

TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1
Stylesheet Version v1.2

ETAS ID: TM604738

SUBMISSION TYPE:	NEW ASSIGNMENT		
NATURE OF CONVEYANCE:	MERGER AND CHANGE OF NAME		
EFFECTIVE DATE:	10/05/2020		
CONVEYING PARTY DATA			
Name	Formerly	Execution Date	Entity Type
Augmedix, Inc.		10/05/2020	Corporation: DELAWARE
NEWLY MERGED ENTITY DATA			
Name	Execution Date	Entity Type	
August Acquisition Corp.	10/05/2020	Corporation: DELAWARE	
MERGED ENTITY'S NEW NAME (RECEIVING PARTY)			
Name:	Augmedix Operating Corporation		
Street Address:	1161 Mission Street Suite #210		
City:	San Francisco		
State/Country:	CALIFORNIA		
Postal Code:	94103		
Entity Type:	Corporation: DELAWARE		
PROPERTY NUMBERS Total: 3			
Property Type	Number	Word Mark	
Registration Number:	6154047		
Registration Number:	4741682	AUGMEDIX	
Registration Number:	4643608	AUGMEDIX	
CORRESPONDENCE DATA			
Fax Number:			
<i>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.</i>			
Phone:	9497601121		
Email:	ipdocket@buchalter.com		
Correspondent Name:	Kari L. Barnes		
Address Line 1:	18400 Von Karman Ave., 8th floor		
Address Line 4:	Irvine, CALIFORNIA 92612		
NAME OF SUBMITTER:	Kari L. Barnes		
SIGNATURE:	/Kari L. Barnes/		

CH \$90.00 6154047

DATE SIGNED:	10/23/2020
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Total Attachments: 6

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Delaware

The First State

Page 1

I, JEFFREY W. BULLOCK, 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:

"AUGUST ACQUISITION CORP.", A DELAWARE CORPORATION,
WITH AND INTO "AUGMEDIX, INC." UNDER THE NAME OF "AUGMEDIX OPERATING CORPORATION", A CORPORATION ORGANIZED AND EXISTING UNDER THE LAWS OF THE STATE OF DELAWARE, AS RECEIVED AND FILED IN THIS OFFICE ON THE FIFTH DAY OF OCTOBER, A.D. 2020, AT 6:26 O`CLOCK P.M.




Jeffrey W. Bullock, Secretary of State

5316377 8100M
SR# 20207655136

You may verify this certificate online at corp.delaware.gov/authver.shtml

Authentication: 203798631
Date: 10-05-20

TRADEMARK
REEL: 007084 FRAME: 0776

State of Delaware - Division of Corporations

DOCUMENT FILING SHEET

FAX



Priority 1
(One hr)



Priority 2
(Two hr)



Priority 3
(Same Day)



Priority 4
(24 Hour)



Priority 5
(Must Approval)



Priority 6
(Reg. Approval)



Priority 7
(Reg. Work)

DATE SUBMITTED 10/05/20

REQUESTOR NAME NRAI SERVICES, LLC

FILE DATE 10/05/20

ADDRESS 160 Greentree DR Ste 101
Dover, DE 19904

FILE TIME _____

ATTN. TERRY LEWIS RE: CAL1

PHONE (302) 674-4089

NAME of COMPANY/ENTITY AUGMEDIX, INC. 5316377

Merging: AUGUST ACQUISITION CORP. 3767242

5316377

9315932

SRV NUMBER

FILE NUMBER

FILER'S NUMBER

RESERVATION NO.

TYPE OF DOCUMENT MERGER

DOCUMENT CODE 0250

CHANGE of NAME _____ CHANGE of AGENT/OFFICE _____ CHANGE OF STOCK _____

CORPORATIONS	
FRANCHISE TAX - YEAR _____	\$ _____
FILING FEE	\$ _____
CERTIFIED COPIES - NO. <u>1</u>	\$ _____
EXPEDITED FEES _____	\$ _____
RECORDER FEES - add \$9.00 per _____	\$ _____
page after 1st page	
APOSTILLES _____	\$ _____
country TOTAL \$ _____	

METHOD of RETURN
____ MESSANGER/PICKUP
____ FED. EXPRESS Acct.# _____
____ REGULAR MAIL
____ FAX No. _____
<input checked="" type="checkbox"/> OTHER <u>email</u>

COMMENTS/FILING INSTRUCTIONS
PART 1 OF 2

CREDIT CARD CHARGES
You have my authorization to charge my credit card for this service:
_____ Exp. Date _____
Signature _____ Printed Name _____

AGENT USE ONLY

INSTRUCTIONS
1. Fully shade in the required Priority square using a dark pencil or marker, staying within the square.
2. Each request must be submitted as a separate item, with its own Filing sheet as the FIRST PAGE.

**CERTIFICATE OF MERGER
FOR THE MERGER OF
AUGUST ACQUISITION CORP.
WITH AND INTO
AUGMEDIX, INC.**

State of Delaware
Secretary of State
Division of Corporations
Delivered 06:26 PM 10/05/2020
FILED 06:26 PM 10/05/2020
SR 20207655136 - File Number 5316377

October 5, 2020

Pursuant to Section 251(c) of the
General Corporation Law of the State of Delaware

Augmedix, Inc., a Delaware corporation (the "*Company*"), does hereby certify to the following facts relating to the merger (the "*Merger*") of August Acquisition Corp., a Delaware corporation ("*Merger Sub*"), with and into the Company, with the Company remaining as the surviving corporation of the Merger (the "*Surviving Corporation*"):

- FIRST: The Company is incorporated pursuant to the General Corporation Law of the State of Delaware (the "*DGCL*"). Merger Sub is incorporated pursuant to the DGCL. The Company and Merger Sub are the constituent corporations in the Merger.
- SECOND: An Agreement and Plan of Merger, dated as of October 5, 2020 (the "*Merger Agreement*"), by and among Malo Holdings Corporation, a Delaware corporation, Merger Sub and the Company has been approved, adopted, certified, executed and acknowledged by each of the Company and Merger Sub in accordance with the provisions of Section 251(c) of the DGCL and the requisite stockholders of the Company and Merger Sub have given their written consent thereto in accordance with Section 228 of the DGCL.
- THIRD: In accordance with the Merger Agreement and upon the effectiveness of this filing, Merger Sub will merge with and into the Company. The name of the Surviving Corporation of the Merger shall be "Augmedix Operating Corporation."
- FOURTH: Upon the effectiveness of the Merger, the Certificate of Incorporation of the Surviving Corporation shall be amended and restated to read in its entirety as set forth in Exhibit A attached hereto.
- FIFTH: The Surviving Corporation is a corporation formed and existing under the laws of the State of Delaware.
- SIXTH: The executed Merger Agreement is on file at the principal place of business of the Surviving Corporation at 1161 Mission Street, #LL, San Francisco California, 94103.
- SEVENTH: A copy of the executed Merger Agreement will be furnished by the Surviving Corporation on request and without cost, to any stockholder of any constituent corporation of the Merger.
- EIGHTH: The Merger shall become effective upon filing of this Certificate of Merger with the Secretary of State of the State of Delaware in accordance with the provisions of Sections 103 and 251(c) of the DGCL.

IN WITNESS WHEREOF, the Company has caused this Certificate of Merger to be executed by its duly authorized officer as of the date first above written.

AUGMEDIX, INC.

By: /s/ Emmanuel Krakaris
Name: Emmanuel Krakaris
Title: Chief Executive Officer

[SIGNATURE PAGE TO CERTIFICATE OF MERGER]

TRADEMARK
REEL: 007084 FRAME: 0779

EXHIBIT A

**AMENDED AND RESTATED
CERTIFICATE OF INCORPORATION OF
AUGMEDIX OPERATING CORPORATION**

ARTICLE I: NAME

The name of the corporation is **Augmedix Operating Corporation** (the "*Corporation*").

ARTICLE II: AGENT FOR SERVICE OF PROCESS

The address of the registered office of the Corporation in the State of Delaware is 1013 Centre Rd #403-B, City of Wilmington, County of New Castle, Delaware 19808. The name of its registered agent at such address is Vcorp Services, LLC.

ARTICLE III: PURPOSE

The purpose of the Corporation is to engage in any lawful act or activity for which a corporation may be organized under the General Corporation Law of the State of Delaware (the "*DGCL*").

ARTICLE IV: AUTHORIZED STOCK

The total number of shares of stock that the Corporation has authority to issue is 1,000 shares, all of which shall be common stock, \$0.0001 par value per share.

ARTICLE V: AMENDMENT OF BYLAWS

The Board of Directors of the Corporation shall have the power to adopt, amend or repeal bylaws of the Corporation.

ARTICLE VI: VOTE BY BALLOT

Election of directors need not be by written ballot unless the bylaws of the Corporation shall so provide.

ARTICLE VII: DIRECTOR LIABILITY

To the fullest extent permitted by law, no director of the Corporation shall be personally liable for monetary damages for breach of fiduciary duty as a director. Without limiting the effect of the preceding sentence, if the DGCL is hereafter amended to authorize the further elimination or limitation of the liability of a director, then the liability of a director of the Corporation shall be eliminated or limited to the fullest extent permitted by the DGCL, as so amended. Neither any amendment nor repeal of this Article VII, nor the adoption of any provision of this Certificate of Incorporation inconsistent with this Article VII, shall eliminate, reduce or otherwise adversely affect any limitation on the personal liability of a director of the Corporation existing at the time of such amendment, repeal or adoption of such an inconsistent provision.

To the fullest extent permitted by law, the Corporation is authorized to provide indemnification of (and advancement of expenses to) directors, officers and agents of the Corporation (and any other persons to which applicable law permits the Corporation to provide indemnification) through bylaw provisions, agreements with such agents or other persons, vote of stockholders or disinterested directors or otherwise in excess of the indemnification and advancement otherwise permitted by such applicable law. Any repeal or modification of this provision shall not adversely affect any right or protection hereunder of any person in respect of any act or omission occurring prior to the time of such repeal or modification.