

Form PTO-1594 (Rev. 03/01)

RECORDATION FORM COVER SHEET U.S. DEPARTMENT OF COMMERCE U.S. Patent and Trademark Office

OMB No. 0651-0027 (exp. 5/31/2002) Our Ref.: T3000 US

TRADEMARK ONLY

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

- 1. Name of conveying party(ies): Danek Medical, Inc. [] Individual(s) [] Association [] General Partnership [] Limited Partnership [X] Corporation - State Tennessee [] Other

- 2. Name and address of receiving party(ies): Medtronic Sofamor Danek, Inc. 1800 Pyramid Place Memphis, Tennessee 38132 [] Individual(s) citizenship [] Association [] General Partnership [] Limited Partnership [X] Corporation - State Indiana [] Other

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

- 3. Nature of conveyance: [] Assignment [X] Merger [] Security Agreement [] Change of Name [] Other

If assigned is not domiciled in the United States, a domestic representative designations attached: [] Yes [] No (Designations must be a separate document from assignment) Additional name(s) & address(es) attached? [] Yes [] No

Execution Date: December 28, 2001

- 4. Application number(s) or registration number(s) A. Trademark Application No(s). 75/133870 STAR

- B. Trademark Registration Numbers(s) 2207658 SPINELINE 2190223 THE SPINE SPECIALIST 2148121 TRIMLINE

Additional number(s) attached [X] Yes [] No

- 5. Name and address of party to whom correspondence concerning document should be mailed: Cindy Evenson Medtronic, Inc. M.S. LC340 710 Medtronic Parkway Minneapolis, MN 55432-5604

- 6. Total number of applications and registrations involved: 10

- 7. Total fee (37 CFR 3.41) \$265 [] Enclosed [X] Authorized to be charged to deposit account

8. Deposit account number: 13-2546 (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.

Cindy L. Evenson Name of Person Signing

[Signature] Signature

9/18/02 Date

Total number of pages including cover sheet, attachments, and document: 9

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

Merger of Danek Medical, Inc. into
Medtronic Sofamor Danek, Inc.

Registration No.

Trademark

2108361	CD HORIZON
2043954	ORION
1983317	TACOMA
1912388	DISKECTER
1896902	OPTI-PROBE
1867570	AXIS

4

Secretary of State
Division of Business Services
312 Eighth Avenue North
6th Floor, William R. Snodgrass Tower
Nashville, Tennessee 37243

DATE: 12/28/01
REQUEST NUMBER: 4377-1230
TELEPHONE CONTACT: (615) 741-2286
FILE DATE/TIME: 12/27/01 1223
EFFECTIVE DATE/TIME: 12/27/01 1223
CONTROL NUMBER: 0135612

TO:
CT CORPORATION SYSTEM
405 2ND AVE SOUTH
MINNEAPOLIS, MN 55401

RE:
MEDTRONIC SOFAMOR DANEK, INC.
ARTICLES OF MERGER

THIS WILL ACKNOWLEDGE THE FILING OF THE ATTACHED ARTICLES OF MERGER WITH AN EFFECTIVE DATE AS INDICATED ABOVE.

WHEN CORRESPONDING WITH THIS OFFICE OR SUBMITTING DOCUMENTS FOR FILING, PLEASE REFER TO THE CORPORATION CONTROL NUMBER GIVEN ABOVE.

PLEASE BE ADVISED THAT THIS DOCUMENT MUST ALSO BE FILED IN THE OFFICE OF THE REGISTER OF DEEDS IN THE COUNTY WHEREIN A CORPORATION HAS ITS PRINCIPAL OFFICE IF SUCH OFFICE IS IN TENNESSEE AND IN THE COUNTY IN WHICH THE NEW OR SURVIVING CORPORATION SHALL HAVE ITS PRINCIPAL OFFICE IF SUCH OFFICE IS IN TENNESSEE.

FOR: ARTICLES OF MERGER

ON DATE: 12/28/01

FROM:
C T CORPORATION SYSTEM (MINNEAPOLIS, MN)
405 2ND AVE SOUTH
MINNEAPOLIS, MN 55401-0000

RECEIVED: FEES \$100.00 \$0.00
TOTAL PAYMENT RECEIVED: \$100.00
RECEIPT NUMBER: 00002975280
ACCOUNT NUMBER: 00000014



Riley C. Darnell

RILEY C. DARNELL
SECRETARY OF STATE

TRADEMARK
REEL: 002546 FRAME: 0687

SS-4458

FILED

**ARTICLES OF MERGER
MERGING
DANEK MEDICAL, INC.
INTO
MEDTRONIC SOFAMOR DANEK, INC.**

01 DEC 27 10 12: 28

Pursuant to the provisions of Section 48-21-105 of the Tennessee Business Corporation Act, the undersigned corporations hereby execute the following Articles of Merger:

FIRST: Attached hereto as Exhibit A are resolutions containing a Plan of Merger providing for the merger of Danek Medical, Inc., a Tennessee corporation, into Medtronic Sofamor Danek, Inc., an Indiana corporation and the surviving corporation.

SECOND: The resolutions attached hereto as Exhibit A were adopted by the Board of Directors of Medtronic Sofamor Danek, Inc. on December 11, 2001. Approval of the merger by the shareholders of Danek Medical, Inc. and Medtronic Sofamor Danek, Inc. was not required.


THIRD: Medtronic Sofamor Danek, Inc. owns 100% of the outstanding shares of Danek Medical, Inc.

FOURTH: The Plan of Merger and the performance of its terms were duly authorized by all action required by the laws of Indiana and the charter of Medtronic Sofamor Danek, Inc.

Each of the undersigned declares under penalty of perjury that the statements contained in the foregoing Articles are true of their own knowledge.

Date: December 22, 2001

MEDTRONIC SOFAMOR DANEK, INC.

By: 
Michael F. DeMane, President, Spinal Systems

Date: December 22, 2001

DANEK MEDICAL, INC.


By: 
Michael F. DeMane, President

EXHIBIT A

Approval of Plan of Merger

RESOLVED, that the following Plan of Merger of Danek Medical, Inc. into Medtronic Sofamor Danek, Inc. is hereby declared advisable, adopted and approved:

1. Medtronic Sofamor Danek, Inc., as the owner of 100% of the outstanding shares of Danek Medical, Inc., shall merge Danek Medical, Inc. into Medtronic Sofamor Danek, Inc. in accordance with the provisions of Section 23-1-40-4 of the Indiana Code and Section 48-21-105 of the Tennessee Business Corporation Act.

2. In connection with such merger, Medtronic Sofamor Danek, Inc., as the surviving corporation, shall assume all of the obligations of Danek Medical, Inc. outstanding at the effective time of the merger.

3. The shares of Danek Medical, Inc. shall not be converted into shares of Medtronic Sofamor Danek, Inc. but shall, at the effective time of the merger, be surrendered and extinguished without payment of any cash or the delivery of any other consideration.

4. The effective time of the merger herein provided for shall be the date of filing of Articles of Merger with the Secretary of State of Tennessee.

FURTHER RESOLVED, that the officers of the Company be and hereby are authorized and directed to execute Articles of Merger embodying the foregoing Plan, to cause the same to be filed in the manner required by law, and to take such other action and execute and deliver such other documents and instruments as may be necessary to effect such merger.



Tom Leatherwood
Shelby County Register

As evidenced by the instrument number shown below, this document has been recorded as a permanent record in the archives of the Office of the Shelby County Register.

02002772	
01/08/2002 - 09:02 AM	
3 PGS : E - CHARTER MERGER IN/SY	
DAVEJ 0676-2002772	
VALUE	0.00
MORTGAGE TAX	8.00
TRANSFER TAX	0.00
RECORDING FEE	5.00
DP FEE	2.00
REGISTER'S FEE	0.00
WALK THRU FEE	0.00
TOTAL AMOUNT	7.00
STATE OF TENNESSEE, COUNTY OF SHELBY	
TOM LEATHERWOOD	
REGISTER OF DEEDS	

**State of Indiana
Office of the Secretary of State**

CERTIFICATE OF MERGER

of

MEDTRONIC SOFAMOR DANEK, INC.

I, SUE ANNE GILROY, Secretary of State of Indiana, hereby certify that Articles of Merger of the above For-Profit Domestic Corporation have been presented to me at my office, accompanied by the fees prescribed by law and that the documentation presented conforms to law as prescribed by the provisions of the Indiana Business Corporation Law.

The following non-surviving entity(s):

DANEK MEDICAL, INC.

a(n) Tennessee Non-Qualified Foreign Corporation

merged with and into the surviving entity:

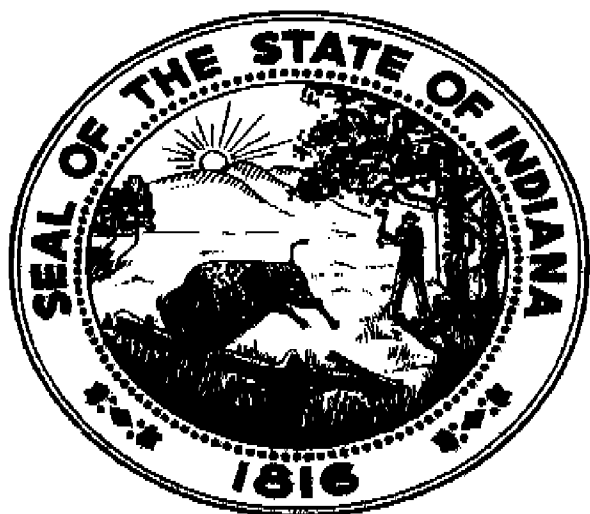
MEDTRONIC SOFAMOR DANEK, INC.

NOW, THEREFORE, with this document I certify that said transaction will become effective Thursday, December 27, 2001.

In Witness Whereof, I have caused to be affixed my signature and the seal of the State of Indiana, at the City of Indianapolis, December 27, 2001.



SUE ANNE GILROY,
SECRETARY OF STATE



198305-675 / 2001122732874

**ARTICLES OF MERGER
MERGING
DANEK MEDICAL, INC.
INTO
MEDTRONIC SOFAMOR DANEK, INC.**

Pursuant to the provisions of Section 23-1-40-4 of the Indiana Code and Section 48-21-105 of the Tennessee Business Corporation Act, the undersigned corporation hereby executes the following Articles of Merger:

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providing for the merger of Danek Medical, Inc., a Tennessee corporation, into Medtronic Sofamor Danek, Inc., an Indiana corporation and the surviving corporation.

SECOND: The resolutions attached hereto as Exhibit A were adopted by the Board of Directors of Medtronic Sofamor Danek, Inc. on December 11, 2001. Approval of the merger by the shareholders of Danek Medical, Inc. and Medtronic Sofamor Danek, Inc. was not required.

THIRD: Medtronic Sofamor Danek, Inc. owns 100% of the outstanding shares of Danek Medical, Inc.

IN WITNESS WHEREOF, the undersigned, being the President, Spinal Systems, of the surviving corporation, executes these Articles of Merger and verifies, subject to penalties of perjury, that the statements contained herein are true, this 22 day of December, 2001.



Michael F. DeMane, President, Spinal Systems

2590499-IN

TRADEMARK

REEL: 002546 FRAME: 0692

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FURTHER RESOLVED, that the officers of the Company be and hereby are authorized and directed to execute Articles of Merger embodying the foregoing Plan, to cause the same to be filed in the manner required by law, and to take such other action and execute and deliver such other documents and instruments as may be necessary to effect such merger.