

03-10-2003

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



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

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

1. Name of conveying party(ies): 3-4-03 Medcart, Limited Liability Company [] Individual(s) [] Association [] General Partnership [] Limited Partnership [] Corporation-State [x] Other Delaware limited liability company Additional name(s) of conveying party(ies) attached? [] Yes [x] No

2. Name and address of receiving party(ies) Name: Artromick International, Inc. Internal Address: c/o Dubin Clark & Company Inc. Street Address: 289 Greenwich Avenue City: Greenwich State: CT Zip: 06830 [] Individual(s) citizenship [] Association [] General Partnership [] Limited Partnership [x] Corporation-State Delaware [] Other If assignee is not domiciled in the United States, a domestic representative designation is attached: [] Yes [x] No (Designations must be a separate document from assignment) Additional name(s) & address(es) attached? [] Yes [x] No

3. Nature of conveyance: Request to correction of state of assignor from Ohio to Delaware, reel 1737/Frame 0541, recorded May 19, 1998 Execution Date: May 7, 1998

4. Application number(s) or registration number(s): A. Trademark Application No.(s) See attached Schedule A B. Trademark Registration No.(s) See attached Schedule A Additional number(s) attached [] Yes [x] No

5. Name and address of party to whom correspondence concerning document should be mailed: Name: John Kim, Esq. Internal Address: Bingham McCutchen LLP Street Address: 150 Federal Street City: Boston State: MA Zip: 02110

6. Total number of applications and registrations involved: 20 7. Total fee (37 CFR 3.41) \$ 515.00 [x] Enclosed [x] Authorized to be charged to deposit account 8. Deposit account number: 500927

DO NOT USE THIS SPACE

9. Signature. John Kim Name of Person Signing [Signature] Signature March 4, 2003 Date Total number of pages including cover sheet, attachments, and document: 14

03/07/2003 LINDLER 00000093 75301330 01 FC:0521 40.00 OP 02 FC:0522 475.00 OP

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

TRADEMARK REEL: 002686 FRAME: 0731

Schedule A to Trademark Recordation Cover Sheet

PENDING APPLICATIONS

| <u>Trademark</u> | <u>Filing Date</u> | <u>Serial Number</u> |
|-------------------------|---------------------------|-----------------------------|
| Pintrax | June 2, 1997 | 75-301330 |
| Nexpax | July 24, 1997 | 75-329682 |
| Spoolstar | February 11, 1998 | 75-432381 |
| BOA | August 2, 1995 | 74-710000 |

REGISTRATIONS

| <u>Trademark</u> | <u>Registration Date</u> | <u>Registration Number</u> |
|---------------------------|--------------------------|----------------------------|
| Artromick & Design | April 16, 1985 | 1,330,748 ✓ |
| Artromick Design | April 19, 1983 | 1,235,267 ✓ |
| Artropak | October 23, 1990 | 1,618,757 ✓ |
| Black & White Dots Design | August 7, 1984 | 1,289,311 ✓ |
| Color Dots Design | September 4, 1984 | 1,293,152 |
| Loospak | May 29, 1984 | 1,279,792 ✓ |
| Loospak Design | April 12, 1983 | 1,234,645 ✓ |
| Medication on the Dot | May 1, 1984 | 1,276,065 ✓ |
| Punchpak Design | August 14, 1984 | 1,290,562 ✓ |
| Vischarxt Design | August 21, 1984 | 1,290,766 |
| Max Above the Numeral 7 D | April 12, 1983 | 1,234,646 ✓ |
| BOA | June 29, 1993 | 1,779,661 |
| Lid Pak | August 9, 1994 | 1,848,552 |
| BOA | July 9, 1996 | 1,985,663 |
| Slidepak 7 | March 15, 1994 | 1,826,378 |
| BOA | October 10, 1995 | 1,925,495 ✓ |

06-09-1998

UNITED ST.



OFFICE

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TRADEMARKS ONLY

To the Honorable Commissioner of Patents and Trademarks:

Please record the attached original document or copy thereof.

1. Name and address of conveying party:

Medicart, Limited Liability Company
4800 Hilton Corporate Drive
Columbus, OH 43232

An Ohio limited liability company.



2. Name and address of receiving party:

Artromick International, Inc.
c/o Dubin Clark & Company Inc.
289 Greenwich Avenue
Greenwich, CT 06830

A Delaware corporation.

If assignee is not domiciled in the United States, a domestic representative designation is attached: ___

(Designation must be a separate document from Assignment)

3. Nature of conveyance: Assignment dated as of May 7, 1998, and attached hereto as Exhibit 1.

4. Registration numbers:

Trademark
Applications

Application No.

Application Date

See Schedule A attached hereto

Adjustment dates: 06/05/1998 JMWTKINS
05/29/1998 JMWTKINS 00000197 75301330
01 FC:461 -40.00 DP

06/05/1998 JMWTKINS 00000013 75301330
40.00 DP
01 FC:461
02 FC:462 475.00 DP

Trademarks Registration No. Registration Date

See Schedule A attached hereto

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

Robert Porcelli
Legal Assistant
Bingham Dana LLP
150 Federal Street
Boston, MA 02110


6. Total number of applications and registrations involved: 20

7. Total fee enclosed: \$515.00

8. Deposit account number: **[Not applicable]**

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.


Name: Raymond F. Skoglund
Date: May 14, 1998

Mail documents to be recorded with required cover sheet information to:

Commissioner of Patents and Trademarks
Box Assignments
Washington, D.C. 20231

Schedule A to Trademark Recordation Cover Sheet

PENDING APPLICATIONS

| <u>Trademark</u> | <u>Filing Date</u> | <u>Serial Number</u> |
|-------------------------|---------------------------|-----------------------------|
| Pintrax | June 2, 1997 | 75-301330 |
| Nexpax | July 24, 1997 | 75-329682 |
| Spoolstar | February 11, 1998 | 75-432381 |
| BOA | August 2, 1995 | 74-710000 |

REGISTRATIONS

| <u>Trademark</u> | <u>Registration Date</u> | <u>Registration Number</u> |
|---------------------------|--------------------------|----------------------------|
| Artromick & Design | April 16, 1985 | 1,330,748 ✓ |
| Artromick Design | April 19, 1983 | 1,235,267 ✓ |
| Artropak | October 23, 1990 | 1,618,757 ✓ |
| Black & White Dots Design | August 7, 1984 | 1,289,311 ✓ |
| Color Dots Design | September 4, 1984 | 1,293,152 ✓ |
| Loospak | May 29, 1984 | 1,279,792 ✓ |
| Loospak Design | April 12, 1983 | 1,234,645 ✓ |
| Medication on the Dot | May 1, 1984 | 1,276,065 ✓ |
| Punchpak Design | August 14, 1984 | 1,290,562 ✓ |
| Vischarxt Design | August 21, 1984 | 1,290,766 ✓ |
| Max Above the Numeral 7 D | April 12, 1983 | 1,234,646 ✓ |
| BOA | June 29, 1993 | 1,779,661 |
| Lid Pak | August 9, 1994 | 1,848,552 |
| BOA | July 9, 1996 | 1,985,663 |
| Slidepak 7 | March 15, 1994 | 1,826,378 |
| BOA | October 10, 1995 | 1,925,495 |

**ASSIGNMENT OF TRADEMARKS AND TRADEMARK
REGISTRATIONS**

WHEREAS, Medicart, Limited Liability Company, a Delaware limited liability company, having a place of business at 4800 Hilton Corporate Drive, Columbus, Ohio 43232, has adopted and used and is using the trademarks identified on Exhibit A hereto, and is the owner of the registrations of such trademarks identified on said Exhibit A; and

WHEREAS, Artromick International, Inc., a corporation organized and existing under the laws of the State of Delaware, having a place of business at c/o Dubin Clark & Company Inc., 289 Greenwich Avenue, Greenwich, Connecticut 06830, is desirous of acquiring said trademarks and the registrations thereof;

NOW, THEREFORE, for good and valuable consideration, receipt of which is hereby acknowledged, Medicart, Limited Liability Company, does hereby assign, sell and transfer unto said Artromick International, Inc., all right, title and interest in and to the said trademarks identified on Exhibit A, together with (a) the registrations of said trademarks identified on said Exhibit A, (b) the goodwill of the business symbolized by said trademarks and the registrations thereof, and (c) the right to sue and recover for, and the right to profits or damages due or accrued arising out of or in connection with, any and all past, present or future infringements or dilution of or damage or injury to said trademarks or the registrations thereof or associated goodwill.


IN WITNESS WHEREOF, Medicart, Limited Liability Company, by its duly authorized officer, has executed this assignment, as an instrument under seal on this 7th day of May, 1998.

MEDICART, LIMITED LIABILITY COMPANY

By: 
Title: *President*

The foregoing assignment of said trademarks and the registrations thereof and associated goodwill by Medicart, Limited Liability Company to Artromick International, Inc. is hereby accepted as of the 7th day of May, 1998.

ARTROMICK INTERNATIONAL, INC.

By: 
Title: *President*

COMMONWEALTH OR STATE OF Georgia)
) ss.
COUNTY OF Fulton)

On this the 7th day of May, 1998, before me appeared J.M. Romieri, the person who signed this instrument, who acknowledged that he is the President of Medicart, Limited Liability Company and that being duly authorized he signed such instrument as a free act on behalf of Medicart, Limited Liability Company.

Dana J. ...
My commission expires March 9, 2001

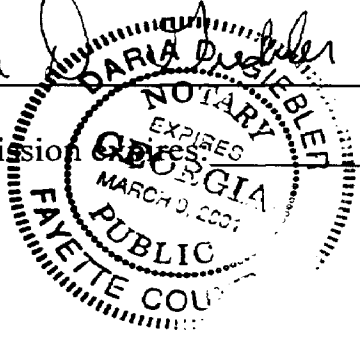


Exhibit A

1. United States Trademarks

Including trademark, trademark registration numbers and registration dates:

- a. Artromick & Design
1,330,748
April 16, 1985
- b. Artromick Design
1,235,267
April 19, 1983
- c. Artropak
1,618,757
October 23, 1990
- d. Black & White Dots Design
1,289,311
August 7, 1984
- e. Color Dots Design
1,293,152
September 4, 1984
- f. Loospak
1,279,792
May 29, 1984
- g. Loospak Design
1,234,645
April 12, 1983
- h. Medication on the Dot
1,276,065
May 1, 1984
- i. Punchpak Design
1,290,562
August 14, 1984
- j. Vischarxt Design
1,290,766
August 21, 1984

BOS-BUSN:546914.2

- k. Max Above the Numeral 7 D
1,234,646
April 12, 1983
- l. Artromick
Louisiana trademark - Registration number not available
October 7, 1997
TRC Number - 38801136
- m. BOA
1,779,661
June 29, 1993
- n. Lid Pak
1,848,552
August 9, 1994
- o. BOA
1,985,663
July 9, 1996
- p. Slidepak 7
1,826,378
March 15, 1994
- q. BOA
1,925,495
October 10, 1995
- r. Pintrax (Pending)
Serial Number: 75-301330
Filing Date: June 2, 1997
- s. Nexpax (Pending)
Serial Number: 75-329682
Filing Date: July 24, 1997
- t. Spoolstar (Pending)
Serial Number: 75-432381
Filing Date: February 11, 1998
- u. BOA (Pending)
Application Serial No. 74-710000
Registration Date: August 2, 1995

2. Canadian Trademarks

BOS-BUSN:546914.2

Including trademark registration numbers and registration dates:

- a. Artromick
278932
April 22, 1988
- b. Max 7
281374
July 15, 1983
- c. Punchpak
281826
July 29, 1983
- d. Loospak
283278
September 16, 1983
- e. Vischarxt Design
317641
August 22, 1986
- f. Artromick
Registration of Industrial Design No. 278,932

3. Israeli Trademarks

Trademark registration numbers:

- a. 54749
- b. 54751
- c. 54748

BOS-BUSN:546914.2