

07-11-2001



RECORD 101772865

**TRADEMARKS ONLY**

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

**Submission Type**

New

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

Merger

Change of Name

Other \_\_\_\_\_

Effective Date  
Month Day Year  
Sept. 30, 1999

**Conveying Party**

Mark if additional names of conveying parties attached

Execution Date  
Month Day Year  
June 20, 2001

Name

Formerly

Individual  General Partnership  Limited Partnership  Corporation  Association

Other

Citizenship/State of Incorporation/Organization

**Receiving Party**

Mark if additional names of receiving parties attached

Name

DBA/AKA/TA

Composed of

Address (line 1)

Address (line 2)

Address (line 3)     
City State/Country Zip Code

Individual  General Partnership  Limited Partnership  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.

Corporation  Association

Other   
*(Designation must be a separate document from Assignment.)*

Citizenship/State of Incorporation/Organization

**FOR OFFICE USE ONLY**

07/10/2001 DBYRNE 00000093 1171727

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40.00 DP

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Mail documents to be recorded with required cover sheet(s) information to:  
Commissioner of Patents and Trademarks, Box Assignments, Washington, D.C. 20231

**TRADEMARK**

REEL: 002326 FRAME: 0331

**Domestic Representative Name and Address**

Enter for the first Receiving Party only.

Name

Address (line 1)

Address (line 2)

Address (line 3)

Address (line 4)

**Correspondent Name and Address**

Area Code and Telephone Number

Name

Address (line 1)

Address (line 2)

Address (line 3)

Address (line 4)

**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"/>	<input type="text"/>	<input type="text"/>	<input type="text" value="1,171,727"/>	<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.

*Christopher A. Holland*

Name of Person Signing

*Christopher A. Holland*

Signature

6/29/01

Date Signed

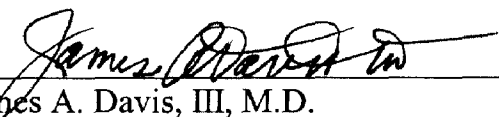
**ASSIGNMENT OF SERVICE MARK**

WHEREAS, Cunningham Pathology Associates, P.A., with its principal place of business at 924 Montclair Road, Suite 200, Birmingham, Alabama 35213, ("Assignor"), has adopted, owns and is using the mark CUNNINGHAM PATHOLOGY ASSOCIATES P.A. (AND DESIGN) ("the Mark") in connection with the following goods and/or services: medical laboratory services; and

WHEREAS, Assignor owns a federal registration for the Mark on the Principal Register of the United States Patent and Trademark Office in connection with the goods and/or services identified therein, Registration No. 1,171,727, registered on September 29, 1981; and

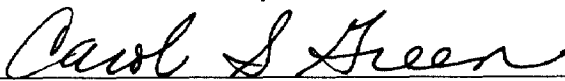
WHEREAS, Cunningham Pathology, LLC, a Delaware limited liability company, with its principal place of business at 924 Montclair Road, Suite 200, Birmingham, Alabama 35213, ("Assignee"), desires to acquire the Mark, and the above-referenced registration;

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, Assignor hereby sells, assigns and transfers to Assignee all right, title and interest in and to the Mark, together with the goodwill symbolized by the Mark, and the registration thereof, nunc pro tunc, effective as of September 30, 1999.

  
\_\_\_\_\_  
James A. Davis, III, M.D.  
President, Cunningham Pathology Associates, P.A.

Dated effective as of: June 20, 2001

SUBSCRIBED and SWORN to before me this 20<sup>th</sup> of June, 2001.

  
\_\_\_\_\_  
Notary Public

My Commission Expires: 6-22-2004

**CERTIFICATE OF EXPRESS MAILING**

APPLICANT: Cunningham Pathology, LLC  
MARK: CUNNINGHAM PATHOLOGY ASSOCIATES, P.A.  
(AND DESIGN)  
REGISTRATION NO.: 1171727  
EXPRESS MAIL NO.: EL804691609US  
DATE OF DEPOSIT: June 29, 2001

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Commissioner of Patents and Trademarks, Box Assignments, Washington, D.C. 20231.

Kim Anderson



Date: June 29, 2001