



To the Honorable Commissioner of Patents and Trademarks:

1. Name of conveying party(ies):  
 BrainLAB Med. Computersysteme GmbH **2-1-02**

Individual(s)                       Association  
 General Partnership               Limited Partnership  
 corporation  
 Other Company of Germany

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

Name of receiving party(ies):  
 Name: BrainLAB AG  
 Address: AmmerthalstraBe 8  
D-85551 Kirchheim/Helmstetten, GERMANY

Individual(s) citizenship \_\_\_\_\_  
 Association \_\_\_\_\_  
 General Partnership \_\_\_\_\_  
 Limited Partnership \_\_\_\_\_  
 Corporation-State \_\_\_\_\_  
 Other Company of Germany

3. Nature of conveyance:  
 Assignment                               Merger  
 Security Agreement                       Change of Name  
 Other \_\_\_\_\_

Execution Date: March 13, 2001 and December 28, 2000

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

02-26-2002



4. Application number(s) or registration number(s):  
 If this document is being filed together with a new application, the execution date of the application is: 101993656

A. Trademark Application No.(s)                              B. Trademark Registration No.(s) 2,062,498

Additional Application/Registration Numbers attached? Yes  No

5. Name and address of party to whom correspondence concerning the document(s) should be mailed:  
 Name: Henry H. Skillman  
 Address: DANN, DORFMAN, HERRELL AND SKILLMAN, P.C.  
1601 Market Street, Suite 720, Philadelphia, PA 19103-2307

Telephone: (215) 563-4100                      Facsimile: (215) 563-4044

6. Total number of applications and registrations involved:..... 9

7. Total Fee (37 CFR 3.41).....\$ 40.00

Enclosed  
 Authorized to be charged to deposit account

8. In the event a fee is required and is not enclosed, or the check enclosed is improper, or the fee calculation is in error, the Commissioner is authorized to charge any underpayment or credit any overpayment to the account of the undersigned attorneys.

Deposit Account Number: 04-1406

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(s).*

Henry H. Skillman, Reg. No. 17,352                      Henry H. Skillman                      November 28, 2001  
 Name of Attorney Signing                              Signature of Attorney                              Date

Total number of pages including cover sheet, attachments and document: 8

Do not detach this portion

Mall documents to be recorded with required cover sheet information to:  
 Commissioner of Patents and Trademarks  
 Box Assignments  
 Washington, DC 20231

02/25/2002 09:11:01 00000018 041406 2062498  
 01 FC:481                      40.00 CH

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**POWER OF ATTORNEY AND  
DESIGNATION OF DOMESTIC REPRESENTATIVE**

The undersigned hereby appoints **DANN, DORFMAN, HERRELL AND SKILLMAN, a Professional Corporation**, of Philadelphia, PA, and the individual listed below, its **attorneys** to file and prosecute any and all applications for registration of the trademarks and service marks of the undersigned in the United States, to sign all documents in connection with the registration and maintenance of the registration in the United States, and to receive the Certificate of Registration which may be issued in the United States in connection therewith.

Henry H. Skillman, Reg. No. 17,352

The following US resident is hereby designated domestic representative of the undersigned upon whom notices or process in proceedings in the United States, affecting the trademarks and service marks of the undersigned, may be served.


Dann, Dorfman, Herrell and Skillman  
1601 Market Street, Suite 720  
Philadelphia, PA 19103

Telephone: (215) 563-4100  
Facsimile: (215) 563-4044

BrainLAB AG

Rainer Birkenbach

August 20, 2007  
Date

  
Its: Executive Vice President

TRADEMARK

**ASSIGNMENT**

WHEREAS **BrainLAB Med. Computersysteme GmbH**, a company of Germany, doing business at Ammerthalstrasse 8, D-85551 Heimstetten, Germany is the owner of U.S. Trademark Reg. No. 2,062,498, registered May 20, 1997.

WHEREAS, BrainLAB Med. Computersysteme GmbH has changed its name to **Rodex Software Lizenzverwertungs GmbH (hereinafter Assignor)**

WHEREAS, **BrainLAB AG**, a company of Germany, and doing business at Ammerthalstraße 8, D-85551 Kirchheim/Heimstetten, Germany, (hereinafter "Assignee"), is desirous of acquiring the said trademark together with the goodwill of the business symbolized by the trademark and the Registration of the trademark **BRAINLAB**.

NOW THEREFORE THIS IS TO WITNESS that in consideration of various good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, Assignor does hereby assign unto Assignee all right, title and interest in and to said trademark together with the goodwill of the business symbolized by the trademark, and the registration for the trademark BRAINLAB, along with the right to take proceedings to recover damages and claim all other relief in respect to any acts of infringement of said trademarks, whether such acts shall have been committed before or after the date of this assignment.

And for said consideration, it is hereby covenanted and agreed that at the request and expense of Assignee, its successors and assigns, Assignor, its successors and assigns will execute any further papers and do such other acts and things as may be necessary and proper, to vest the full title to the trademark, and the goodwill of the business symbolized by the trademark, and the Registration of the trademark in Assignee, its successors and assigns.

The following US resident is hereby designated domestic representative of the undersigned upon whom notices or process in proceedings in the United States, affecting the trademarks and service marks of the undersigned, may be served.

Dann, Dorfman, Herrell and Skillman  
1601 Market Street, Suite 720  
Philadelphia, PA 19103

Rodex Software Lizenzverwertungs GmbH

Anton Mix

By *Rodex / Anton Mix*  
Its: *Managing Director*

Date

*13.03.01*

Registry court of the local court of Munich

HRB 88823

No. of entry	a) Company b) Residence c) Subject matter of the enterprise	Capital stock or ordinary share capital in DM	Board, personally liable partners, managing director, liquidator	Power of attorney	Legal status	a) Day of entry and signature b) Remarks
1	a) GENESIS Graphics Software Lizenzverwaltung GmbH b) Pöing, District of Ebersberg c) Purchasing, granting and exploiting licenses for software of any kind, especially graphic applications as well as development and distribution of software and hardware	50,000.00	Vismeyer Stefan, high-school student in Pöing Lipostreu Stefan, high-school student in Markt Schwaben	5	Private limited company (GmbH) with articles of association dated August 24, 1989. If only one general manager has been appointed, he represents the company on his own. If several general managers have been appointed, the company is jointly represented by two general managers. However, the general managers Stefan Vismeyer and Stefan Lipostreu always represent the company on their own.	a) Sept. 28, 1989 Signed Scharf b) Articles of association page 3 SB
2	a) BrainLAB Medizintechnik Computersysteme GmbH c) Development and distribution of software and hardware for medical applications, as well as purchasing, granting and exploiting licenses				The shareholders' meeting of February 5, 1990, has decided to change Sec. 1 (company name) and Sec. 3 (subject matter of the company) of the bylaws. The general managers Stefan Vismeyer and Stefan Lipostreu are now university students.	a) Feb. 23, 1990 Signature b) Decision page 6 SB New bylaws page 7 SB
3					The shareholders' meeting of December 27, 1994, has reworded the bylaws amending the ruling concerning representation. If only one general manager has been appointed, he represents the company on his own. If several general managers have been appointed, the company is represented either by two general managers or by one general manager and a senior clerk endowed with authority to sign (Prokura).	a) March 1, 1995 b) Decision page 11 SB New bylaws page 12 SB



No. of entry	a) Company b) Residence c) Subject matter of the enterprise	Capital stock or ordinary share capital in DM	Board, personally liable partners, managing officer, liquidator	Power of attorney	Legal status	a) Day of entry and signature b) Remarks
1	2	3	4	5	6	7
4					The shareholders' meeting of November 23, 1995, has decided to amend Secs. 5 (term of the company), 10 (shareholders' meetings), 12 (year-end financial statement, utilisation of profits) and 19 (resignation of a shareholder) of the bylaws.	a) January 18, 1996 Signature b) Decision page 17 SB New bylaws page 18 SB
5	b) Heinstetten, community of Kirchheim, district of Munich			Power of attorney jointly with a general manager or another holder of "Prokura": Michael Bechtel, Manfred Schwaben, Jürgen Steinbach, Pützmann	The shareholders' meeting of October 23, 1996, has decided to amend Secs. 2 (registered address), 10 (shareholders' meeting), 12 (year-end financial statement, utilisation of profits), 15 (disposal of shares) and 19 (resignation of a shareholder) of the bylaws.  Stefan Lipschitz is no longer a general manager.	a) December 20, 1996 Signature b) Decision page 21 SB New bylaws page 23 SB
6		DM 500,000	Rainer Birkenbach, Faldkirchen, born May 5, 1968		The shareholders' meeting of December 23, 1998 has decided to increase the share capital by DM 450,000 to DM 500,000 and amended the bylaws accordingly.  Rainer Birkenbach, Faldkirchen, born May 8, 1968, is appointed general manager. He represents the company on his own.	a) September 15, 1999 Signed Rauber b) Decision page 27 SB New bylaws page 29 SB
7	a) Roder Software Lizenzverwaltung GmbH		Anton Mkr, Pullach, born May 14, 1947		The shareholders' meeting of Sept. 14, 2000, has decided to change Sec. 1 (company name) of the bylaws. Stefan Vismeyer and Rainer Birkenbach are no longer general managers. Anton Mkr, Pullach, born May 14, 1947, is appointed general manager. He represents the company on his own. He is authorised to represent the company without limitation in any legal transactions with himself or as representative of third parties.	a) December 28, 2000 Signed Rauber b) Decision page 39 SB New bylaws page 45 SB



No. of entry	a) Company b) Residence c) Subject matter of the enterprise	Capital stock or ordinary share capital in DM	Board, personally liable partners, managing director, liquidator	Power of attorney	Legal status	a) Day of entry and signature b) Remarks
1	2	3	4	Power of attorney revoked 1) Michael Bertram 2) Jürgen Steinbach	6	7 a) April 5, 2001 Signed Rauber
8						

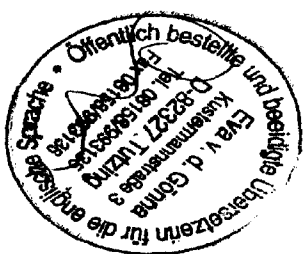
Seal of the registry court at the local court of Munich

This is to confirm that the present photocopy is a true copy of the commercial register.  
Underlined section appear in black on this photocopy and, for technical reasons, may be faint or invisible altogether.

Local court of Munich, registry court, September 13, 2001  
signed Lewey  
Judicial clerk and registrar

In my capacity as a sworn translator the English language, I confirm that the foregoing is a complete and accurate translation of HRB 88823.

Tutzing, October 12, 2001



HR B 88823

TRADEMARK  
REEL: 002448 FRAME: 0580

Nr. der Eintragung	a) Firma b) Sitz c) Gegenstand des Unternehmens	Grund- oder Stammkapital DM	Vorstand Persönlich haftende Gesellschafter Geschäftsführer Abwickler	Prokura	Rechtsvorhältnisse	a) Tag der Eintragung und Unterschrift b) Bemerkungen
1	2	3	4	5	6	7
4					Die Gesellschafterversammlung vom 23. November 1995 hat die Änderung der §§ 5 (Dauer der Gesellschaft), 10 (Gesellschafterversammlungen), 12 (Jahresabschluss, Gewinnverwendung) und 19 (Ausscheiden eines Gesellschafters) der Satzung beschlossen.	a) 18.1.1996  b) Beschluss Bl. 17 SB Neue Satzung Bl. 18 SB
5	b) Heimatetten, Gemeinde Kirchheim, Landkreis München			Prokura zusammen mit einem Geschäftsführer oder einem anderen Prokuristen:  Bertram Michael, Markt Schwaben; Steinbach Jürgen, Pitzdrunn	Die Gesellschafterversammlung vom 23. Oktober 1996 hat die Änderung der §§ 2 (Sitz), 10 (Gesellschafterversammlungen), 12 (Jahresabschluss, Gewinnverwendung), 15 (Verfügung über Geschäftsanteile) und 19 (Ausscheiden eines Gesellschafters) der Satzung beschlossen.  Lippert Stefan ist nicht mehr Geschäftsführer.	a) 20.12.1996  b) Beschluss Bl. 21 SB Neue Satzung Bl. 23 SB
6		500.000 DM	Birkenbach Rainer, Feldkirchen, geb. 08.05.1968		Die Gesellschafterversammlung vom 23. Dezember 1998 hat die Erhöhung des Stammkapitals um 450.000 DM auf 500.000 DM und die entsprechende Änderung der Satzung beschlossen.  Zum Geschäftsführer ist bestellt: Birkenbach Rainer, Feldkirchen, geb. 08.05.1968. Er vertritt stets einzeln.	a) 15.9.1999 Raupe  b) Beschluss Bl. 27 SB Neue Satzung Bl. 29 SB

Fortsetzung auf dem 2. ten Blatt

Nr. der Eintragung	a) Firma b) Sitz c) Gegenstand des Unternehmens	Grund- oder Stammkapital DM	Vorstand Permanenter hinführender Gesellschafter Abwickler	Prokura	Rechtsverhältnisse	a) Tag der Eintragung und Unterschrift b) Bemerkungen
1	a) GENESIS Graphics Software-Lizenzverwertungs GmbH b) Pöing, Landkreis Ebersberg c) Ankauf, Vergabe und Verwertung von Lizenzen für Software jeder Art; insbesondere für graphische Anwendungsgebiete, sowie Erstellung und Vertrieb von Software und Hardware.	50.000,-	Wilmseier Stefan, Schüler in Pöing Lipstreu Stefan, Schüler in Markt Schwaben		Ist nur ein Geschäftsführer bestellt, so vertritt er die Gesellschaft allein. Sind mehrere Geschäftsführer bestellt, so wird die Gesellschaft durch zwei Geschäftsführer gemeinsam vertreten. Jedoch vertreten die Geschäftsführer Wilmseier Stefan und Lipstreu Stefan stets einzeln.	a) 28. Sept. 1989 b) Gesellschaftsvertrag Bl. 3 SB
2	a) BrainLAB Medizinische Computersysteme GmbH c) Erstellung und Vertrieb von Software und Hardware für medizinische Anwendungsgebiete, sowie Ankauf, Vergabe und Verwertung von Lizenzen				Der Beruf der Geschäftsführer Wilmseier Stefan und Lipstreu Stefan ist nunmehr Student.	a) 23. Feb. 1989 b) Beschluss Bl. 6 SB Neue Satzung Bl. 7 SB
3					Die Gesellschafterversammlung vom 27. Dezember 1994 hat die Satzung neu gefasst. Dabei wurde geändert: Vertretungsregelung. Ist nur ein Geschäftsführer bestellt, so vertritt er die Gesellschaft allein. Sind mehrere Geschäftsführer bestellt, so wird die Gesellschaft entweder durch zwei Geschäftsführer oder durch einen Geschäftsführer zusammen mit einem Prokuristen vertreten.	a) 01. März 1994 b) Beschluss Bl. 11 SB Neue Satzung Bl. 12 SB



9	8	7	6	5	4	3	2	1	0	9	8	7	6	5	4	3	2	1	0	9	8	7	6	5	4	3	2	1	0
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Blatt 2

HR B

88823

0582

a) Tag der Eintragung und Unternehmensbezeichnung  
b) Bemerkungen

TRADEMARK  
REEL: 002448 FRAM: 0582

Nr. der Eintragung	a) Firma b) Sitz c) Gegenstand des Unternehmens	Grund- oder Stammkapital DM	Vorstand Persönlich haftende Gesellschafter Geschäftsführer Abwickler	Prokura	Rechtsverhältnisse	
1	2	3	4	5	6	7
7	a) RodeX Software Lizenzverwertung GmbH		Mix Anton, Püllach, geb. 14.05.1947		Die Gesellschafterversammlung vom 14. September 2000 hat die Änderung des § 1 (Firma) der Satzung beschlossen. <u>Vilsmeyer Stefan und Birkenbach Rainer sind nicht mehr Geschäftsführer.</u> Zum Geschäftsführer ist bestellt: Mix Anton, Püllach, geb. 14.05.1947. Er vertritt stets einzeln. Er ist befugt, die Gesellschaft bei der Vornahme von Rechtsgeschäften mit sich selbst oder als Vertreter eines Dritten uneingeschränkt zu vertreten.	a) 28.12.2000 Raubert b) Beschluss Bl. 39 SB Neue Satzung Bl. 45 SB
8				Prokura erloschen: 1) Berttram Michael; 2) Steinbach Jürgen.		a) 5.4.2001 Raubert



DIE ÜBEREINSTIMMUNG DIESER PHOTOKOPIE MIT DEM HANDELSREGISTER WIRD  
BEGLAUBIGT: KONTUNTERSTREICHUNGEN ERSCHEINEN IN DER PHOTOKOPIE SCHWARZ, AUS  
PHOTOTECHNISCHEN GRÜNDEN NUR UNDEUTLICH ODER ÜBERHAUPT NICHT.

Amtsgericht-Registergericht - München, den **7. 1. 10. 01**

*Haas*  
Justizangestellte

Urkundsbeamter der Geschäftsstelle