

04-12-1999



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RECORDATION FORM COVER SHEET  
TRADEMARKS ONLY

U.S. Patent & TMO/c/TM Mail Rcpt Dt. #58

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

Submission Type

- New *NEO 3.24.99*
- 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  
Effective Date  
Month Day Year
- Merger
- Change of Name
- Other

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

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Name

DBA/AKATA

Composed of

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Address (line 2)

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- General Partnership
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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.)

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Mail documents to be recorded with required cover sheet(s) information to:  
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TRADEMARK  
REEL: 1880 FRAME: 0401

**Domestic Representative Name and Address**

Enter for the first Receiving Party only.

Name

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**Correspondent Name and Address**

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**Pages**

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

**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)			Registration Number(s)		
<input type="text" value="75/336,900"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>

**Number of Properties**

Enter the total number of properties involved. #

**Fee Amount**

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

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.

Charles J. Meyer

3/22/99

Name of Person Signing

Signature

Date Signed

## ASSIGNMENT OF TRADEMARK

This Assignment of Trademark is made and effective as of the 6<sup>th</sup> day of August, 1997, by and between Danek Medical, Inc., a Tennessee corporation, having a principal place of business at 1800 Pyramid Place, Memphis Tennessee 38132 ("Assignor") and SDGI Holdings, Inc., a Delaware corporation, having a principal place of business at 300 Delaware Avenue, Suite 508, Wilmington, Delaware 19801 ("Assignee").

### RECITALS:

WHEREAS, Assignor is the present owner of all right, title and interest in, to and under the MISCELLANEOUS DESIGN (CIRCLE) mark, for which application has been made in the United States as Serial No. 75/336,900, (the "Trademark Property");


WHEREAS, in connection with a corporate reorganization, Assignor desires to assign to Assignee and Assignee desires to receive from Assignor all of Assignor's right, title and interest in, to and under the Trademark Property;


NOW, THEREFORE, in consideration of the sum of one dollar (\$1.00) and for other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged by Assignor, Assignor hereby sells, conveys, assigns, transfers and delivers to Assignee, its successors and assigns, all of the right, title and interest Assignor has in, to and under the Trademark Property, including the underlying trademark together with all of the common law rights and all of the goodwill of the business associated therewith, and all applications thereon and arising therefrom, United States and foreign, including all extensions, renewals and abandoned applications thereof and all registrations issued and obtained therefor and thereon, United States and foreign, and further including all rights to sue for and to recover injunctive and other relief for future infringements thereof and to otherwise stand in the place of Assignor in all matters related thereto. Assignor further covenants that Assignee will, upon request, be provided promptly with all pertinent facts and documents relating to the Trademark Property as may be known and accessible to Assignor and that Assignor will, upon request, promptly execute and deliver to Assignee or its legal representatives any and all papers, instruments, or affidavits required to carry out and record this transfer and assignment of the Trademark Property to Assignee.

IN WITNESS WHEREOF, the parties hereto have caused this Assignment of Trademark to be executed and effective as of the day and year written above.

DANEK MEDICAL, INC.

SDGI HOLDINGS, INC.

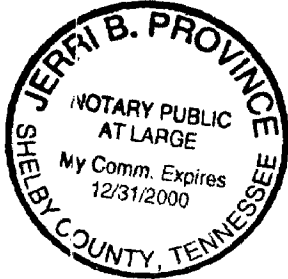
By   
Robert M. Rodrick  
Chief Patent Counsel and  
Assistant Secretary

By   
Robert C. Campbell  
President & Treasurer

STATE OF TENNESSEE )  
 ) SS:  
COUNTY OF Shelby )

Appeared before me this 13<sup>th</sup> day of JANUARY, 1998,  
Robert M. Rodrick, as Chief Patent Counsel and Assistant Secretary of Danek Medical, Inc., a  
Tennessee corporation, who executed the foregoing assignment in my presence and who  
affirmed to me his authority to execute such assignment.

[Signature]  
Notary Public



Identifying Information and Expiration:  
(Affix Stamp)

(Seal)

STATE OF DELAWARE )  
 ) SS:  
COUNTY OF NEW CASTLE )

Appeared before me this 1<sup>st</sup> day of FEBRUARY, 1998,  
Robert C. Campbell, as President and Treasurer of SDGI Holdings, Inc., a Delaware corporation,  
who executed the foregoing assignment in my presence and who affirmed to me his authority to  
execute such assignment.

[Signature]  
Notary Public

Identifying Information and Expiration:  
(Affix Stamp)

199839814  
2/3/00

(Seal)

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