

07-26-2005



7-21-05

RECO
TR

103047555

To the Director of the U. S. Patent and Trademark Office: Please record the attached documents or the new address(es) below.

1. Name of conveying party(ies):

Empi, Inc.
599 Cardigan Road
St. Paul, MN 55126

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

Citizenship (see guidelines) _____

Additional names of conveying parties attached? Yes No

3. Nature of conveyance /Execution Date(s) :

Execution Date(s) July 6, 2005

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

2. Name and address of receiving party(ies)

Additional names, addresses, or citizenship attached? Yes No

Name: Encore Medical Corporation

Internal

Address: _____

Street Address: 9800 Metric Boulevard

City: Austin

State: TX

Country: USA Zip: 78758

- Association
- General Partnership
- Limited Partnership
- Corporation
- Other

Citizenship _____
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)

4. Application number(s) or registration number(s) and identification or description of the Trademark.

A. Trademark Application No.(s)
78/468,083
78/400,444
78/400,449

B. Trademark Registration No.(s)

Additional sheet(s) attached? Yes No

C. Identification or Description of Trademark(s) (and Filing Date if Application or Registration Number is unknown):
See Exhibit "A" attached

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

Name: Harry L. Zimmerman

Internal Address: _____

Street Address: 9800 Metric Boulevard

City: Austin

State: TX Zip: 78758

Phone Number: 512 834-6208

Fax Number: 512 834-6310

Email Address: harry_zimmerman@encoremed.com

6. Total number of applications and registrations involved:

3

7. Total fee (37 CFR 2.6(b)(6) & 3.41) \$ 90.00

- Authorized to be charged by credit card
- Authorized to be charged to deposit account
- Enclosed

8. Payment Information:

a. Credit Card Last 4 Numbers _____
Expiration Date _____

b. Deposit Account Number _____

Authorized User Name _____

9. Signature:

Signature

Date

Harry L. Zimmerman

Name of Person Signing

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

4

Documents to be recorded (including cover sheet) should be faxed to (703) 306-5995, or mailed to:
Mail Stop Assignment Recordation Services, Director of the USPTO, P.O. Box 1450, Alexandria, VA 22313-1450

07/25/2005 GTDN11 00000008 78468083

01 FC:8521 40.00 OP
02 FC:8522 50.00 OP

TRADEMARKS ASSIGNMENT


WHEREAS, Empi, Inc., a Minnesota corporation having a place of business at 599 Cardigan Road, St. Paul, Minnesota 55126 ("EMPI"), is the owner of the Trademarks and the Registrations listed and attached hereto and incorporated herein as Exhibit "A" (collectively referred to as "TRADEMARKS").

WHEREAS, EMPI desires to transfer its entire right, title and interest in and to said TRADEMARKS, said application thereof, and the goodwill of the business symbolized thereby to its parent, Encore Medical Corporation, a Delaware corporation having its principal place of business at 9800 Metric Boulevard, Austin Texas 78758 ("EMC");

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, EMPI hereby sells, assigns, transfers and sets over unto EMC the entire right, title and interest of EMPI in and to said TRADEMARKS, together with said application thereof and the goodwill of the business symbolized thereby.

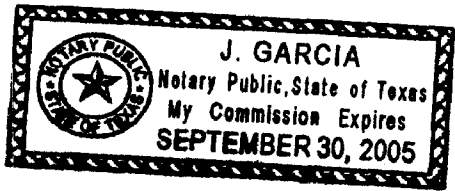
Signed in Austin, Texas this 6 day of July, 2005, to be effective October 4, 2004.

EMPI, INC.

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

State of Texas }
County of Travis }

On this 6 day of July, 2005, personally appeared Harry L. Zimmerman to me known and known to me to be the Executive Vice President – General Counsel of Empi, Inc., and acknowledged that he executed the foregoing Assignment on behalf of Empi, Inc. and pursuant to authority duly received.



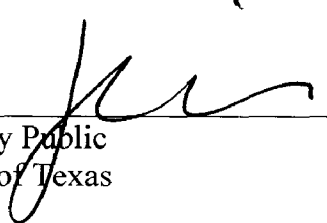

Notary Public
State of Texas

Exhibit "A"

EMPI, INC.
 Trademark Portfolio - Sep. 2004

Country	Trademark	Intl Class	Natl Class	Effective Owner	App/ No	App/ Date	Reg. No	Reg. Date	Status
Benelux	COMFORTEASE			EMPI, INC.	695991	Apr-06-1987	430239	Dec-10-1987	Registered
Canada	RESPOND			EMPI, INC.	478,986	Nov-30-1981	270,963	Jul-09-1982	Registered
Spain	COMFORTEASE	10		EMPI, INC.	1190272	Apr-14-1987	1190272	May-06-1991	Registered
U.S.	300PV	10		EMPI, INC.	78/468,083	Aug-16-2004			Pending
U.S.	INFINITY	10		EMPI, INC.	78/400,444	Apr-12-2004			Pending
U.S.	INFINITY PLUS	10		EMPI, INC.	78/400,449	Apr-12-2004			Pending