

05-26-1999

1

**TRADEMARK RECORDATION
COVER SHEET**



101045256

Key Docket No.
333.20-0001

To the Honorable Commissioner of Patents and Trademarks:

document or copy thereof.

1. Name of conveying party: 5.3.99
 Empi, Inc.

Individual(s) Association

General Partnership Limited Partnership

Corporation-Minnesota Other Explain

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

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

Name: Empi Corp.

Internal Address: _____

Street Address: 599 Cardigan Road

City St. Paul State Minnesota ZIP 55126-4099

3. Nature of Conveyance:

Assignment Merger Security Agreement

Change of Name Other _____

Execution Date: April 1, 1999

Individual(s) Citizenship _____

Association _____

General Partnership _____

Limited Partnership _____

Corporation-Minnesota _____

Other _____

If assignee is not domiciled in the United States, a domestic representative designation is attached Yes No
 (Designation must be a separate document from Assignment)

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

4A. Application No.(s)

75/058,582; 75/363,108; 75/343,087

Additional numbers attached? Yes No

4B. Registration No.(s)

Additional numbers attached? Yes No

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

Name: Jo M. Fairbairn

KINNEY & LANGE, P.A.

Street Address: THE KINNEY & LANGE BUILDING

312 South Third Street

City: Minneapolis State: MN ZIP 55415-1002

6. Total number of applications and registrations involved: 47

7. Total fee (37 CFR 3.41):.....\$1,190.00

8. Method of Payment

Enclosed

The Commissioner is authorized to charge payment of any additional recording fees or credit any overpayment to deposit account No. 11-0982. A duplicate copy of this page is enclosed.

DO NOT USE THIS SPACE

05/25/1999 DMGUYEN 00000123 75058582

01 FC:481 40.00 OP
02 FC:482 1150.00 OP

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.

Jo M. Fairbairn

Name of Person Signing

Jo M. Fairbairn
Signature

4-29-99

Date

Total number of pages including cover sheet, attachments and document: [4]

RECEIVED

APR 20 1999

KINNEY & LANGE, P.A.

TRADEMARK

ASSIGNMENT

Empi, Inc. has an office and principal place of business at 599 Cardigan Road, St. Paul, Minnesota 55126-3965, a Minnesota corporation (herein "Assignor"), and has adopted and is using the following marks identified by Registration No. and Registration date:

4099 ✓
4/10/1999

<u>Mark</u>	<u>Reg. No.</u>	<u>Reg. Date</u>
EMPI INC.	1,155,463	May 26, 1981
EMPI INC.	1,155,464	May 26, 1981
EPIX	1,292,027	August 28, 1984
EPIX+	1,292,026	August 28, 1984
EMPI	1,292,025	August 28, 1984
THE SOFT TOUCH	1,454,089	August 25, 1987
LOGIX	1,340,481	June 11, 1985
BASIX	1,345,913	July 2, 1985
PCS & Design	1,379,627	January 21, 1986
THE SOFT TOUCH	1,383,243	February 18, 1986
SUE	1,383,248	February 18, 1986
EMPI	1,428,276	February 10, 1987
EPIX XL	1,526,708	February 28, 1989
FOCUS	1,622,277	November 13, 1990
DUPEL	1,738,987	December 8, 1992
INNOVA	1,727,336	October 27, 1992
SLIDEEASE	1,812,822	December 21, 1993
COMFORTPULSE	1,795,735	September 28, 1993
NEUROEASE	1,331,886	April 23, 1985
COMFORT BURST	1,195,098	May 11, 1982
RESPOND	1,289,934	August 14, 1984
RESPOND II	1,622,312	November 13, 1990
RESPOND SELECT	1,715,418	September 15, 1992
SELECTRA	1,219,865	December 14, 1982
NEURO AID	1,300,398	October 16, 1984
NEURO AID HH	1,325,589	March 19, 1985
MULTIFLEX	1,360,375	September 17, 1985
NEUROPAD	1,371,165	November 19, 1985
NEUROAID 3.5	1,419,076	December 2, 1986
COMFORTEASE	1,453,097	August 18, 1987
ECLIPSE	1,528,058	March 7, 1989
ECLIPSE+	1,585,476	March 6, 1990
DYNEX	1,581,197	February 6, 1990
DYNEX	1,135,049	May 13, 1980
SNAP-EASE	1,546,273	July 4, 1989
ADVANCE DYNAMIC ROM	1,951,954	January 23, 1996
BIO-PROMPT	1,703,051	July 28, 1992
BIO-SCOPE	1,831,215	April 19, 1994
ELT	1,830,234	April 12, 1994
INNOSENSE	2,214,185	December 29, 1998
CERC	2,027,959	December 31, 1996
ASSIST	2,186,387	September 1, 1998
RELION	2,133,364	January 27, 1998
EPIX VT	2,169,128	June 30, 1998

TRADEMARK

REEL: 1895 FRAME: 0243


and is the owner of the following marks identified by Application No. and Application Filing date:

<u>Mark</u>	<u>Appl. No.</u>	<u>Filing Date</u>
COMFORTPULSE	75/058,582	February 15, 1996
INNOVA	75/363,108	September 25, 1997
MINNOVA	75/343,087	August 18, 1997

Empi Corp. has an office and principal place of business at 599 Cardigan Road, St. Paul, Minnesota 55126-3965, a Minnesota corporation (herein "Assignee") and desires to acquire the Assignor's entire right, title and interest in and to the marks and the above-identified registrations and applications. ⁴⁰⁹⁹

For good and valuable consideration, the receipt and adequacy of which are acknowledged, the Assignor assigns to the Assignee the Assignor's entire right, title and interest in and to the marks, together with the goodwill of the business associated with the marks, and the above-identified registrations and applications.

EMPI, INC.

By: 
Philip H. Vierling
President and Chief Operating Officer

Date: 1st April 1999

STATE OF MINNESOTA)
) ss.
COUNTY OF Ramsey)

On this 1st day of April, 1999, before me personally appeared Philip H. Vierling to me personally known, who, being duly sworn, did say that he is President and Chief Operating Officer of Empi, Inc., and that the foregoing instrument was executed on behalf of the corporation by authority of its Board of Directors and Philip H. Vierling acknowledged the instrument to be the free act and deed of the corporation.

Beverly M. Kowalski
Notary Public

SEAL

