



U.S. DEPARTMENT OF COMMERCE
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04-27-2000

U.S. Patent & TMO/TM Mail Rpt Dt. #61

RECORDATION FORM COVER
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06-21-2000

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

1. Name of conveying party(ies):
Surviva Link Corporation
2. Name and address of receiving party(ies):
Name: SurVivaLink Corporation
Internal Address:
Street Address: 5420 Feltl Road
City: Minnetonk State: MN ZIP: 55343
- Individual(s) Association
General Partnership Limited Partnership
 Corporation-State
Other _____
- Additional name(s) of conveying party(ies) attached? Yes No
- Individual(s) citizenship
Association
General Partnership
Limited Partnership
 Corporation-State
Other _____
3. Nature of conveyance:
 Assignment Merger
 Security Agreement Change of Name
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)
- Execution Date: May 7, 1996 Yes No

4. Application number(s) or registration number(s):
- A. Trademark Application No.(s) B. Trademark Registration No.(s)
1,863,624
- Additional numbers attached? Yes No

5. Name and address of party to whom correspondence concerning document should be mailed:
Name: Kimberly K. Baxter
Internal Address: 4800 IDS Center
80 South Eighth Street
Minneapolis, Minnesota 55402-2100
Street Address: 4800 IDS Center
80 South Eighth Street
City: Minneapolis State: MN 55402-2100
6. Total number of applications and registrations involved:
7. Total fee (37 CFR 3.41): \$ 40.00
 Enclosed
 Authorized to be charged to deposit account
8. Deposit Account Number: 16-0631
(Attached duplicate copy of this page if paying by deposit account)

DO NOT USE THIS SPACE

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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.

Name of Person Signing: _____ Kimberly K. Baxter _____ 4/24/00
Date

Total number of pages comprising cover sheet: 02

OMB No. 0651-0011 (exp. 4/94)

Do not detach this portion

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

**Assistant Commissioner for Trademarks
2900 Crystal Drive
Arlington, Virginia 22202-3513**

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

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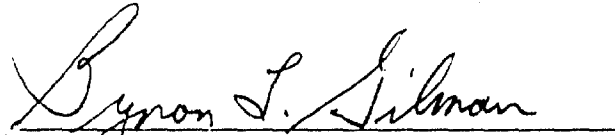
ARTICLES OF AMENDMENT
OF
ARTICLES OF INCORPORATION
OF
SURVIVA LINK CORPORATION

The undersigned, the duly elected Chief Executive Officer of SurViva Link Corporation (the "Corporation"), a corporation subject to the provisions of Chapter 302A, Minnesota Statutes, does hereby certify as follows:

1. The Articles of Incorporation of the Corporation are hereby amended and restated in their entirety and superseded by the attached Restated Articles of Incorporation.

2. The attached Restated Articles of Incorporation have been adopted pursuant to Chapter 302A of the Minnesota Statutes, by action of the shareholders of the Corporation taken at a meeting of shareholders duly held on the 2nd day of May, 1996.

IN WITNESS WHEREOF, I have subscribed my name on this 7th day of May, 1996.



Byron L. Gilman
Chief Executive Officer

**RESTATED ARTICLES OF INCORPORATION
OF
SURVIVA LINK CORPORATION**

**Article 1.
NAME**

The name of the Corporation is SurVivaLink Corporation. M

**Article 2.
REGISTERED OFFICE**

The registered office of the Corporation in the State of Minnesota is located at: 5420 Feltl Road, Minnetonka, Minnesota 55343.

**Article 3.
CAPITAL STOCK**

3.a. The Corporation is authorized to issue Fifty Million (50,000,000) shares of capital stock, having a par value of \$.01 per share in the case of common stock, and having a par value as determined by the Board of Directors in the case of preferred stock.

3.b. In addition to any and all powers conferred upon the Board of Directors by the laws of the State of Minnesota, the Board of Directors shall have the authority to establish by resolution more than one class or series of shares, either preferred or common, and to fix the relative rights, restrictions and preferences of any such different class or series, and the authority to issue shares of a class or series, shares of which may then be outstanding, to holders of shares of another class or series to effectuate share dividends, splits or conversions of the Corporation's outstanding shares.

3.c. The Board of Directors shall also have the authority to issue rights to convert any of the Corporation's securities into shares of stock of any class or classes, the authority to issue options to purchase or subscribe for shares of stock of any class or classes, and the authority to issue share purchase or subscription warrants or any other evidence of such option rights which set forth the terms, provisions and conditions thereof, including the price or prices at which such shares may be subscribed for or purchased. Such options, warrants and rights may be either transferable or nontransferable and either separable or inseparable from other securities of the Corporation. The Board of Directors is authorized to fix the terms, provisions and conditions of such options, warrants and rights, including the conversion basis or bases and the option price or prices at which shares may be subscribed for or purchased.

**Article 4.
PURPOSES AND POWERS**

The Corporation shall have general business purposes and shall possess all powers necessary to conduct any business in which it is authorized to engage, including but not limited to, all those powers expressly conferred upon business corporations by Chapter 302A of the Minnesota Statutes, as it may from time to time be amended, together with those powers implied therefrom.

**Article 5.
DURATION**

The Corporation shall have perpetual duration.

**Article 6.
NO PREEMPTIVE RIGHTS; NO CUMULATIVE VOTING**

6.a. No Preemptive Rights. The shareholders of the Corporation shall not have the preemptive rights provided by Section 302A.413 of the Minnesota Statutes to subscribe for and to purchase any or all of the shares or other securities, or rights to purchase shares or other securities, of the Corporation, now or hereafter authorized.

6.b. No Cumulative Voting. The shareholders of the Corporation shall not have the right of cumulative voting.

**Article 7.
LIMITATION OF LIABILITY**

A director of the Corporation shall not be personally liable to the Corporation or its shareholders for monetary damages for breach of fiduciary duty as a director, except for liability (a) for any breach of the director's duty of loyalty to the Corporation or its shareholders, (b) for acts or omissions not in good faith or that involved intentional misconduct or a knowing violation of law, (c) under Section 302A.559 or Section 80A.23 of the Minnesota Statutes, or (d) for any transaction from which the director derived an improper personal benefit. If the Minnesota Statutes are amended after this Article becomes effective to authorize corporate action further eliminating or limiting the personal liability of directors, then the liability of a director of the Corporation shall be eliminated or limited to the fullest extent permitted by the Minnesota Statutes, as so amended.

Any repeal or modification of this Article 7 by the shareholders of the Corporation shall not adversely affect any right or protection of a director of the Corporation existing at the time of such repeal or modification.

**Article 8.
ACTION WITHOUT A MEETING**

An action required or permitted to be taken at a meeting of the directors may be taken by written action signed by all of the directors, and in the case of an action which need not be approved by the shareholders, such action may be taken by written action signed by the number of directors that would be required to take such action at a meeting of the directors at which all directors were present.

STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED
MAY 07 1995

Jan Anderson Stone
Secretary of State *m*



04-27-2000

U.S. Patent & TMO/TM Mail Rcpt Dt. #61

ATTERSON & KEOUGH, P.A.

Patent, Trademark, Copyright & Related Causes

Kimberly K. Baxter
(612) 349-5750
baxter@pklaw.com

April 24, 2000

Assistant Commissioner for
Trademarks
BOX POST REG FEE
2900 Crystal Drive
Arlington, Virginia 22202-3513

Re: U.S. Trademark Registration
Reg. No.: 1,863,624
Issued: November 22, 1994
Mark: VIVALINK
Our Ref.: 1798.22-US-01

Dear Sir:

Enclosed herewith for filing please find Recordation Form Cover Sheet (Trademarks) with copy of name change document attached, together with a check in the amount of \$40.00.

Also enclosed is a postage paid postcard on which the stamped date of receipt would be appreciated.

Please charge any additional fees or credit any overpayment to our Deposit Account No. 16-0631. A duplicate copy of this letter is enclosed for that purpose.

Sincerely,

Kimberly K. Baxter

KKB/ch
Enclosures

4800 IDS CENTER • 80 SOUTH 8TH STREET • MINNEAPOLIS, MINNESOTA 55402-2100 • U.S.A.

800-331-4537 612-349-5740 FAX: 612-349-9266

RECORDED: 04/27/2000

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