

06-14-2002

Atty. Dkt. No. 071949-5101

FORM PTO-1594 (modified)

(Rev 03/01)

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U.S. DEPARTMENT OF COMMERCE

U.S. Patent and Trademark Office

102123529 JULY

To the Director of the United States Patent and Trademark Office: Please record the attached original documents or copies thereof.

1. Name of conveying party(ies):
Biosite Diagnostics Incorporated

C-6-02

- ☐ Individual(s) ☐ Association
☐ General Partnership ☐ Limited Partnership
☒ Corporation-DE
☐ Other _____

Additional conveying party(ies) NO

3. Nature of conveyance:

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

Execution Date: **June 20, 2001**

2. Name and address of receiving party(ies):

Biosite Incorporated
 11030 Roselle Street, Suite D
 San Diego, CA 92121

- ☐ Individual(s) citizenship
☐ Association
☐ General Partnership
☐ Limited Partnership
☒ Corporation-DE

☐ Other

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

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

A. Trademark Application No.(s)

74/525,008

B. Trademark Registration No.(s)

1,954,150

Additional number(s) attached ☐ Yes ☒ No

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

Name: **Michael A. Whittaker**
 Internal Address: **FOLEY & LARDNER**
 Street Address: **P.O. Box 80278**
 City: **San Diego** State: **California** Zip: **92138-0278**

6. Total number of applications/patents involved: 1

7. Total fee (37 C.F.R. § 3.41): \$40.00

- ☒ Enclosed
☐ Authorized to be charged to deposit account

8. Deposit account number:
 50-0872

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.

Michael A. Whittaker

May 28, 2002

Name of person signing

Signature

Date

Total number of pages including cover sheet, attachments, and document: 3

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State of Delaware
Office of the Secretary of State

PAGE 1

I, HARRIET SMITH WINDSOR, 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 "BIOSITE DIAGNOSTICS INCORPORATED", CHANGING ITS NAME FROM "BIOSITE DIAGNOSTICS INCORPORATED" TO "BIOSITE INCORPORATED", FILED IN THIS OFFICE ON THE TWENTIETH DAY OF JUNE, A.D. 2001, AT 6 O'CLOCK P.M.



Harriet Smith Windsor
Harriet Smith Windsor, Secretary of State

AUTHENTICATION: 1457203

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DATE: 11-20-01

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CERTIFICATE OF AMENDMENT TO THE
RESTATED CERTIFICATE OF INCORPORATION
OF
BIOSITE DIAGNOSTICS INCORPORATED

Biosite Diagnostics Incorporated, a corporation organized and existing under the laws of the State of Delaware, hereby certifies as follows:

FIRST: The name of the corporation is Biosite Diagnostics Incorporated and shall hereby be changed to Biosite Incorporated.

SECOND: The date of filing of its original Certificate of Incorporation with the Secretary of State of Delaware was March 30, 1988.

THIRD: At a meeting of the Board of Directors of Biosite Diagnostics Incorporated, resolutions were duly adopted providing that it was advisable and in the best interests of the corporation that Article I of the Restated Certificate of Incorporation of Biosite Diagnostics Incorporated, shall be amended to read in its entirety as follows:

"ARTICLE I

The name of this Corporation is Biosite Incorporated."

FOURTH: This Certificate of Amendment To the Restated Certificate of Incorporation was duly adopted at the annual meeting of the stockholders, which was duly called and held, upon notice in accordance with Section 222 of the General Corporation Law of the State of Delaware, by at least a majority of the holders of outstanding stock in accordance with section 242 of the General Corporation Law of the State of Delaware.

IN WITNESS THEREOF, Biosite Diagnostic Incorporated has caused this certificate to be signed by the undersigned officer, thereunto duly authorized, this 20 day of June, 2001.

BIOSITE DIAGNOSTICS INCORPORATED


Kim D. Blickenstaff

President and Chief Executive Officer

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** TOTAL PAGE.03 **