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**TRADEMARKS ONLY**

Form PTO-1594  
(Rev. 10/02)  
OMB No. 0651-0027 (exp. 6/30/2005)

U.S. DEPARTMENT OF COMMERCE  
U.S. Patent and Trademark Office

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

1. Name of conveying party(ies):

OHMEDA, INC.

2-21-03

- Individual(s)
- General Partnership
- Corporation-State
- Other
- Association
- Limited Partnership

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

3. Nature of conveyance:

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

Execution Date: \_\_\_\_\_

2. Name and address of receiving party(ies)

Name: DATEX - OHMEDA, INC.  
Internal Address: \_\_\_\_\_

Street Address: 8880 GORMAN ROAD  
City: LAUREL State: MD Zip: 20723

- Individual(s) citizenship
- Association
- General Partnership
- Limited Partnership
- Corporation-State DELAWARE
- 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 registration number(s):

A. Trademark Application No.(s)

B. Trademark Registration No.(s)

REC'N 1,723,522 REG'N 2,075,788  
REG'N 1,774,650

Additional number(s) attached  Yes  No

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

Name: ROGER M. RATHBUN

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

Street Address: 13 MARGARITA COURT

City: Hilton Head Isl State: SC Zip: 29926

6. Total number of applications and registrations involved: 3

7. Total fee (37 CFR 3.41): \$ 120.00

- Enclosed
- Authorized to be charged to deposit account

8. Deposit account number:

50-0575

(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.

ROGER M. RATHBUN  
Name of Person Signing

[Signature]  
Signature

02/13/2003  
Date

Total number of pages including cover sheet, attachments, and document: 4

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

STATE OF DELAWARE  
SECRETARY OF STATE  
DIVISION OF CORPORATIONS  
FILED 11:35 AM 12/28/1998  
981503161 - 2224876

**CERTIFICATE OF MERGER**  
**OF**  
**DATEX-ENGSTROM, INC.**  
**INTO**  
**OHMEDA INC.**

Pursuant to the provisions of Section 251 *et seq.* of the Delaware General Corporation Law, the undersigned corporations, each of whom exists under and by virtue of the General Corporation Law of Delaware, adopt the following Certificate of Merger for the purpose of merging Dutex-Engstrom, Inc. into Ohmeda Inc.,

**DO HEREBY CERTIFY:**

I. **Constituent Corporations:** The constituent corporations, Ohmeda Inc. and Dutex-Engstrom, Inc. are each incorporated in Delaware.

II. **Agreement of Merger.** That an Agreement of Merger between the parties to the merger has been approved, adopted, certified, executed and acknowledged by each constituent corporation in accordance with the requirements of Section 251 of the General Corporation Law of Delaware.

III. **Surviving Corporation.** The name of the surviving corporation is Ohmeda Inc., which shall hereinafter be changed to Dutex-Ohmeda, Inc.

IV. **Amendment of Certificate of Incorporation.** That the amendments in the Certificate of Incorporation of Ohmeda Inc., the surviving corporation, as to be effected by the merger are as follows:

Article 1 of the Certificate of Incorporation shall be amended to change the name of the surviving corporation from Ohmeda Inc. to Dutex-Ohmeda, Inc.

V. **Executed Agreement of Merger.** That the executed Agreement of Merger is on file at the office of the surviving corporation, located at 3 Highwood Drive, Tewksbury, Massachusetts 01876.

VI. **Copy of Agreement of Merger.** That a copy of the Agreement of Merger will be furnished by the surviving corporation, on request and without cost, to any stockholder of any constituent corporation.

VII. Effective Date. This Certificate of Merger shall be effective at the close of business on December 31, 1998.

IN WITNESS WHEREOF, Ohmeda Inc. has caused this Certificate of Merger to be signed by Richard Atkin, its President, and Joseph Bourgart, its Secretary, on the date set forth below.

OHMEDA INC.



Richard Atkin, President

ATTEST:



Joseph F. Bourgart, Secretary

December 18, 1998