

07-26-2005

Form PTO-1594 (Rev. 03/05)
OMB Collection 0651-0027 (exp. 6/30/2005)

DEPARTMENT OF COMMERCE
Patents Patent and Trademark Office



7-21-05

RECOF
TR.

103047554

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 Corp.
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: _____

Address: _____

Street Address: 9800 Metric Boulevard

City: Austin

State: TX

Country: USA Zip: 78758

Association Citizenship _____

General Partnership Citizenship _____

Limited Partnership Citizenship _____

Corporation Citizenship DE

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)

B. Trademark Registration No.(s)

2,855,281

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: 512 834-6810

Email Address: harry.zimmerman@encoremed.com

6. Total number of applications and registrations involved:

35

7. Total fee (37 CFR 2.6(b)(6) & 3.41) \$ 890.00

- 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 _____

OPR/FINANCE
JUL 21 AM 11:23

890E

9. Signature:

Signature

Date

Harry L. Zimmerman

Name of Person Signing

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

5

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 6TOM11 00000007 2855281

01 FC:8521 40.00 OP
02 FC:8522 850.00 OP

TRADEMARK
REEL: 003196 FRAME: 0057

EMPI, CORP.
Trademark Portfolio - Sep. 2004

Country	Trademark	Intl Class	Natl Class	Effective Owner	Appl. No.	Appl. Date	Reg. No.	Reg. Date	Status
Australia	EMPI	10		EMPI CORP.	599304	Mar-30-1993	A599304	May-12-1995	Registered
Benelux	EMPI	10		EMPI CORP.	764,583	May-31-1991	501165	May-31-1991	Registered
Benelux	EPIX XL	10		EMPI CORP.	764585	May-31-1991	498987	May-31-1991	Registered
Benelux	FOCUS	10		EMPI CORP.	764584	May-31-1991	503278	May-31-1991	Registered
Canada	COMFORTEASE			EMPI CORP.	582443	Apr-21-1987	343165	Jul-29-1988	Registered
Canada	DYNEX			EMPI CORP.	1,050,592	Mar-14-2000	558,226	Feb-20-2002	Registered
Canada	EMPI			EMPI CORP.	721,186	Jan-25-1993	422,410	Jan-21-1994	Registered
Canada	INNOVA		10	EMPI CORP.	728450	Mar-26-1993	425,854	Mar-25-1994	Registered
Canada	NEUROAID			EMPI CORP.	506,531	Jul-13-1983	302,284	Apr-26-1985	Registered
Canada	NEURO-EASE		10	EMPI CORP.	536,688	Feb-15-1985	320,373	Nov-07-1986	Registered
EP UNION	EPIX	10		EMPI CORP.	1860691	Sep-19-2000	1860691	Dec-18-2001	Registered
France	EMPI	10		EMPI CORP.	5772	Jul-16-1991	1682502	Jul-16-1991	Registered
France	EPIX XL	10		EMPI CORP.	5773	Jul-16-1991	1682503	Jul-16-1991	Registered
France	FOCUS	10		EMPI CORP.	5771	Jul-16-1991	1682501	Jul-16-1991	Registered
France	INNOVA	10		EMPI CORP.	7456	Apr-01-1993	93462716	Apr-01-1993	Registered
Germany	EMPI	10		EMPI CORP.	E30830/10 Wz	Jun-11-1991	2020390	Sep-11-1992	Registered
Germany	EPIX XL	10		EMPI CORP.	E30831/10 Wz	Jun-11-1991	2020391	Sep-11-1992	Registered
Germany	FOCUS STIM	10		EMPI CORP.	39912429.2	Mar-04-1999	39912429	Jun-17-1999	Registered
Germany	INNOVA	10		EMPI CORP.	E32893/10 WZ	Apr-07-1993	2069701	Jul-01-1994	Registered
Italy	EMPI	10		EMPI CORP.	TO93C001781	Sep-29-1993	665179	Dec-11-1995	Registered
Japan	EMPI	10		EMPI CORP.	5-34545/93	Apr-07-1993	3141124	Apr-30-1996	Registered
Korea (South)	INNOVA	11		EMPI CORP.	94-30495	Jul-30-1994	339254	May-09-1996	Registered
U.S.	ACTIONPATCH	10		EMPI CORP.	78/215,708	Feb-17-2003	2,855,281	Jun-15-2004	Registered
U.S.	ADVANCE DYNAMIC ROM	10		EMPI CORP.	74/546,722	Jul-07-1994	1,951,954	Jan-23-1996	Registered
U.S.	ASSIST	41		EMPI CORP.	75/117,807	Jun-12-1996	2,186,387	Sep-01-1998	Registered
U.S.	BASIX	10		EMPI CORP.	73/504,796	Oct-22-1984	1,345,913	Jul-02-1985	Registered
U.S.	C.E.R.C.	41		EMPI CORP.	74/730,436	Sep-18-1995	2,027,959	Dec-31-1996	Registered
U.S.	COMFORTEASE	10		EMPI CORP.	73/604,100	Jun-13-1986	1,453,097	Aug-18-1987	Registered
U.S.	DUPEL	10		EMPI CORP.	74/200,682	Sep-04-1991	1,738,987	Dec-08-1992	Registered
U.S.	DUPEL B.L.U.E.	10		EMPI CORP.	75/484,220	May-13-1998	2,337,322	Apr-04-2000	Registered
U.S.	DYNEX	10		EMPI CORP.	73/190,008	Oct-19-1978	1,135,049	May-13-1980	Registered
U.S.	ECLIPSE	10		EMPI CORP.	73/656,271	Apr-20-1987	1,528,058	Mar-07-1989	Registered
U.S.	ECLIPSE + (STYLIZED)	10		EMPI CORP.	73/799,785	May-12-1989	1,585,476	Mar-06-1990	Registered
U.S.	EMPI	10		EMPI CORP.	73/395,693	Sep-30-1982	1,292,025	Aug-28-1984	Registered
U.S.	EMPI (STYLIZED)	10		EMPI CORP.	73/609,539	Jul-11-1986	1,428,276	Feb-10-1987	Registered
U.S.	EPIX	10		EMPI CORP.	73/395,696	Sep-30-1982	1,292,027	Aug-28-1984	Registered

EMPI, CORP.
Trademark Portfolio - Sep. 2004

Country	Trademark	Int'l Class	Natl Class	Effective Owner	Appl. No.	Appl. Date	Reg. No.	Reg. Date	Status
U.S.	EPiX VT	10		EMPI CORP.	75/225,364	Jan-14-1997	2,169,128	Jun-30-1998	Registered
U.S.	EPiX XL	10		EMPI CORP.	73/737,286	Jun-30-1988	1,526,708	Feb-28-1989	Registered
U.S.	FOCUS	10		EMPI CORP.	73/804,212	Jun-05-1989	1,622,277	Nov-13-1990	Registered
U.S.	INNOSENSE	10		EMPI CORP.	75/342,345	Aug-18-1997	2,214,185	Dec-29-1998	Registered
U.S.	INNOVA	10		EMPI CORP.	75/363,108	Sep-25-1997	2,248,905	Jun-01-1999	Registered
U.S.	INNOVA	10		EMPI CORP.	74/200,514	Sep-03-1991	1,727,336	Oct-27-1992	Registered
U.S.	LOGIX	10		EMPI CORP.	73/504,795	Oct-22-1984	1,340,481	Jun-11-1985	Registered
U.S.	MINNOVA	10		EMPI CORP.	75/343,087	Aug-18-1997	2,254,314	Jun-15-1999	Registered
U.S.	MULTIFLEX	10		EMPI CORP.	73/487,814	Jun-29-1984	1,360,375	Sep-17-1985	Registered
U.S.	NEURO AID	10		EMPI CORP.	73/362,133	Apr-29-1982	1,300,398	Oct-16-1984	Registered
U.S.	NEURO AID HH	10		EMPI CORP.	73/480,563	May-16-1984	1,325,589	Mar-19-1985	Registered
U.S.	NEUROAID 3.5 & DESIGN	10		EMPI CORP.	73/589,736	Mar-24-1986	1,419,076	Dec-02-1986	Registered
U.S.	NEUROEASE	10		EMPI CORP.	73/487,708	Jun-29-1984	1,331,886	Apr-23-1985	Registered
U.S.	NEUROPAD	10		EMPI CORP.	73/537,676	May-14-1985	1,371,165	Nov-19-1985	Registered
U.S.	PCS AND DESIGN	41		EMPI CORP.	73/441,100	Aug-26-1983	1,379,627	Jan-21-1986	Registered
U.S.	RESPOND	10		EMPI CORP.	73/316,021	Jun-22-1981	1,289,934	Aug-14-1984	Registered
U.S.	RESPOND SELECT	10		EMPI CORP.	74/238,653	Jan-21-1992	1,715,418	Sep-15-1992	Registered
U.S.	SNAPLEASE & DESIGN	10		EMPI CORP.	73/740,624	Jul-18-1988	1,546,273	Jul-04-1989	Registered
U.S.	SUE	10		EMPI CORP.	73/532,715	Apr-17-1985	1,383,248	Feb-18-1986	Registered
U.S.	THE SOFT TOUCH	10		EMPI CORP.	73/504,777	Oct-22-1984	1,383,243	Feb-18-1986	Registered
U.S.	THE SOFT TOUCH AND DESIGN	10		EMPI CORP.	73/640,456	Jan-20-1987	1,454,089	Aug-25-1987	Registered
United Kingdom	EMPI	10		EMPI CORP.	1530923	Mar-26-1993	1530923	Mar-26-1993	Registered

TRADEMARKS ASSIGNMENT

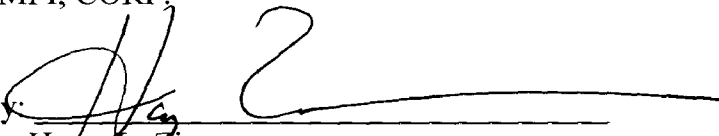
WHEREAS, Empi Corp, a Minnesota corporation having a place of business at 599 Cardigan Road, St. Paul, Minnesota 55126 ("EMPI CORP"), is the owner of the Trademarks and the Registrations listed and attached hereto and incorporated herein as Exhibit "A" (collectively referred to as "TRADEMARKS").

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

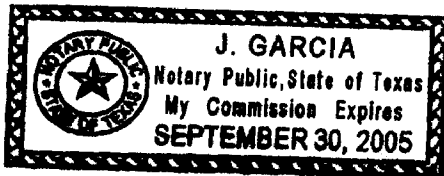
Signed in Austin, Texas this 6 day of July, 2005, to be effective October 4, 2004.

EMPI, CORP.

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 Corp, and acknowledged that he executed the foregoing Assignment on behalf of Empi Corp. and pursuant to authority duly received.



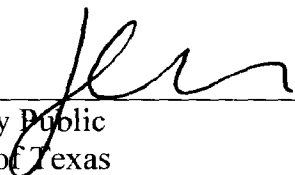

Notary Public
State of Texas

Exhibit "A"