

06-23-2003



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Form PTO-1594

(Rev. 10/02)

OMB No. 0651-0027 (exp. 6/30/2005)

RECORDATION F

TRADEMARKS ONLY

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): 6-18-03

Total Renal Care Holdings, Inc.

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

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

3. Nature of conveyance:

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

Execution Date: October 5, 2000

2. Name and address of receiving party(ies)

Name: Davita Inc.

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

Street Address: 21250 Hawthorne Boulevard,

City: Torrance Suite 800 State: CA Zip: 90503-5517

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)

See attached list

Additional number(s) attached  Yes  No

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

Name: Susan Neuberger Weller

Internal Address: Mintz, Levin, Cohn, Ferris, Glovsky and Popeo, P.C.

Street Address: 12010 Sunset Hills Road, Suite 900

City: Reston State: VA Zip: 20190

6. Total number of applications and registrations involved: 11

7. Total fee (37 CFR 3.41).....\$ 290.00

Enclosed

Authorized to be charged to deposit account

8. Deposit account number:

50-0311

(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.

Susan Neuberger Weller

Name of Person Signing

Signature

June 18, 2003

Date

06/20/2003 DBYRNE 00000078 2186950

4

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

01 FC:8521  
02 FC:8522

40.00 OP  
250.00 OP

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

**TRADEMARK REGISTRATIONS FOR RECORDAL OF THE NAME  
CHANGE FROM TOTAL RENAL CARE HOLDINGS, INC. TO DAVITA INC.**

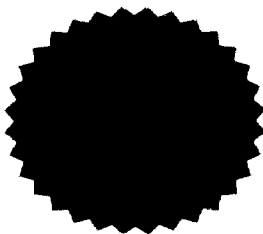
<b>REGISTRATION NO.</b>	<b>MARK</b>	<b>REGISTRATION DATE</b>
2,186,950	TOTAL NEPHROLOGY CARE NETWORK	September 1, 1998
2,196,337	TNCN (& Design)	October 13, 1998
2,167,478	TNCN	June 23, 1998
2,187,566	TRP	September 8, 1998
2,185,761	TRP (& Design)	September 1, 1998
2,195,287	OPEN ACCESS	October 13, 1998
2,195,371	OPEN ACCESS (& Design)	October 13, 1998
2,238,675	MISCELLANEOUS DESIGN	April 13, 1999
2,229,751	TOTAL RENAL RESEARCH	March 2, 1999
2,238,800	TRR	April 13, 1999
2,253,202	TRR (& Design)	June 15, 1999

# Delaware

PAGE 1

*The First State*

I, HARRIET SMITH WINDSOR, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY THE ATTACHED IS A TRUE AND CORRECT COPY OF THE CERTIFICATE OF AMENDMENT OF "TOTAL RENAL CARE HOLDINGS, INC.", CHANGING ITS NAME FROM "TOTAL RENAL CARE HOLDINGS, INC." TO "DAVITA INC.", FILED IN THIS OFFICE ON THE FIFTH DAY OF OCTOBER, A.D. 2000, AT 9 O'CLOCK A.M.



*Harriet Smith Windsor*  
Harriet Smith Windsor, Secretary of State

2391269 8100

AUTHENTICATION: 2433643

030338208

DATE: 05-23-03

TRADEMARK

REEL: 002761 FRAME: 0804

**CERTIFICATE OF AMENDMENT  
OF  
CERTIFICATE OF INCORPORATION  
OF  
TOTAL RENAL CARE HOLDINGS, INC.**

Total Renal Care Holdings, Inc. (the "Corporation"), a corporation organized and existing under and by virtue of the General Corporation Law of the State of Delaware, does hereby certify:

**FIRST:** That the Corporation was originally incorporated under the name Medical Ambulatory Care Delaware, Inc., and the date of the filing of the Corporation's original Certificate of Incorporation with the Delaware Secretary of State was April 4, 1994.

**SECOND:** That the Board of Directors of the Corporation adopted a resolution proposing and declaring advisable the following amendment to the Corporation's Certificate of Incorporation.

"NOW, THEREFORE, BE IT RESOLVED, that Article I of the Amended and Restated Certificate of Incorporation of the Corporation be amended so that such Article, as amended, shall be and read as follows:

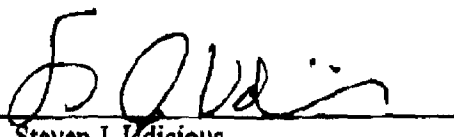
"The name of the corporation is DaVita Inc. (the "Corporation")."

**THIRD:** That the foregoing amendment was duly adopted by all of the duly elected directors of the Corporation in accordance with the applicable provisions of Section 242 of the General Corporation Law of the State of Delaware.

**FOURTH:** The foregoing amendment was duly adopted by a majority of the outstanding shares of stock of the Corporation in accordance with the applicable provisions of Section 242 of the General Corporation Law of the State of Delaware and the Corporation's Certificate of Incorporation.

IN WITNESS WHEREOF, the Corporation has caused this Certificate to be signed by Steven J. Udicious, its Vice President, General Counsel and Secretary, this 5<sup>th</sup> day of October, 2000.

TOTAL RENAL CARE HOLDINGS, INC.  
a Delaware corporation

By:   
Steven J. Udicious  
Vice President, Secretary and General Counsel

STATE OF DELAWARE  
SECRETARY OF STATE  
DIVISION OF CORPORATIONS  
FILED 09:00 AM 10/05/2000  
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