

## TRADEMARK ASSIGNMENT

Electronic Version v1.1

Stylesheet Version v1.1

SUBMISSION TYPE:	NEW ASSIGNMENT		
NATURE OF CONVEYANCE:	MERGER		
EFFECTIVE DATE:	04/18/2008		
CONVEYING PARTY DATA			
Name	Formerly	Execution Date	Entity Type
Tyco Healthcare Retail Group, Inc.		04/18/2008	CORPORATION: DELAWARE
RECEIVING PARTY DATA			
Name:	First Quality Retail Services, LLC		
Street Address:	80 Cuttermill Road, Suite 500		
City:	Great Neck		
State/Country:	NEW YORK		
Postal Code:	10016		
Entity Type:	LIMITED LIABILITY COMPANY: DELAWARE		
PROPERTY NUMBERS Total: 1			
Property Type	Number	Word Mark	
Registration Number:	2508481	FLEXI-WINGS	
CORRESPONDENCE DATA			
Fax Number:	(212)336-8001		
<i>Correspondence will be sent via US Mail when the fax attempt is unsuccessful.</i>			
Phone:	212-336-8000		
Email:	ptodocket@arelaw.com		
Correspondent Name:	Kenneth P. George, Esq.		
Address Line 1:	90 Park Avenue		
Address Line 2:	AMSTER, ROTHSTEIN & EBENSTEIN LLP		
Address Line 4:	New York, NEW YORK 10016		
ATTORNEY DOCKET NUMBER:	34315/7		
NAME OF SUBMITTER:	Holly Pekowsky		
Signature:	/Holly Pekowsky/		

CH 2508481 \$40.00

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TRADEMARK  
REEL: 003777 FRAME: 0652

Date:

05/15/2008

**Total Attachments: 3**

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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 MERGER, WHICH MERGES:

"TYCO HEALTHCARE RETAIL GROUP, INC.", A DELAWARE CORPORATION,

WITH AND INTO "FIRST QUALITY RETAIL SERVICES, LLC" UNDER THE NAME OF "FIRST QUALITY RETAIL SERVICES, LLC", A LIMITED LIABILITY COMPANY ORGANIZED AND EXISTING UNDER THE LAWS OF THE STATE OF DELAWARE, AS RECEIVED AND FILED IN THIS OFFICE THE EIGHTEENTH DAY OF APRIL, A.D. 2008, AT 2:32 O'CLOCK P.M.

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



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080449304

You may verify this certificate online  
at [corp.delaware.gov/authver.shtml](http://corp.delaware.gov/authver.shtml)

*Harriet Smith Windsor*

Harriet Smith Windsor, Secretary of State

AUTHENTICATION: 6533647

DATE: 04-18-08

TRADEMARK  
REEL: 003777 FRAME: 0654

State of Delaware  
Secretary of State  
Division of Corporations  
Delivered 02:11 PM 04/18/2008  
FILED 02:32 PM 04/18/2008  
SRV 080449304 - 4493388 FILE

**CERTIFICATE OF MERGER**  
**OF**  
**TYCO HEALTHCARE RETAIL GROUP, INC.**  
**INTO**  
**FIRST QUALITY RETAIL SERVICES, LLC**

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Pursuant to Section 18-209 of the Limited Liability  
Company Act of the State of Delaware and Section 264 of  
the General Corporation Law of the State of Delaware

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FIRST: The name and jurisdiction of formation or organization and domicile of each of the constituent entities is: First Quality Retail Services, LLC, a Delaware limited liability company (the "LLC") and Tyco Healthcare Retail Group, Inc., a Delaware corporation (the "Corporation").

SECOND: The LLC and the Corporation have entered into a Purchase Agreement and Plan of Merger, dated as of December 14, 2007 (the "Merger Agreement"), providing for the merger of the Corporation with and into the LLC pursuant to Section 18-209 of the Limited Liability Company Act of the State of Delaware (the "DLLCA") and Section 264 of the General Corporation Law of the State of Delaware (the "DGCL"). The Merger Agreement has been approved, adopted, certified, executed and acknowledged in accordance with Sections 18-204 and 18-209 of the DLLCA, in the case of the LLC, and Sections 103 and 264 of the DGCL, in the case of the Corporation.

THIRD: First Quality Retail Services, LLC shall be the surviving entity of the merger (the "Surviving LLC").

FOURTH: The Merger Agreement is on file at an office of the Surviving LLC at 80 Cuttermill Road, Suite 500, Great Neck, New York 11021. A copy of the Merger Agreement will be furnished by the Surviving LLC, on request and without cost, to any member of the LLC or to any stockholder of the Corporation.

[Remainder of Page Intentionally Left Blank.]

IN WITNESS WHEREOF, the Surviving LLC has caused this Certificate of Merger to be duly executed this 18<sup>th</sup> day of April, 2008.

FIRST QUALITY RETAIL SERVICES, LLC

By: /s/ Kambiz Damaghi

Name: Kambiz Damaghi

Title: Authorized Person