

07-25-2002



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Docket No.:

59473.00008

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To the Honorable Commissioner of Patents

102167267

attached original documents or copy thereof.

1. Name of conveying party(ies):

Mobility USA, L.C.

*7.23.02*

- Individual(s)
- General Partnership
- Corporation-State
- Other Limited Liability Company

Additional names(s) of conveying party(ies)  Yes  No

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

Name: Duracare Medical Equipment, L.C.

Internal Address: \_\_\_\_\_

Street Address: 6182 Idlewild Street

City: Fort Meyers State: FL ZIP: 33912

- 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 designation is  Yes  N  
(Designations must be a separate document from  
Additional name(s) & address(es)  Yes  N

3. Nature of conveyance:

- Assignment
- Security Agreement
- Other \_\_\_\_\_
- Merger
- Change of Name

Execution Date: July 1, 2002

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

A. Trademark Application No.(s)

75/773,636

B. Trademark Registration No.(s)

Additional numbers  Yes  No

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

Name: Karl M. Zielaznicki, Esq.

Internal Address: Jenkins & Gilchrist Parker Chapin LLP

Street Address: The Chrysler Building

405 Lexington Avneue

City: New York State: NY ZIP: 10174

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

1

7. Total fee (37 CFR 3.41):.....\$ \$40.00

- Enclosed
- Authorized to be charged to deposit account \_\_\_\_\_

8. Deposit account number:

500-672

OFFICE OF THE  
COMMISSIONER OF PATENTS  
FINANCE SECTION  
JUL 23 AM 11:20  
RECORDED

07/24/2002 DBYRNE 00000227 75773636

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40.00 OP

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.

Karl M. Zielaznicki

Name of Person Signing

*[Signature]*

Signature

July 19, 2002

Date

Total number of pages including cover sheet, attachments, and

TRADEMARK

TRADEMARK ASSIGNMENT

WHEREAS, Mobility USA, L.C., a Florida limited liability company (the "Assignor"), is owner of all right, title and interest in the marks and related registrations and applications as set forth on Schedule A hereto (collectively, the "Trademarks"); and

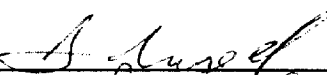
WHEREAS, Duracare Medical Equipment, L.C., a Florida limited liability company (the "Assignee"), is desirous of acquiring all of the Assignor's right, title and interest in and to all of the Trademarks, including, without limitation, any registrations and applications thereof, in the United States of America and its territories and possessions.

NOW THEREFORE, in consideration for the good and valuable consideration set forth in the Asset Purchase Agreement, the receipt and sufficiency of which is hereby acknowledged, the Assignor hereby sells, assigns, transfers and conveys to the Assignee, its successors and assigns, all of the Assignor's right, title and interest, if any, in and to all of the Trademarks, including, without limitation, any applications and registrations therefor, together with that portion of Assignor's business in connection with which Assignor had a *bona fide* intention to use the Trademarks and any goodwill of the business relating to the Trademarks, in the United States and its territories and possessions, all causes of action for any and all past infringements of the rights being assigned and the right to collect and retain any proceeds therefrom.

The Assignor expressly agrees to execute, acknowledge and deliver, such documents and other instruments as may be requested by the Assignee to evidence or effectuate the sale, assignment, transfer, conveyance and delivery of the Trademarks to the Assignee.

IN WITNESS WHEREOF, the Assignor has caused this Assignment to be executed as of this 1<sup>st</sup> day of July 2002.

Mobility USA, L.C.

By:   
Name: BRUCE C. RUSSELL  
Title: VICE PRESIDENT



SCHEDULE A

US Trademark Applications filed by Mobility USA, L.C.

<u>Mark</u>	<u>Serial No.</u>	<u>Filing Date</u>
MOBILITY USA	75/773,636	August 12, 1999