

7-23-03

07-28-2003

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

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



102509201

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

1. Name of conveying party(ies):  
Encore Medical Corporation  
9800 Metric Boulevard  
Austin, TX 78741  
 Individual(s)  Association  
 General Partnership  Limited Partnership  
 Corporation-State  
 Other  
Additional name(s) of conveying party(ies) attached?  Yes  No

2. Name and address of receiving party(ies)  
Name: Encore Medical Asset Corporation  
Internal  
Address: Building 3, Suite 321  
Street Address: 2920 North Green Valley Pkwy  
City: Henderson State: NV Zip: 89014  
 Individual(s) citizenship  
 Association  
 General Partnership  
 Limited Partnership  
 Corporation-State Nevada  
 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

3. Nature of conveyance:  
 Assignment  Merger  
 Security Agreement  Change of Name  
 Other  
Execution Date: July 10, 2003

4. Application number(s) or registration number(s):  
A. Trademark Application No.(s)  
B. Trademark Registration No.(s) 1,314,440  
1,443,995  
Additional number(s) attached  Yes  No

5. Name and address of party to whom correspondence concerning document should be mailed:  
Name: Harry Zimmerman  
Internal Address: Encore Medical Corporation  
Street Address: 9800 Metric Boulevard  
City: Austin State: TX Zip: 78741

6. Total number of applications and registrations involved: 2  
7. Total fee (37 CFR 3.41) \$ 80.00  
 Enclosed  
 Authorized to be charged to deposit account  
8. Deposit account number:

9. Signature  
  
Name of Person Signing  
  
Signature  
Date: 7/10/03  
Total number of pages including cover sheet, attachments, and document: 4

07/25/2003 LIMELLER 00000143 1314440  
01 FC:0521 40.00 OP  
02 FC:0522 25.00 OP

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

0000125315  
LIMELLER  
07/25/2003  
CHECK Refund Total: \$15.04

TRADEMARK  
REEL: 002787 FRAME: 0162

**TRADEMARK ASSIGNMENT**

WHEREAS, Encore Medical Corporation, a Delaware corporation having a place of business at 9800 Metric Boulevard, Austin, Texas 78758 ("EMC"), is the owner of the Trademark and the application thereof in the United States of America (hereinafter TRADEMARK), as follows:

**U.S. TRADEMARK**

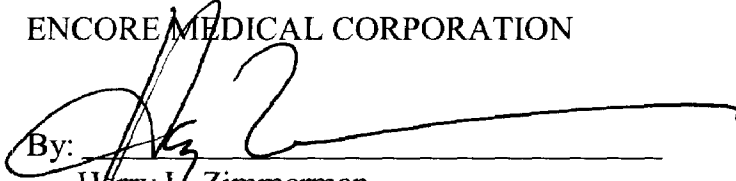
<i>Trademark</i>	<i>Serial No.</i>	<i>Filing Date</i>
OSTEOMILL	1,443,995	May 14, 1986

WHEREAS, EMC desires to transfer its entire right, title and interest in and to said TRADEMARK, said registration thereof, and the goodwill of the business symbolized thereby to its subsidiary, Encore Medical Asset Corporation, a Nevada corporation having its principal place of business at 2920 North Green Valley Parkway, Building 3, Suite 321, Henderson, Nevada 89014 ("EMAC");

NOW, THEREFORE, in consideration of the sum of One United States Dollar (U.S.\$1.00) and other good and valuable consideration, the receipt of which is hereby acknowledged, EMC hereby sells, assigns, transfers and sets over unto EMAC the entire right, title and interest of EMC in and to said TRADEMARK, together with said registration thereof and the goodwill of the business symbolized thereby.

Signed in Austin, Texas this 10<sup>m</sup> day of July, 2003.

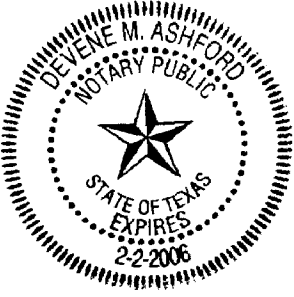
ENCORE MEDICAL CORPORATION

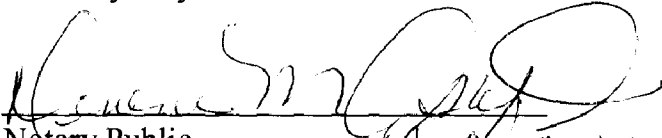
By:   
Harry L. Zimmerman,  
Executive Vice President – General Counsel

IRACKS  
State of Texas }  
                                  }  
County of Travis }

ss:

On this \_\_\_\_\_ day of July, 2003, personally appeared Harry L. Zimmerman to me known and known to me to be the Executive Vice President – General Counsel of Encore Medical Corporation, and acknowledged that he executed the foregoing Assignment on behalf of Encore Medical Corporation and pursuant to authority duly received.



  
Notary Public  
My commission expires on: 2-2-2006

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**U.S. TRADEMARK**

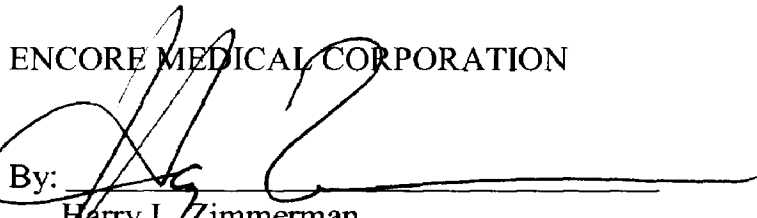
<i>Trademark</i>	<i>Serial No.</i>	<i>Filing Date</i>
POWER FLEX	1,314,440	April 6, 1983

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Signed in Austin, Texas this 10<sup>th</sup> day of July, 2003.

ENCORE MEDICAL CORPORATION

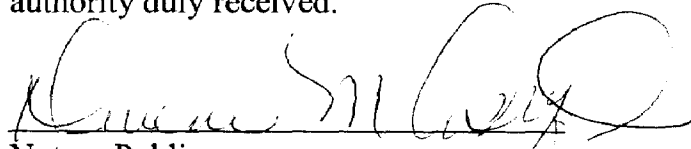
By: 

Harry L. Zimmerman,  
Executive Vice President – General Counsel

TRAVIS  
 State of Texas }  
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