

05-08-2001



101708199

Form PTO-1594

(Rev. 03/01)

OMB No. 0651-0027 (exp. 03-31-2002)

RECC.

TRADEMARKS ONLY

U.S. DEPARTMENT OF COMMERCE
U.S. Patent and Trademark Office

Tab settings ⇌ ⇌ ⇌ ▼ ▼ ▼ ▼ ▼ ▼

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

1. Name of conveying party(ies):

Vitas Healthcare Corporation

- Individual(s)
- General Partnership
- Corporation-State
- Other _____
- Association
- Limited Partnership

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

3. Nature of conveyance:

- Assignment
- Security Agreement
- Other _____
- Merger
- Change of Name

Execution Date: _____

2. Name and address of receiving party(ies)

Name: Vitas Hospice Services, L.L.C.

Internal

Address: _____

Street Address: 100 S. Biscayne Blvd.

City: Miami State: FL Zip: 33131

- Individual(s) citizenship _____
- Association _____
- General Partnership _____
- Limited Partnership _____
- Corporation-State _____

Other Limited Liability Company

If assignee is not domiciled in the United States, a domestic representative designation is attached: Yes No

(Designations must be a separate document from assignment)

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

organized in Delaware

4. Application number(s) or registration number(s):

A. Trademark Application No.(s)

- B. Trademark Registration No.(s) (1) 1909038
- (2) 1817265
- (3) 1990551
- (4) 1910624

Additional number(s) attached Yes No

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

Name: Shelly L. McGee

Internal Address: Hogan & Hartson L.L.P.

Street Address: 555 Thirteenth St., N.W.

City: Washington State: DC Zip: 20004

6. Total number of applications and registrations involved: 7

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

- Enclosed
- Authorized to be charged to deposit account

8. Deposit account number:

50-1349

(Attach duplicate copy of this page if paying by deposit account)

DO NOT USE THIS SPACE

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.

Shelly L. McGee

Name of Person Signing

Shelly L. McGee
Signature

April 30, 2001

Date

Total number of pages including cover sheet, attachments, and document: 5

Mail documents to be recorded with required cover sheet information to:
Commissioner of Patent & Trademarks, Box Assignments
Washington, D.C. 20231

05/07/2001 6TON11 00000255 1909038

01 FC:481
02 FC:482

40.00 OP
150.00 OP

TRADEMARK
REEL: 002289 FRAME: 0634

Trademark Registration Nos.

- (5) 1915685
- (6) 1915683
- (7) 1934376

ASSIGNMENT OF TRADEMARKS

This **ASSIGNMENT OF TRADEMARKS** (the "Assignment") is entered into this 27th day of April, 2001 by and between Vitas Healthcare Corporation, a corporation organized under the laws of the State of Delaware ("Assignor"), and Vitas Hospice Services, L.L.C., a limited liability company organized under the laws of the State of Delaware and wholly owned subsidiary of Assignor ("Assignee").

WHEREAS, Assignor owns various trademarks, services marks and domain names, including without limitation the trademarks, service marks and domain names identified on Schedule I, (the "Marks"), and corresponding trademark applications and registrations therefor in the United States and abroad; and

WHEREAS, in order to effect certain restructuring, reorganization and refinancing transactions between Assignor and Assignee, Assignee desires to acquire from Assignor all right, title and interest in and to the Marks, throughout the world, together with the goodwill of the business symbolized by the Marks and the corresponding trademark applications and registrations therefor in the United States and abroad;

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the parties agree as follows:


1. Assignor hereby assigns to Assignee, and Assignee hereby accepts from Assignor, all right, title, and interest in and to the Marks together with the goodwill of the business symbolized by the Marks, including all trademark applications and registrations therefor.
2. Assignee further sells, assigns, transfers and sets over to Assignee the right to apply for trademark registrations and to sue and collect damages and/or profits for both past and present infringements of the Marks.
3. At any time, and from time to time after the date hereof, at Assignee's request, Assignor shall execute and deliver such other instruments of sale, transfer, conveyance, assignment and confirmation and take such other action at Assignee's expense as Assignee may reasonably deem necessary or desirable in order to more effectively transfer, convey and assign to Assignee and to confirm Assignee's title to the Marks and any and all applications therefor, and to assist Assignee in exercising all rights with respect thereto.
4. Assignor shall record this Assignment of Trademarks with the United States Patent and Trademark Office.

5. This Assignment shall be binding upon the parties, their successors, heirs, assigns, legal representatives and all others acting by, through, with or under their direction, and all those in privity therewith.

IN WITNESS WHEREOF, the parties hereto have caused this Assignment to be executed and delivered by their respective duly authorized representatives as of the day and year first above written.

ASSIGNOR:

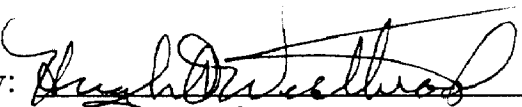
VITAS HEALTHCARE CORPORATION

By: 
Name: Hugh A. Westbrook
Title: Chairman and Chief Exec. Officer

ASSIGNEE:

VITAS HOSPICE SERVICES, L.L.C.

By: Vitas Healthcare Corporation,
its Member

By: 
Name: Hugh A. Westbrook
Title: Chairman and Chief Exec. Officer

SCHEDULE I
LIST OF VITAS TRADEMARKS, SERVICE MARKS AND DOMAIN NAMES

A. U.S. Registered Marks

VITAS, U.S. Reg. No. 1,909,038

VITAS (Stylized), U.S. Reg. No. 1,817,265

INTENSIVE PALLIATIVE CARE, U.S. Reg. No. 1,990,551

CHOICES, U.S. Reg. No. 1,910,624

EACH DAY HAS VALUE, U.S. Reg. No. 1,915,685

THE LIVES WE TOUCH, U.S. Reg. No. 1,915,683

INNOVATIVE HOSPICE CARE, U.S. Reg. 1,934,376

B. Domain Names

VITAS.COM