

TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1
Stylesheet Version v1.2

ETAS ID: TM445740

SUBMISSION TYPE:	NEW ASSIGNMENT
NATURE OF CONVEYANCE:	CHANGE OF NAME

CONVEYING PARTY DATA

Name	Formerly	Execution Date	Entity Type
Apollo Endosurgery, Inc.		12/29/2016	Corporation: DELAWARE

RECEIVING PARTY DATA

Name:	Apollo Endosurgery US, Inc.
Street Address:	1120 S. Capital of TX Hwy.
Internal Address:	Suite 300
City:	Austin
State/Country:	TEXAS
Postal Code:	78746
Entity Type:	Corporation: DELAWARE

PROPERTY NUMBERS Total: 32

Property Type	Number	Word Mark
Serial Number:	86366009	HEALTHIER OUTCOMES ALL AROUND
Serial Number:	86366003	HEALTHIER OUTCOMES ALL AROUND
Serial Number:	86334901	YOU FIT HERE
Serial Number:	86334897	IT FITS
Serial Number:	86326585	LAP · BAND
Serial Number:	86326577	LAP · BAND
Serial Number:	86326573	LAP· BAND
Serial Number:	86326566	LAP· BAND
Serial Number:	86326557	LAP · BAND SYSTEM
Serial Number:	86326553	LAP ·BAND SYSTEM
Serial Number:	86326551	LAP · BAND SOLUTION
Serial Number:	86326544	LAP · BAND SOLUTION
Serial Number:	86326538	LAP·BAND SOLUTION
Serial Number:	86326529	LAP · BAND SOLUTION
Registration Number:	4904647	ORBERA
Registration Number:	4711154	LAP · BAND SYSTEM
Registration Number:	4711153	LAP · BAND SYSTEM
Registration Number:	4343771	DEFINING THE FUTURE OF ENDOSCOPIC SURGER

OP \$815.00 86366009

Property Type	Number	Word Mark
Registration Number:	4195823	TAKING MEASURES
Registration Number:	4191870	TAKING MEASURES
Registration Number:	4143481	DEFINING THE FUTURE OF FLEXIBLE SURGERY
Registration Number:	4074447	SUMO
Registration Number:	4005525	APOLLO ENDOSURGERY
Registration Number:	3989971	
Registration Number:	3920115	APOLLO ENDOSURGERY
Registration Number:	3904728	OVERSTITCH
Registration Number:	3871043	RAPIDPORT
Registration Number:	3840815	LAP-BANDLINK
Registration Number:	3546879	BIB
Registration Number:	3424019	OMNIFORM
Registration Number:	3353342	LAP-BAND AP
Registration Number:	1937093	LAP-BAND

CORRESPONDENCE DATA

Fax Number: 5125364598

Correspondence will be sent to the e-mail address first; if that is unsuccessful, it will be sent using a fax number, if provided; if that is unsuccessful, it will be sent via US Mail.

Phone: 512-536-3091

Email: aoipdocket@nortonrosefulbright.com

Correspondent Name: Alicia Morris Groos

Address Line 1: 98 San Jacinto Boulevard, Suite 1100

Address Line 4: Austin, TEXAS 78701

NAME OF SUBMITTER: Alicia Morris Groos

SIGNATURE: /Alicia Morris Groos/

DATE SIGNED: 10/03/2017

Total Attachments: 3

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**CERTIFICATE OF AMENDMENT OF
FIFTH AMENDED AND RESTATED CERTIFICATE OF I
OF
APOLLO ENDOSURGERY, INC.**

Apollo Endosurgery, Inc., a corporation organized and existing under and by virtue of the General Corporation Law of the State of Delaware (the "*Corporation*"), hereby certifies that:

1. The name of the Corporation is Apollo Endosurgery, Inc.
2. The Certificate of Incorporation of the Corporation was originally filed with the Secretary of State of the State of Delaware on September 1, 2005.
3. The Board of Directors of the Corporation, acting in accordance with the provisions of Sections 141 and 242 of the General Corporation Law of the State of Delaware, adopted resolutions amending its Certificate of Incorporation as follows:

Article First of the Corporation's Fifth Amended and Restated Certificate of Incorporation is amended and restated to read in its entirety as follows:

"I.

The name of this corporation is Apollo Endosurgery US, Inc. (the "*Corporation*")."

4. The foregoing Certificate of Amendment has been duly adopted by the Company's Board of Directors in accordance with the applicable provisions of Sections 228 and 242 of the General Corporation Law of the State of Delaware.
5. This Certificate of Amendment of Fifth Amended and Restated Certificate of Incorporation shall become effective at 4:10 pm Eastern Standard Time on December 29, 2016.

[SIGNATURE PAGE FOLLOWS]

IN WITNESS WHEREOF, the Corporation has caused this Certificate of Amendment to be signed by its Chief Executive Officer this 29th day of December, 2016.

/s/Todd Newton
TODD NEWTON

**SIGNATURE PAGE TO CERTIFICATE OF AMENDMENT TO FIFTH AMENDED AND RESTATED CERTIFICATE OF
INCORPORATION**

139706738 v1

**TRADEMARK
REEL: 006172 FRAME: 0095**

STATE OF DELAWARE
CORPORATE NAME RESERVATION
CANCELLATION APPLICATION
PURSUANT TO TITLE 8, SECTION 102
OF THE DELAWARE CODE

TO: THE SECRETARY OF STATE
OF THE STATE OF DELAWARE

WE RESERVED THE FOLLOWING CORPORATE NAME FOR A PERIOD OF 120 DAYS:

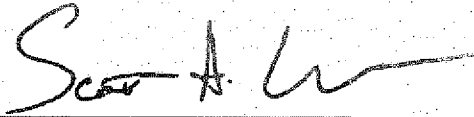
Apollo Endosurgery US, Inc.

(list name reserved here)

THE APPLICATION FOR RESERVATION WAS FILED IN YOUR OFFICE ON THE
9th DAY OF September, 2016 A.D.

PLEASE CANCEL THE NAME RESERVATION.

IT IS OUR UNDERSTANDING THAT THE CHARGE FOR CANCELING THIS
RESERVATION IS \$75.00.

BY: 
Signature of Applicant

Name: Scott White (Asst. Sec.)
Print or Type Name