

Form PTO-1594 (Rev. 01-09)  
OMB Collection 0651-0027 (exp. 02/28/2009)

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

### RECORDATION FORM COVER SHEET TRADEMARKS ONLY

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):

AEROCARE HOME MEDICAL, INC.

- Individual(s)
- General Partnership
- Corporation- State: TEXAS
- 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) 02-16-11

- 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: AEROCARE HOLDINGS, INC.

Internal Address: SUITE 100

Street Address: 15401 VANTAGE PARKWAY WEST

City: HOUSTON

State: TEXAS

Country: \_\_\_\_\_ Zip: 77032

- 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)

B. Trademark Registration No.(s)

2858453 and 3033362

Additional sheet(s) attached?  Yes  No

#### C. Identification or Description of Trademark(s) (and Filing Date if Application or Registration Number is unknown):

BREATHE A LITTLE EASIER and AEROCARE

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

Name: KAY LYN SCHWARTZ

Internal Address: 3000 THANKSGIVING TOWER

Street Address: 1601 ELM STREET

City: DALLAS

State: TEXAS Zip: 75201-4761

Phone Number: 214-999-4702

Fax Number: 214-999-5623

Email Address: IP@GARDERE.COM

#### 6. Total number of applications and registrations involved:

2

#### 7. Total fee (37 CFR 2.6(b)(6) & 3.41) \$65.00

- Authorized to be charged to deposit account
- Enclosed

#### 8. Payment Information:

Deposit Account Number 07-0153

Authorized User Name \_\_\_\_\_

#### 9. Signature:

Signature

2-18-11

Date

KAY LYN SCHWARTZ  
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 (571) 273-0140, or mailed to: Mail Stop Assignment Recordation Services, Director of the USPTO, P.O. Box 1450, Alexandria, VA 22304-1450

TRADEMARK

CH \$65.00 070153 285845

## TRADEMARK ASSIGNMENT

This trademark assignment (hereinafter "Assignment") is between AEROCARE HOME MEDICAL, INC., a Texas corporation with an address of 15401 Vantage Parkway West, Suite 100, Houston, Texas 77032 and AEROCARE HOLDINGS, INC., a Delaware corporation with an address of 15401 Vantage Parkway West, Suite 100, Houston, Texas 77032.

WHEREAS, it is the purpose of this document to transfer right, title and interest in and to the United States of America trademark registrations listed in EXHIBIT A attached hereto (hereinafter collectively "Trademarks"), together with the good will of the business symbolized by the respective Trademarks, to AEROCARE HOLDINGS, INC. and memorialize this transfer in a form suitable for recording in the United States Patent and Trademark Office.

NOW, THEREFORE, in consideration for the foregoing premises, and for good and valuable consideration of \$1.00 U.S. (one U.S. dollar), the receipt and adequacy of which are hereby acknowledged, AEROCARE HOME MEDICAL, INC., does assign and transfer to AEROCARE HOLDINGS, INC., all of AEROCARE HOME MEDICAL, INC.'s right, title and interest in and to the Trademarks, together with the good will of the business symbolized by the respective Trademarks, including, but not limited to, the right to sue and collect damages for past infringement of the Trademarks, for AEROCARE HOLDINGS, INC.'s own use and enjoyment, and for the use and enjoyment of AEROCARE HOLDINGS, INC.'s successors and assigns, as entirely as the same would have been held and enjoyed by AEROCARE HOME MEDICAL, INC., if this Assignment had not been made.

AEROCARE HOME MEDICAL, INC.

By: Mary Beth Conroy

Date: 2/16/2011

Printed Name: Mary Beth Conroy

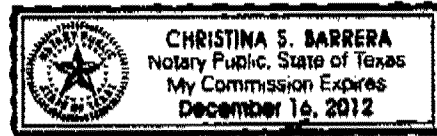
Title: President

THE STATE OF TEXAS           §  
   §  
COUNTY OF \_\_\_\_\_ §

BEFORE ME, the undersigned, a Notary Public, on this day personally appeared \_\_\_\_\_ known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he/she executed the same for the purposes and consideration therein expressed.

GIVEN UNDER MY HAND AND SEAL OF OFFICE this 16<sup>th</sup> day of February, 2011.

[SEAL]



[Signature]  
NOTARY PUBLIC for the  
STATE OF TEXAS

Christina S. Barrera  
Printed Name

**SCHEDULE A**

<b>TRADEMARK</b>	<b>REGISTRATION NO.</b>	<b>REGISTRATION DATE</b>
AEROCARE	3033362	December 27, 2005
BREATHE A LITTLE EASIER	2858453	June 29, 2004

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