



11-15-1999

D

11-09-1999



U.S. Patent & TMOs/TM Mail Rcpt Dt. #70

101200246

Form PTO-1595	Recordation Form Cover Sheet	U.S. Department of Commerce
L-31-92	TRADEMARKS ONLY	Patent and Trademark Office

11/9/99

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

<p>1. Name of conveying party(ies) Smiths Industries Medical Systems, Inc. <input type="checkbox"/> Individual(s) <input type="checkbox"/> Association <input type="checkbox"/> Gen'l Partnership <input type="checkbox"/> Ltd. Partnership <input checked="" type="checkbox"/> Corporation-State <input type="checkbox"/> Other Add'l name(s) of conveying party(ies) attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> NO</p>	<p>2. Name and address of receiving party(ies): Name: <u>Sims Portex, Inc.</u> Internal Address: Street Address: <u>Kit Street</u> City: <u>Keene</u> State: <u>New Hampshire</u> Zip: <u>034310724</u> <input type="checkbox"/> Individual(s) citizenship <input type="checkbox"/> Association <input type="checkbox"/> General Partnership <input type="checkbox"/> Limited Partnership <input checked="" type="checkbox"/> Corporation-State <u>Delaware</u> <input type="checkbox"/> Other</p>
<p>3. Nature of conveyance: <input type="checkbox"/> Assignment <input type="checkbox"/> Merger <input type="checkbox"/> Security Agreement <input checked="" type="checkbox"/> Change of name <input type="checkbox"/> Other Execution Date: <u>September 30, 1997</u></p>	<p>If assignee is not domiciled in the United States, a domestic representative designation is attached: <input type="checkbox"/> Yes <input type="checkbox"/> No (Designations must be a separate document from Assignment) Additional name(s) & address(es) attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p>
<p>4. Application number(s) or registration no(s): A. TM Appln No. (s) B. TM Reg. No. (s) <u>1,706,515</u> Additional numbers attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p>	
<p>5. Name and address of party to whom correspondence concerning document should be mailed: Name: <u>Pollock, Vande Sande & Amernick</u></p>	<p>6. Total no. of applns and regs. involved <u>1</u> 7. Total fee (37 CFR 3.41).....\$<u>40</u> <input checked="" type="checkbox"/> Enclosed <input type="checkbox"/> Authorized to be charged to deposit account</p>
<p>Internal Address: <u>P.O. Box 19088</u> Street Address: <u>1990 M Street, N.W.</u> City: <u>Washington</u> State: <u>D.C.</u> Zip: <u>20036</u></p>	<p>8. Deposit Account No: (Attach duplicate copy of this page if paying by deposit account)</p>
DO NOT USE THIS SPACE	
<p>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.</p> <p><i>for</i> <u>Burton A. Amernick</u> <u><i>Burton Amernick</i></u> <u>November 8, 1999</u> Name of Person Signing Signature Date</p> <p>Total number of pages comprising cover sheet: <u>4</u></p>	

11/12/1999 DNGUYEN 00000357 1706515
01 FC:481 40.00 DP

TRADEMARK
REEL: 001988 FRAME: 0071

Do not detach this portion

Mail documents to be recorded with required cover sheet information to:

Commissioner of Patents and Trademarks
Box Assignments
Washington, D.C. 20231

Public burden reporting for this sample cover sheet is estimated to average about 30 minutes per document to be recorded, including time for reviewing the document and gathering the data needed, and completing and reviewing the sample cover sheet. Send comments regarding this burden estimate to the U.S. Patent and Trademark Office, Office of Information Systems, PK2-1000C, Washington, D.C. 20231, and to the Office of Management and Budget, Paperwork Reduction Project (0651-0011), Washington, D.C. 20503.

State of Delaware


PAGE 1

Office of the Secretary of State

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 "SMITHS INDUSTRIES MEDICAL SYSTEMS, INC.", CHANGING ITS NAME FROM "SMITHS INDUSTRIES MEDICAL SYSTEMS, INC." TO "SIMS PORTEX, INC.", FILED IN THIS OFFICE ON THE TWENTIETH DAY OF OCTOBER, A.D. 1997, AT 3:30 O'CLOCK P.M.

A CERTIFIED COPY OF THIS CERTIFICATE HAS BEEN FORWARDED TO THE NEW CASTLE COUNTY RECORDER OF DEEDS FOR RECORDING.




Edward J. Freel, Secretary of State

2059958 8100

AUTHENTICATION:

8715707

TRADEMARK
REEL: 001988 FRAME: 0073

**CERTIFICATE OF AMENDMENT
TO THE
CERTIFICATE OF INCORPORATION
OF
SMITHS INDUSTRIES MEDICAL SYSTEMS, INC.**

Smiths Industries Medical Systems, Inc. (the "Corporation"), a corporation organized under and by virtue of the General Corporation Law of the State of Delaware (the "Delaware General Corporation Law"), for the purpose of amending its Certificate of Incorporation, pursuant to Section 242(b) of the Delaware General Corporation Law,

DOES HEREBY CERTIFY:

FIRST: That by the written consent of the Directors of the Corporation, resolutions were duly adopted setting forth a proposed amendment of the Certificate of Incorporation of the Corporation, declaring said amendment to be advisable and directing that said amendment be submitted to the sole stockholder of the Corporation for consideration and approval thereof. The resolutions setting forth the proposed amendment are as follows:

BE IT FURTHER RESOLVED, that, pursuant to Section 242 of the General Corporation Law of the State of Delaware, Article 1 of the Certificate of Incorporation of this Corporation be amended in its entirety to read as follows:

1. The name of the corporation is: SIMS PORTEX, INC.

SECOND: That thereafter, pursuant to resolution of its Board of Directors, the sole stockholder of the Corporation gave its written consent, in accordance with Section 223 of the Delaware General Corporation Law, to the proposed amendment, which consent was filed with the Secretary of the Corporation.

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

IN WITNESS WHEREOF, this Certificate of Amendment has been duly executed by the undersigned officers this 13th day of September, 1997.

SMITHS INDUSTRIES MEDICAL SYSTEMS, INC.

By: 
Jeffrey R. Spelman
President

ATTEST:


Thomas C. Westra
Secretary