional name(s) of conveying party(ies) attached? Yes No

3. Nature of conveyance:

11-3-98

- Assignment, Merger, Securing Agreement, Change of Name, Other

Execution Date: August 14, 1998

2. Name and address of receiving party(ies):

Name: OMI MEDICAL, INC.

Internal Address: ONE ALLENTOWN PARKWAY ALLEN, TEXAS 75002-4211

Street Address: same as above

City: State: Zip:

Additional name(s) and address(es) attached? Yes No

4. Application number(s) or patent number(s):

A. Trademark Application No.(s)

B. Trademark Registration No.(s)

1,266,236

Additional numbers attached? Yes No

5. Name and address of party to whom correspondence concerning document should be mailed:

Name: Richard A. Giangiorgi, Esq.

Internal Address: TREXLER, BUSHNELL, GIANGIORGI & BLACKSTONE, LTD. 105 West Adams Street Chicago, IL 60603

Street Address: same

City: State: Zip:

6. Total number of applications and registrations involved:

1

7. Total fee (37 CFR 3.41)..... \$ 40.00

Enclosed

40E

Authorized to be charged to deposit account

8. Deposit account number:

20-1495

(Attach duplicate copy of this page if paying by deposit account)

DO NOT USE THIS SPACE

9. Statement and signature.

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.

Richard A. Giangiorgi, Esq. (24,284)

Signature

November 3, 1998

Name of Person Signing

Signature

Date

Total number of pages including cover sheet, attachments, and document

5

## ASSIGNMENT OF TRADEMARKS

This ASSIGNMENT OF TRADEMARKS is entered into to be effective as of January 30, 1998, and is entered into between Advanced Neuromodulation Systems, Inc., a Texas corporation formerly known as Quest Medical, Inc. ("Seller"), and QMI Medical, Inc., a Texas corporation formerly known as QMI Acquisition Corp. ("Buyer").

NOW, THEREFORE, for good, valuable and lawful consideration, the receipt of which from Buyer is hereby acknowledged by Seller, Seller does hereby:

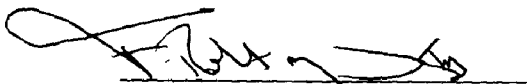
Sell, assign, and transfer to Buyer the Seller's entire U.S. and foreign right, title and interest in and to the mark listed on Schedule I hereto (the "Mark") and together with the goodwill associated with the Mark and all other rights which Seller has enjoyed thereunder both in the United States and throughout all countries of the world, including any and all rights of recovery based on past infringement of Mark and/or registrations and all rights to assert Seller's prior use as use by a predecessor in interest, the same to be held and enjoyed by Buyer, its successor and assigns, forever and to the full end of the terms for which the aforesaid Mark is registered and any renewals of the terms thereof;

Seller acknowledges and confirms that it has assigned to Buyer all of the operating assets pertaining to the business to which the Mark relates and, as such, Buyer is a successor to that portion of Seller's business to which the Mark pertains.

And for the same consideration, Seller hereby covenants and agrees to and with Buyer, its successors, legal representatives and assigns, that Seller will, whenever counsel of Buyer, or the counsel of its successors, legal representatives and assigns, shall advise that it is lawful and desirable, sign all papers and documents, deliver necessary documents including original registration certificates, if available, take all lawful oaths, execute separate confirmatory assignments, and do all acts necessary or desirable to be done for the procurement, maintenance, enforcement and defense of said Mark and registrations thereof.

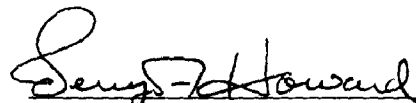
IN WITNESS WHEREOF, this Assignment of Trademarks is duly executed in a manner appropriate thereto to be effective as of the date first set forth above.

ADVANCED NEUROMODULATION  
SYSTEMS, INC., a Texas corporation  
formerly known as Quest Medical, Inc.



F. Robert Merrill III,  
Senior Vice President - Finance,  
Secretary and Treasurer

QMI MEDICAL, INC., a Texas  
corporation formerly known as  
QMI Acquisition Corp.



Jerry A. Howard,  
President

STATE OF TEXAS  
COUNTY OF COLLIN

§  
§ SS.:  
§

Before me, MARTA KENNEDY, the undersigned Notary Public on this day personally appeared F. Robert Merrill III, Senior Vice President-Finance, Secretary and Treasurer of Advanced Neuromodulation Systems, Inc., a Texas corporation, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same on behalf of said corporation for the purposes and consideration therein expressed.

Given under my hand and seal of office this 14<sup>th</sup> day of August, A.D., 1998.



Marta Kennedy  
Notary Public, State of Texas

Printed Name: MARTA KENNEDY

My Commission Expires:

AUGUST 15, 2001

STATE OF TEXAS           §  
                                      §       SS.:  
COUNTY OF COLLIN       §

Before me, MARTA KENNEDY, the undersigned Notary Public on this day personally appeared Jerry A. Howard, President of QMI Medical, Inc., a Texas corporation, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same on behalf of said corporation for the purposes and consideration therein expressed.

Given under my hand and seal of office this 14<sup>th</sup> day of August, A.D., 1998.



Marta Kennedy  
Notary Public, State of Texas

Printed Name: MARTA KENNEDY

My Commission Expires:  
AUGUST 15, 2001

[NOTARIAL SEAL]

Schedule 1

<u>Trademark</u>	<u>Number</u>	<u>Jurisdiction</u>	<u>Status</u>
QUEST	1,266,236	U.S.	Reg.