

U.S. DEPARTMENT OF COMMERCE  
RECORDATION FORM COVER  
TRADEMARK

06-13-2003



102472043

To the Honorable Commissioner of Patents and Trademarks. Please

attach a true copy thereof.

receiving an interest:

1. Name of Party(ies) conveying an interest:

PRISM ENTERPRISES LP  
6952 Fairgrounds Parkway  
San Antonio, TX 78238

5-27-03

MEDI-DYNE HEALTHCARE PRODUCTS, LTD.  
6221 Colleyville Blvd., Suite 150  
Colleyville, Texas 76034

Individual(s)  
 General Partnership  
 Corporation -  
 Other

Association  
 Limited Partnership -  
Delaware

Individual  
 General Partnership  
 Corporation -  
 Other  
 Citizenship

Association  
 Limited Partnership -  
Texas

3. Interest Conveyed:

Assignment  
 Security Agreement  
 Other

Change of Name  
 Merger

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

Yes  
 No

Effective Date: April 1, 2003

4. Application number(s) or registration number(s). Additional sheet attached?

Yes  No

A. Trademark Application No.(s)

B. Trademark Registration No.(s) 1,645,088; 1,717,858;  
2,101,954

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

Name: Thomas R. Felger, Esq.  
Baker Botts L.L.P.  
Street Address: 2001 Ross Avenue, Suite 600  
City: Dallas  
State: Texas Zip: 75201-2980

6. Number of applications and registrations involved: 3

7. Amount of fee enclosed or authorized to be charged: \$90.00

8. Deposit account number (Attach duplicate copy of this form if paying by deposit account):

50-2147

DO NOT USE THIS SPACE

06/12/2003 MYRME 00000097-2101954

01 FC:0521  
02 FC:0522

40.00 OF  
50.00 OF

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.

B. K. Drinkwater  
Name of Person Signing

Signature

Date

May 22, 2003

Total number of pages including cover sheet

5

OMB No. 0651-0011 (exp. 4/94)

Do not detach this portion

Mail documents to be recorded with required cover sheet information:

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

Public burden reporting for this sample cover sheet is estimated to average about 30 minutes per document to be recorded, including time for reviewing the document and gathering the data needed, and completing and reviewing the sample cover sheet. Send comments regarding this burden estimate to the U.S. Patent and Trademark Office, Office of Information Systems, PK2-100CC, Washington, D.C. 20231, and to the Office of Management and Budget, Paperwork Reduction Project, (0651-0011), Washington, D.C. 20503.

## TRADEMARK ASSIGNMENT

WHEREAS, this Trademark Assignment is made as of this 1<sup>st</sup> day of ~~March~~ <sup>April</sup>, 2003, by **PRISM ENTERPRISES LP**, a Delaware limited partnership ("**Seller**"), having its principal place of business at 6952 Fairgrounds Parkway, San Antonio, Texas 78238-4528, in favor of **MEDI-DYNE HEALTHCARE PRODUCTS, LTD.**, a Texas limited partnership ("**Buyer**"), having its principal place of business at 6221 Colleyville Blvd., Suite 150, Colleyville, Texas 76034. Seller is the owner of those marks now registered in the United States Patent and Trademark Office as more particularly described on Exhibit A, attached hereto and incorporated for all purposes by reference (the "**Marks**"); and

WHEREAS, Buyer is desirous of acquiring the Marks;

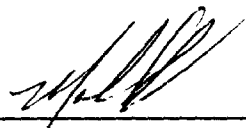
NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, Seller does hereby assign, sell, transfer, and convey unto Buyer and its successors and assigns, Seller's entire right, title, and interest in and to the Marks, together with that part of the good will of Seller symbolized by the Marks and the registration thereof, in the United States and throughout the world, and the entire right, title, and interest in and to any and all claims and demands Seller may have either at law or in equity arising out of past, present, or future infringement of the Marks, and including all common-law and other rights in the Marks.

IN WITNESS WHEREOF, Seller has caused these presents to be duly executed as of the date first written above.

**SELLER:**

**PRISM ENTERPRISES LP**

By: **PRISM GP LLC**  
Its: General Partner

By:   
Mark S. Smith, President

**BUYER:**

**MEDI-DYNE HEALTHCARE PRODUCTS LTD.**

By: Medi-Dyne Healthcare Products Companies,  
LLC

Its: General Partner

By: Craig DiGiovanni VICE-PRESIDENT  
Craig DiGiovanni, Vice President

STATE OF TEXAS

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COUNTY OF Bexar

§

§

On this 11<sup>th</sup> of March, 2003, before a Notary Public in and for the State and County aforesaid, personally appeared Mark S. Smith, the President of Prism GP LLC, a Delaware limited liability company, the general partner of Prism Enterprises LP, a Delaware limited partnership, known by me to be the person who signed and sealed the foregoing instrument, and acknowledged the same to be his own free act and deed.

IN WITNESS WHEREOF, I have hereunto set my hand and seal this 11<sup>th</sup> day of March, 2003.



Sonia K. Mathias  
Notary Public in and for  
the State of Texas

My Commission expires:

April 5, 2005

STATE OF TEXAS

§

COUNTY OF Waller

§

§

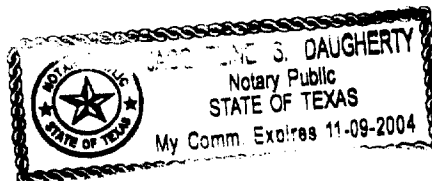
On this 1<sup>st</sup> day of April ~~March~~, 2003, before a Notary Public in and for the State and County aforesaid, personally appeared Craig DiGiovanni, the Vice President of Medi-Dyne Healthcare Products Companies, LLC, a Texas limited liability company, the general partner of Medi-Dyne Healthcare Products, Ltd., a Texas limited partnership, known by me to be the person who signed and sealed the foregoing instrument, and acknowledged the same to be his own free act and deed.

IN WITNESS WHEREOF, I have hereunto set my hand and seal this 1<sup>st</sup> day of April ~~March~~, 2003.

Jacqueline S. Daugherty  
Notary Public in and for  
the State of Texas

My Commission expires:

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**EXHIBIT A  
TO  
TRADEMARK ASSIGNMENT**

**TRADEMARKS**

<b><u>NAME</u></b>	<b><u>REGISTRATION #</u></b>	<b><u>DATE</u></b>
MES	2101954	9/30/97
Prostretch	1645088	5/21/91
Stepstretch	1717858	9/22/92