

RECORDATION FORM COVER SHEET  
TRADEMARKS ONLY

U.S. Department of Commerce  
Patent and Trademark Office

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

<p>1. Name and address of conveying party(ies):</p> <p>Name: NUS Instruments, Inc. Address: 200 South Woodruff Idaho Falls, Idaho 83401</p> <p><input type="checkbox"/> Individual <input type="checkbox"/> Association <input type="checkbox"/> General Partnership <input type="checkbox"/> Limited Partnership <input checked="" type="checkbox"/> Corporation, State of Delaware <input type="checkbox"/> Other: _____</p> <p>Additional name(s) of conveying party(ies) attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p>	<p>2. Name and address of receiving party(ies):</p> <p>Name: NSTS, Inc. Address: 200 Woodruff Idaho Falls, Idaho 83401</p> <p><input type="checkbox"/> Individual(s) citizenship: _____ <input type="checkbox"/> Association: _____ <input type="checkbox"/> General Partnership: _____ <input type="checkbox"/> Limited Partnership: _____ <input checked="" type="checkbox"/> Corporation: State of Delaware <input type="checkbox"/> Other: _____</p> <p>If assignee is not domiciled in the United States, a domestic representative designation is attached: <input type="checkbox"/> Yes <input type="checkbox"/> No (Designation must be a separate document from Assignment) Additional name(s) of receiving party(ies) attached? <input type="checkbox"/> Yes <input type="checkbox"/> No</p>
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3. Nature of Conveyance:

Assignment  Merger  
 Security Agreement  Change of Name  
 Other: \_\_\_\_\_

Execution Date: June 30, 2004

<p>4. Application Number(s) or Registration Number(s):</p> <p>A. Trademark Application Number(s):</p> <p>Additional numbers attached? <input type="checkbox"/> Yes <input type="checkbox"/> No</p>	<p>B. Trademark Registration Number(s):</p> <p>Reg. No. <u>2,238,154</u></p> <p>Additional numbers attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p>
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<p>5. Name and address of party to whom correspondence concerning this document should be mailed:</p> <p>Name: Gary D. Lueck Bingham McCutchen LLP Address: Three Embarcadero Center, Suite 1800 San Francisco, California 94111-4067</p>	<p>6. Total applications and registrations involved: 1</p> <p>7. Total fee (37 C.F.R. § 3.41)(\$40.00 per assignment) \$40.00</p> <p><input type="checkbox"/> Enclosed <input type="checkbox"/> Authorized to be charged to deposit account. <input checked="" type="checkbox"/> The Commissioner is authorized to charge underpayment of any fees or credit any overpayment to deposit Account Number 50-2519, docket no. 0000306415.</p> <p>8. Deposit Account Number: <u>50-2519</u></p>
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DO NOT USE THIS SPACE

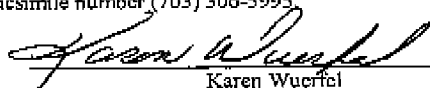
9. Statement and signature.  
To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

Gary D. Lueck \_\_\_\_\_ Date: July 16, 2004  
Name Signature

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

CERTIFICATE OF MAILING BY FACSIMILE

I hereby certify that this paper and all enclosures are being transmitted via facsimile to Mail Stop Assignment, Recordation Service, U.S. Patent and Trademark Office on July 7, 2004 to facsimile number (703) 306-5995.

  
Karen Wuerfel

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# APPLICATION FOR AMENDED CERTIFICATE OF AUTHORITY

(Instructions on back of application)

To the Secretary of State of the State of Idaho:

Pursuant to Section 30-1-1504, Idaho Code, the undersigned Corporation hereby applies for an amended certificate of authority to transact business in the State of Idaho and for that purpose submits the following statement. Complete only applicable items.

1. A Certificate of Authority was issued to the corporation by your office on: September 24, 1995 authorizing it to transact business in the State of Idaho under the name of: NUIS Instruments, Inc.
2. Its corporate name has been changed to: NSTS, Inc.
3. The name which it shall use hereafter in the State of Idaho is: NSTS, Inc.
4. It has changed its jurisdiction of incorporation, without a change of corporate identity to: \_\_\_\_\_

Dated: July 9, 2004 Corporation Name: NSTS, Inc.

Signature: *Scott Robuck*

Typed Name: Scott Robuck

Capacity: Secretary

Customer Acct # :

(if using pre-paid account)

Secretary of State use only

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Revised 07/2003

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# 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 "NUS INSTRUMENTS, INC.", CHANGING ITS NAME FROM "NUS INSTRUMENTS, INC." TO "NSTS, INC.", FILED IN THIS OFFICE ON THE NINTH DAY OF JULY, A.D. 2004, AT 4:39 O'CLOCK P.M.

A FILED COPY OF THIS CERTIFICATE HAS BEEN FORWARDED TO THE NEW CASTLE COUNTY RECORDER OF DEEDS.



2662491 8100

040506944

*Harriet Smith Windsor*

Harriet Smith Windsor, Secretary of State

AUTHENTICATION: 3224890

DATE: 07-09-04

TRADEMARK  
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RCM CORPORATION TRUST WILM TEAM #2

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**CERTIFICATE OF AMENDMENT  
TO THE  
CERTIFICATE OF INCORPORATION  
OF  
NUS INSTRUMENTS, INC.**

NUS INSTRUMENTS, INC., a corporation organized and existing under and by virtue of the Delaware General Corporation Law (the "Corporation"), DOES HEREBY CERTIFY:

**FIRST:** The Corporation filed its Certificate of Incorporation with the Secretary of State of the State of Delaware on September 10, 1996.

**SECOND:** The Board of Directors of the Corporation has adopted a resolution proposing and declaring advisable an amendment (the "Amendment") to Article I of the Certificate of Incorporation of the Corporation, which as amended, shall read as follows:

**ARTICLE I**

The name of the Corporation is NSTS, Inc. (referred to as the "Corporation")

**THIRD:** The Amendment was consented to and authorized by the holders of a majority of the Corporation's issued and outstanding Common Stock, by written consent dated June 30, 2004 in accordance with the provisions of Section 228 of the General Corporation Law of the State of Delaware.

**FOURTH:** The Amendment has been duly adopted in accordance with the provisions of Section 242 of the General Corporation Law of the State of Delaware.

**FIFTH:** This Certificate of Amendment to the Certificate of Incorporation of the Corporation has been executed and shall be filed and recorded in accordance with Section 103 of the General Corporation Law of the State of Delaware.

**IN WITNESS WHEREOF,** the Corporation has caused this Certificate to be signed by an authorized officer this 30th day of June 2004.

NUS INSTRUMENTS, INC.

By: /s/Scott Robuck

Scott Robuck  
Secretary

State of Delaware  
Secretary of State  
Division of Corporations  
Delivered 04:49 PM 07/09/2004  
FILED 04:39 PM 07/09/2004  
SRV 040506944 - 2662491 FILE