

03-17-1999

FORM PTO-1618A  
Expires 06/30/99  
OMB 0651-0027



U.S. Department of Commerce  
Patent and Trademark Office  
**TRADEMARK**

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**RECORDATION FORM COVER SHEET  
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TO: The Commissioner of Patents and Trademarks: Please record the attached original document(s) or copy(ies).

**Submission Type**

- New
- Resubmission (Non-Recordation)  
Document ID #
- Correction of PTO Error  
Reel #  Frame #
- Corrective Document  
Reel #  Frame #

**Conveyance Type**

- Assignment  License
- Security Agreement  Nunc Pro Tunc Assignment
- Merger  Effective Date  
Month Day Year
- Change of Name
- Other

**Conveying Party**

Mark if additional names of conveying parties attached

Name  Execution Date  
Month Day Year

Formerly

- Individual  General Partnership  Limited Partnership  Corporation  Association
- Other
- Citizenship/State of Incorporation/Organization

**Receiving Party**

Mark if additional names of receiving parties attached

Name

DBA/AKATA

Composed of

Address (line 1)

Address (line 2)

Address (line 3)     
City State/Country Zip Code

- Individual  General Partnership  Limited Partnership  If document to be recorded is an assignment and the receiving party is not domiciled in the United States, an appointment of a domestic representative should be attached. (Designation must be a separate document from Assignment.)
- Corporation  Association
- Other
- Citizenship/State of Incorporation/Organization

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01 FC:481 40.00 OP  
02 FC:482 375.00 OP

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Mail documents to be recorded with required cover sheet(s) information to:  
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Enter for the first Receiving Party only.

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**Domestic Representative Name and Address**

Name

Address (line 1)  OPR/FINANCE

Address (line 2)

Address (line 3)

Address (line 4)

**Correspondent Name and Address**

Area Code and Telephone Number  617-951-8549

Name  Sarah K. Gagan, Esq.

Address (line 1)  Bingham Dana LLP

Address (line 2)  150 Federal Street

Address (line 3)  Boston, MA

Address (line 4)  02110-1726

**Pages**

Enter the total number of pages of the attached conveyance document including any attachments. #  2

**Trademark Application Number(s) or Registration Number(s)**

Mark if additional numbers attached

Enter either the Trademark Application Number or the Registration Number (DO NOT ENTER BOTH numbers for the same property).

**Trademark Application Number(s)**

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**Registration Number(s)**

<input type="text"/> 1188678	<input type="text"/> 1205862	<input type="text"/> 1137916
<input type="text"/> 1051274	<input type="text"/> 1138776	<input type="text"/> 1177280
<input type="text"/> 1161969	<input type="text"/> 1152442	<input type="text"/> 0592194

**Number of Properties**

Enter the total number of properties involved. #  16

**Fee Amount**

Fee Amount for Properties Listed (37 CFR 3.41): \$  415.00

Method of Payment: Enclosed  Deposit Account

Deposit Account (Enter for payment by deposit account or if additional fees can be charged to the account.)  
Deposit Account Number: #

Authorization to charge additional fees: Yes  No

**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. Charges to deposit account are authorized, as indicated herein.

Sarah K. Gagan, Esq.

Name of Person Signing

Sarah Gagan

Signature

March 1, 1999

Date Signed

**RECORDATION FORM COVER SHEET  
CONTINUATION  
TRADEMARKS ONLY**

FORM PTO-1618C  
Expires 06/30/99  
OMB 0651-0027

U.S. Department of Commerce  
Patent and Trademark Office  
**TRADEMARK**

**Conveying Party**

Enter Additional Conveying Party

Mark if additional names of conveying parties attached

Execution Date  
Month Day Year

Name

Formerly

Individual     General Partnership     Limited Partnership     Corporation     Association

Other

Citizenship State of Incorporation/Organization

**Receiving Party**

Enter Additional Receiving Party

Mark if additional names of receiving parties attached

Name

DBA/AKA/TA

Composed of

Address (line 1)

Address (line 2)

Address (line 3)

City

State/Country

Zip Code

Individual     General Partnership     Limited Partnership

Corporation     Association

Other

Citizenship/State of Incorporation/Organization

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Enter either the Trademark Application Number or the Registration Number (DO NOT ENTER BOTH numbers for the same property).

**Trademark Application Number(s)**

**Registration Number(s)**

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*State of Delaware*  
*Office of the Secretary of State* PAGE 1

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I, EDWARD J. FREEL, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY THE ATTACHED IS A TRUE AND CORRECT COPY OF THE CERTIFICATE OF AMENDMENT OF "ECLIPSE SLEEP PRODUCTS OF NEW ENGLAND, INC.", CHANGING ITS NAME FROM "ECLIPSE SLEEP PRODUCTS OF NEW ENGLAND, INC." TO "ASSOCIATED SLEEP INDUSTRIES, INC.", FILED IN THIS OFFICE ON THE TENTH DAY OF SEPTEMBER, A.D. 1997, AT 9:01 O'CLOCK A.M.



  
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*Edward J. Freel, Secretary of State*

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AUTHENTICATION: 9592922

DATE: 02-24-99

**TRADEMARK**  
**REEL: 1868 FRAME: 0538**

CERTIFICATE OF AMENDMENT  
OF  
CERTIFICATE OF INCORPORATION  
OF  
ECLIPSE SLEEP PRODUCTS OF NEW ENGLAND, INC.

ECLIPSE SLEEP PRODUCTS OF NEW ENGLAND, INC., a corporation organized and existing under and by virtue of the General Corporation Law of the State of Delaware, DOES HEREBY CERTIFY:

FIRST: That by Consent of the Board of Directors of Eclipse Sleep Products of New England, Inc., resolutions were duly adopted setting forth a proposed amendment to the Certificate of Incorporation, declaring the amendment to be advisable and directing all of the stockholders to consider the amendment and indicate its authorization by consent in writing. The resolution setting forth the text of the proposed amendment is as follows:

"RESOLVED: That it is desirable and in the best interest of the Corporation to amend Article FIRST to read in its entirety as follows:


FIRST: The name of the Corporation is:  
Associated Sleep Industries, Inc."

SECOND: That thereafter, pursuant to the resolutions of the Board of Directors, all of the stockholders of Eclipse Sleep Products of New England, Inc. duly adopted the amendment by written consent, in accordance with Section 228 of the General Corporation Law of the State of Delaware, signed by each holder of record of the issued and outstanding stock of such corporation.

THIRD: That this amendment was duly adopted in accordance with the provisions of Section 242 of the General Corporation Law of the State of Delaware.

IN WITNESS WHEREOF, Eclipse Sleep Products of New England, Inc. has caused this certificate to be signed by Thomas Burns, its President, this 9 day of July, 1997.

ECLIPSE SLEEP PRODUCTS OF  
NEW ENGLAND, INC.

By:   
Thomas Burns  
President