

11-20-2006



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FCRM PTO-1594 (Substitute)

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HEET

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

To the Director of the U.S. Patent and Trademark Office: Please record the attached original documents or copy thereof.

11.9.06

1. Name of conveying party(ies):

Respironics Georgia, Inc.

- Individual
- General Partnership
- Corporation-State
- Other: \_\_\_\_\_
- Association
- Limited Partnership

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

2. Name and address of receiving party(ies):

Name: Respironics, Inc.

Address: 1010 Murry Ridge Lane

City: Murrysville State: PA Zip: 15668

3. Nature of conveyance:

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

Execution Date: December 16, 2002

- 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 trademark registration number(s)

A. Trademark Application No(s).

B. Trademark Registration No(s).

1,439,073

Additional numbers attached?  Yes  No

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

Name: Frederick H. Colen

REED SMITH LLP

Address: P.O. Box 488

City: Pittsburgh State: PA Zip: 15230

6. Total number of applications and registrations involved: 1

7. Total fee (37 CFR 2.6(b)(6)): \$ 40

- Enclosed
- Authorized to be charged to deposit account \_\_\_\_\_
- Charge any deficiency to deposit account \_\_\_\_\_

8. Deposit account number:

18-0582

(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 and correct copy of the original document.

Frederick H. Colen

Name of Person Signing

Signature

11/6/06  
Date

Total number of pages including cover sheet, attachments, and document: 5

Mail documents to be recorded with required cover sheet information to:  
Mail Stop Assignment Recordation Services, Director of the U.S. Patent and Trademark Office,  
P.O. Box 1450, Alexandria, VA 22313-1450

11/17/2006 DBYRNE 00000007 1439073

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( 40.00 DP )



11-09-2006

ARTICLES OF MERGER  
OF  
RESPIRONICS GEORGIA, INC.  
INTO  
RESPIRONICS, INC.

Pursuant to the provisions of the Georgia Business Corporation Code, the undersigned corporations adopt the following Articles of Merger:

1. The Agreement and Plan of Merger is attached hereto as Exhibit A.
2. Shareholder approval of the merger was not required.
3. The merger shall become effective at 11:59 p.m. on December 31, 2002.
4. Respironics, Inc., the surviving corporation, certifies that a Notice of Merger and a publishing fee of \$40 have been mailed or delivered to an authorized newspaper, as required by law.

Date: Dec. 16, 2002

RESPIRONICS, INC.

By: 

Title: Daniel A. Beverino, VP & CFO

Date: Dec. 16, 2002

RESPIRONICS GEORGIA, INC.

By: 

Title: James C. Wells, VP

RECEIVED

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2002

# Secretary of State

Corporations Division

315 West Tower

#2 Martin Luther King, Jr. Dr.

Atlanta, Georgia 30334-1530

DOCKET NUMBER : 023650650

CONTROL NUMBER : K301716

EFFECTIVE DATE : 12/31/2002

REFERENCE : 0093

PRINT DATE : 12/31/2002

FORM NUMBER : 411

C T CORPORATION SYSTEM  
PATTIE HARDY  
1201 PEACHTREE ST.,NE  
ATLANTA GA 30361

## CERTIFICATE OF MERGER

I, Cathy Cox, the Secretary of State of the Georgia, do hereby issue this certificate pursuant to Title 14 of the Official Code of Georgia annotated certifying that articles or a certificate of merger and fees have been filed regarding the merger of the below entities, effective as of the date shown above. Attached is a true and correct copy of the said filing.

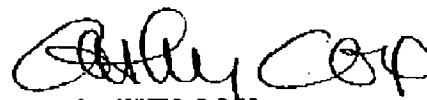
Surviving Entity:

**RESPIRONICS, INC., A DELAWARE CORPORATION**

Nonsurviving Entity/Entities:

**RESPIRONICS GEORGIA, INC., A GEORGIA CORPORATION**



  
CATHY COX  
SECRETARY OF STATE

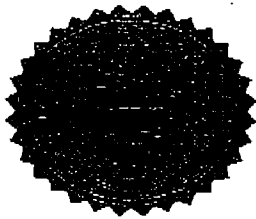
## The First State

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 OWNERSHIP, WHICH MERGES:

"RESPIRONICS GEORGIA, INC.", A GEORGIA CORPORATION, WITH AND INTO "RESPIRONICS, INC." UNDER THE NAME OF "RESPIRONICS, INC.", A CORPORATION ORGANIZED AND EXISTING UNDER THE LAWS OF THE STATE OF DELAWARE, AS RECEIVED AND FILED IN THIS OFFICE THE NINETEENTH DAY OF DECEMBER, A.D. 2002, AT 4:49 O'CLOCK P.M.

AND I DO HEREBY FURTHER CERTIFY THAT THE EFFECTIVE DATE OF THE AFORESAID CERTIFICATE OF OWNERSHIP IS THE THIRTY-FIRST DAY OF DECEMBER, A.D. 2002, AT 11:59 O'CLOCK P.M.

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



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

2028915 8100M

AUTHENTICATION: 2162516

020785613

DATE: 12-20-02