

TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1
Stylesheet Version v1.2

ETAS ID: TM781710

SUBMISSION TYPE:	CORRECTIVE ASSIGNMENT
NATURE OF CONVEYANCE:	Corrective Assignment to correct the state of citizenship for the conveying party and receiving party from Texas to Delaware previously recorded on Reel 002302 Frame 0783. Assignor(s) hereby confirms the citizenship identified on original assignment for both parties has been corrected to Delaware by Attorney D. Mattessich..

CONVEYING PARTY DATA

Name	Formerly	Execution Date	Entity Type
Cyberonics, Inc.		02/20/2001	Corporation: DELAWARE

RECEIVING PARTY DATA

Name:	Cyberonics, Inc.
Street Address:	16511 Space Center Blvd.
City:	Houston
State/Country:	TEXAS
Postal Code:	77058
Entity Type:	Corporation: DELAWARE

PROPERTY NUMBERS Total: 1

Property Type	Number	Word Mark
Registration Number:	1671051	CYBERONICS

CORRESPONDENCE DATA

Fax Number: 61233290
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: 6123364725
Email: dmattessich@merchantgould.com
Correspondent Name: Danielle I Mattessich
Address Line 1: P.O. Box 2910
Address Line 2: 150 S. Fifth St., Ste 2200
Address Line 4: Minneapolis, MINNESOTA 55402

ATTORNEY DOCKET NUMBER:	18357.34US01
NAME OF SUBMITTER:	John P. Olson
SIGNATURE:	/JPO/
DATE SIGNED:	01/19/2023

Total Attachments: 19

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source=Corrected Feb. 20, 2001 Assignment#page2.tif
source=Corrected Feb. 20, 2001 Assignment#page3.tif
source=Previous Corrective Assignment for Reg. No. 1671051#page1.tif
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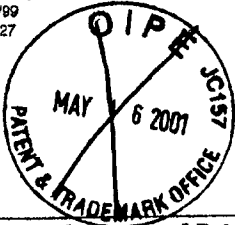
05-22-2001



101725198

RECORDATION FORM COVER SHEET
TRADEMARKS ONLY

2-20-01



TO: The Commissioner of Patents and Trademarks: Please record the attached original document(s) or copy(ies).

Submission Type

- New
- Resubmission (Non-Recordation)
Document ID # 101626921
- Correction of PTO Error
Reel # _____ Frame # _____
- Corrective Document
Reel # _____ Frame # _____

Conveyance Type

- Assignment
- License
- Security Agreement
- Nunc Pro Tunc Assignment
Effective Date
Month Day Year
- Merger
- Change of Name
- Other CHANGE OF ADDRESS

Conveying Party

Mark if additional names of conveying parties attached Execution Date
Month Day Year

Name CYBERONICS, INC.

Formerly _____

- Individual
- General Partnership
- Limited Partnership
- Corporation
- Association
- Other _____
- Citizenship/State of Incorporation/Organization USA/TEXAS Delaware

Receiving Party

Mark if additional names of receiving parties attached

Name CYBERONICS, INC.

DBA/AKATA _____

Composed of _____

Address (line 1) 16511 SPACE CENTER BLVD.,

Address (line 2) SUITE 600

Address (line 3) HOUSTON TEXAS 77058
City State/Country Zip Code

- Individual
- General Partnership
- Limited Partnership
- Corporation
- Association
- Other _____
- Citizenship/State of Incorporation/Organization USA/TEXAS Delaware

If document to be recorded is an assignment and the receiving party is not domiciled in the United States, an appointment of a domestic representative should be attached. (Designation must be a separate document from Assignment.)

FOR OFFICE USE ONLY

Handwritten notes: 1-19-2023, 40E

Public burden reporting for this collection of information is estimated to average approximately 30 minutes per Cover Sheet to be recorded, including time for reviewing the document and gathering the data needed to complete the Cover Sheet. Send comments regarding this burden estimate to the U.S. Patent and Trademark Office, Chief Information Officer, Washington, D.C. 20231 and to the Office of Information and Regulatory Affairs, Office of Management and Budget, Paperwork Reduction Project (0651-0027), Washington, D.C. 20503. See OMB Information Collection Budget Package 0651-0027, Patent and Trademark Assignment Practice. DO NOT SEND REQUESTS TO RECORD ASSIGNMENT DOCUMENTS TO THIS ADDRESS.

Mail documents to be recorded with required cover sheet(s) information to:
Commissioner of Patents and Trademarks, Box Assignments, Washington, D.C. 20503

TRADEMARK
REEL: 007949 FRAME: 0298



Domestic Representative Name and Address

Enter for the **first** Receiving Party only.

Name

Address (line 1)

Address (line 2)

Address (line 3)

Address (line 4)

Correspondent Name and Address

Area Code and Telephone Number

Name

Address (line 1)

Address (line 2)

Address (line 3)

Address (line 4)

Pages

Enter the total number of pages of the attached conveyance document including any attachments. #

Trademark Application Number(s) or Registration Number(s)

Mark if additional numbers attached

Enter either the Trademark Application Number or the Registration Number (DO NOT ENTER BOTH numbers for the same property).

Trademark Application Number(s)			Registration Number(s)		
<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text" value="1,671,051"/>	<input type="text"/>	<input type="text"/>
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<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>

Number of Properties

Enter the total number of properties involved. #

Fee Amount

Fee Amount for Properties Listed (37 CFR 3.41): \$

Method of Payment: Enclosed Deposit Account

Deposit Account

(Enter for payment by deposit account or if additional fees can be charged to the account.)
Deposit Account Number: #

Authorization to charge additional fees: Yes No

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 copy of the original document. Charges to deposit account are authorized, as indicated herein.

Lisa N. Kaufman

Name of Person Signing

Lisa N. Kaufman

Signature

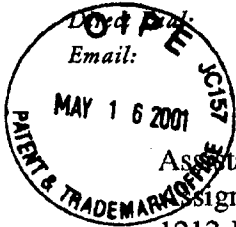
2/20/01

Date Signed

BLANK ROME COMISKY & McCAULEY LLP

Counselors at Law

Delaware
Florida
Maryland
New Jersey
New York
Ohio
Pennsylvania
Washington, DC



(202) 530-7434
Email: kaufman@blankrome.com

May 16, 2001

Assistant Commissioner for Trademarks
Assignment Division, Box Assignments, CG-4,
1213 Jefferson Davis Highway, Suite 320
Washington, D.C. 20231

Attn: Regina Coates-White, Supervisor
Assignment Division
Office of Public Records

Re: CYBERONICS, INC.
Correction to Notice of Non-Recordation of
Document ID No.: 101626921
Recordation of Change of Address
for mark **CYBERONICS and Design**
Registration No.: 1,671,051
Our Ref. No.: 001301.00301

Dear Ms. Coates-White,

Pursuant to your correspondent dated May 8, 2001, on behalf of CYBERONICS, INC., I am enclosing a resubmission Recordation Form Cover Sheet to record the change of address for U. S. Registration No. 1,671,051 as follows:

OLD ADDRESS	17448 Highway 3, Suite 100 WEBSTER, TX 77598
NEW ADDRESS	16511 Space Center Blvd., Suite 600 HOUSTON, TX 77058

Please process these documents immediately. Should questions arise regarding this correction, please contact the undersigned at 202-530-7434.

Sincerely yours,

A handwritten signature in black ink, appearing to read "Lisa N. Kaufman".

Lisa N. Kaufman

LNK:rbp
Enclosures

The Farragut Building, 900 17th Street, N.W., Suite 1000 • Washington, DC 20006 • 202.530.7400 • Fax: 202.463.6915
www.blankrome.com

RECORDED: 02/20/2001

TRADEMARK
REEL: 007949 FRAME: 0785
TRADEMARK
REEL: 007949 FRAME: 0300



Electronic Trademark Assignment System

Confirmation Receipt

Your assignment has been received by the USPTO.
The coversheet of the assignment is displayed below.

TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1
Stylesheet Version v1.2

SUBMISSION TYPE:	CORRECTIVE ASSIGNMENT		
NATURE OF CONVEYANCE:	Corrective Assignment to correct the entity type of owner previously recorded on Reel 002302 Frame 0783. Assignor(s) hereby confirms the fact that Cyberonics, Inc. was a Delaware Corporation.		
CONVEYING PARTY DATA			
Name	Formerly	Execution Date	Entity Type
Cyberonics, Inc.		02/20/2001	Corporation: DELAWARE
RECEIVING PARTY DATA			
Name:	Cyberonics, Inc.		
Street Address:	16511 Space Center Blvd.		
City:	Houston		
State/Country:	TEXAS		
Postal Code:	77058		
Entity Type:	Corporation: DELAWARE		
PROPERTY NUMBERS Total: 1			
Property Type	Number	Word Mark	
Registration Number:	1671051	CYBERONICS	
CORRESPONDENCE DATA			
Fax Number:	612-332-90		
Phone:	6123364725		
Email:	dmattessich@merchantgould.com		
<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>			
Correspondent Name:	Danielle I. Mattessich		
Address Line 1:	P.O. Box 2910		
Address Line 2:	150 S. Fifth St., Ste 2200		
Address Line 4:	Minneapolis, MINNESOTA 55402		
ATTORNEY DOCKET NUMBER:	18357.34US01		
NAME OF SUBMITTER:	Danielle I. Mattessich		
Signature:	/daniellemattessich/		
Date:	10/06/2022		
Total Attachments: 14			
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source=Request to Correct Reel Frame 2302 0783#page14.tif			
RECEIPT INFORMATION			
ETAS ID:	TM759558		
Receipt Date:	10/06/2022		
Fee Amount:	\$40		

Registrant hereby submits a request to correct Reel/Frame: 2302/0783.

Applicant attaches a copy of the Trademark Assignment Abstract of Title for U.S. Reg. No. 1671051 in **Exhibit A**. In order to understand the Recordal error, it is helpful to understand the chain of title.

U.S. Reg. No. 1671051 for the mark CYBERONICS issued in the name of Cyberonics, Inc., a Texas Corp. on January 7, 10992. See **Exhibit B**. Shortly after issuance, the USPTO issued a corrected certificate that lists the owner of the mark as Cyberonics, Inc., a Delaware Corp. See **Exhibit C**.

On February 20, 2001, prior counsel for Cyberonics, Inc. recorded a change of address with the Assignments Division. On this change of address request, prior counsel inadvertently stated that Cyberonics, Inc. was a Texas corporation. **See Recordation Sheet in Exhibit D**. This was a mistake. Cyberonics, Inc. was a Delaware corporation throughout the relevant time period and the reference to it being a Texas Corporation on Reel/Frame: 2302/0783 was an inadvertent mistake (mostly likely made from referencing the original certificate of registration).

EXHIBIT A



United States Patent and Trademark Office

[Home](#) | [Site Index](#) | [Search](#) | [Guides](#) | [Contacts](#) | [eBusiness](#) | [eBiz alerts](#) | [News](#) | [Help](#)**Assignments on the Web > Trademark Query****Trademark Assignment Abstract of Title****Total Assignments: 7****Serial #:** 74066190**Filing Dt:** 06/06/1990**Reg #:** 1671051**Reg. Dt:** 01/07/1992**Registrant:** CYBERONICS, INC.**Mark:** CYBERONICS**Assignment: 1****Reel/Frame:** 2302/0783**Recorded:** 02/20/2001**Pages:** 3**Conveyance:** CHANGE OF ADDRESS**Assignor:** CYBERONICS, INC.**Exec Dt:** 02/20/2001**Entity Type:** CORPORATION**Citizenship:** TEXAS**Assignee:** CYBERONICS, INC.

SUITE 600

16511 SPACE CENTER BLVD.

HOUSTON, TEXAS 77058

Entity Type: CORPORATION**Citizenship:** TEXAS**Correspondent:** BLANK ROME COMISKY & MCCAULEY LLP

LISA N. KAUFMAN

900 17TH STREET, NW

SUITE 1000

WASHINGTON, DC 20006

Assignment: 2**Reel/Frame:** 2408/0213**Recorded:** 12/12/2001**Pages:** 10**Conveyance:** SECURITY AGREEMENT**Assignor:** CYBERONICS, INC.**Exec Dt:** 09/26/2001**Entity Type:** CORPORATION**Citizenship:** DELAWARE**Assignee:** CIT GROUP/BUSINESS CREDIT, INC., THE

SUITE 200

5420 LBJ FREEWAY

DALLAS, TEXAS 75240

Entity Type: CORPORATION**Citizenship:** NEW YORK**Correspondent:** PATTON BOGGS, LLP

DEBORAH M. LODGE, ESQ.

2550 M STREET, N.W.

WASHINGTON, DC 20037

Assignment: 3**Reel/Frame:** 6593/0928**Recorded:** 03/18/2019**Pages:** 3**Conveyance:** CHANGE OF NAME**Assignor:** CYBERONICS, INC.**Exec Dt:** 06/30/2017**Entity Type:** CORPORATION**Citizenship:** DELAWARE**Assignee:** LIVANOVA USA, INC.

100 CYBERONICS BOULEVARD

HOUSTON, TEXAS 77058

Entity Type: CORPORATION**Citizenship:** DELAWARE**Correspondent:** DANIELLE I. MATTESSICH

P.O. BOX 2910

MINNEAPOLIS, MN 55402-0910

Assignment: 4**Reel/Frame:** 6972/0335**Recorded:** 06/17/2020**Pages:** 9**Conveyance:** TRADEMARK SECURITY AGREEMENT

Assignor: LIVANOVA USA, INC.**Exec Dt:** 06/17/2020**Entity Type:** CORPORATION**Citizenship:** DELAWARE**Assignee:** ARES CAPITAL CORPORATION, AS COLLATERAL AGENT245 PARK AVENUE, 44TH FLOOR
NEW YORK, NEW YORK 10167**Entity Type:** CORPORATION**Citizenship:** MARYLAND**Correspondent:** LINDA A. SALERA, SENIOR PARALEGALONE FEDERAL STREET
C/O MORGAN, LEWIS & BOCKIUS LLP
BOSTON, MA 02110**Assignment: 5****Reel/Frame:** 7170/0390**Recorded:** 12/30/2020**Pages:** 7**Conveyance:** TRADEMARK SECURITY AGREEMENT**Assignor:** LIVANOVA USA, INC.**Exec Dt:** 12/30/2020**Entity Type:** CORPORATION**Citizenship:** DELAWARE**Assignee:** ACF FINCO I LP, AS COLLATERAL AGENT560 WHITE PLAINS ROAD, SUITE 400
TARRYTOWN, NEW YORK 10591**Entity Type:** LIMITED PARTNERSHIP**Citizenship:** DELAWARE**Correspondent:** LINDA A. SALERA, SENIOR PARALEGALONE FEDERAL STREET
C/O MORGAN, LEWIS & BOCKIUS LLP
BOSTON, MA 02110**Assignment: 6****Reel/Frame:** 7426/0274**Recorded:** 09/20/2021**Pages:** 6**Conveyance:** RELEASE BY SECURED PARTY**Assignor:** ACF FINCO I LP**Exec Dt:** 08/12/2021**Entity Type:** LIMITED PARTNERSHIP**Citizenship:** DELAWARE**Assignee:** LIVANOVA USA, INC.100 CYBERONICS BOULEVARD
HOUSTON, TEXAS 77058**Entity Type:** CORPORATION**Citizenship:** DELAWARE**Correspondent:** JAVIER J. RAMOS1850 K STREET, NW, SUITE 1100
MILBANK, LLP
WASHINGTON, DC 20006**Assignment: 7****Reel/Frame:** 7394/0791**Recorded:** 08/16/2021**Pages:** 9**Conveyance:** SECURITY INTEREST**Assignor:** LIVANOVA USA, INC.**Exec Dt:** 08/13/2021**Entity Type:** CORPORATION**Citizenship:** DELAWARE**Assignee:** GOLDMAN SACHS BANK USA, AS COLLATERAL AGENT200 WEST STREET
NEW YORK, NEW YORK 10282**Entity Type:** CHARTERED BANK**Citizenship:** NEW YORK**Correspondent:** JAVIER J. RAMOS1850 K STREET, NW, SUITE 1100
MILBANK, LLP
WASHINGTON, DC 20006

Search Results as of: 10/06/2022 04:45 PM

If you have any comments or questions concerning the data displayed, contact PRD / Assignments at 571-272-3350. v.2.6
Web interface last modified: August 25, 2017 v.2.6

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EXHIBIT B

Int. Cl.: 10

Prior U.S. Cl.: 44

United States Patent and Trademark Office

Reg. No. 1,671,051
Registered Jan. 7, 1992

**TRADEMARK
PRINCIPAL REGISTER**

Cyberonics 

CYBERONICS, INC. (TEXAS CORPORATION)
17448 HIGHWAY 3, SUITE 100
WEBSTER, TX 77598

FOR: MEDICAL IMPLANTS; NAMELY, PROGRAMMABLE PULSE GENERATORS AND LEADS USED FOR THE CONTROL OF NEUROLOGICAL DISORDERS, IN CLASS 10 (U.S. CL. 44).

FIRST USE 9-1-1990; IN COMMERCE 9-25-1990.

THE DRAWING IS LINED FOR THE COLOR BLUE.

SER. NO. 74-066,190, FILED 6-6-1990.

KELLEY WELLS, EXAMINING ATTORNEY

EXHIBIT C

Int. Cl.: 10

Prior U.S. Cl.: 44

United States Patent and Trademark Office

Corrected

Reg. No. 1,671,051

Registered Jan. 7, 1992

OG Date June 2, 1992

TRADEMARK
PRINCIPAL REGISTER


Cyberonics

CYBERONICS, INC. (DELAWARE COR-
PORATION)
SUITE 100
17448 HIGHWAY 3
WEBSTER, TX 77598

FOR: MEDICAL IMPLANTS;
NAMELY, PROGRAMMABLE PULSE
GENERATORS AND LEADS USED FOR
THE CONTROL OF NEUROLOGICAL
DISORDERS, IN CLASS 10 (U.S. CL. 44).
FIRST USE 9-1-1990; IN COMMERCE
9-25-1990.

THE DRAWING IS LINED FOR THE
COLOR BLUE.

SER. NO. 74-066,190, FILED 6-6-1990.

*In testimony whereof I have hereunto set my hand
and caused the seal of The Patent and Trademark
Office to be affixed on June 2, 1992.*

COMMISSIONER OF PATENTS AND TRADEMARKS

Int. Cl.: 10

Prior U.S. Cl.: 44

United States Patent and Trademark Office

Reg. No. 1,671,051

Registered Jan. 7, 1992

**TRADEMARK
PRINCIPAL REGISTER**

Cyberonics 

CYBERONICS, INC. (TEXAS CORPORATION)
17448 HIGHWAY 3, SUITE 100
WEBSTER, TX 77598

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THE DRAWING IS LINED FOR THE COLOR BLUE.

SER. NO. 74-066,190, FILED 6-6-1990.

KELLEY WELLS, EXAMINING ATTORNEY

EXHIBIT D



United States Patent and Trademark Office

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Trademark Assignment Details

Reel/Frame: [2302/0783](#)[View Recorded Assignment](#)

Pages: 3

Recorded: 02/20/2001

Conveyance: CHANGE OF ADDRESS

Total properties: 1

1	Serial #: 74066190	Filing Dt: 06/06/1990	Reg #: 1671051	Reg. Dt: 01/07/1992
	Mark: CYBERONICS			

Assignor**1** [CYBERONICS, INC.](#)**Exec Dt:** 02/20/2001**Entity Type:** CORPORATION**Citizenship:** TEXAS**Assignee****1** [CYBERONICS, INC.](#)

SUITE 600

16511 SPACE CENTER BLVD.

HOUSTON, TEXAS 77058

Entity Type: CORPORATION**Citizenship:** TEXAS**Correspondence name and address**

BLANK ROME COMISKY & MCCAULEY LLP

LISA N. KAUFMAN

900 17TH STREET, NW

SUITE 1000

WASHINGTON, DC 20006

Search Results as of: 10/06/2022 04:48 PM

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 Web interface last modified: August 25, 2017 v.2.6

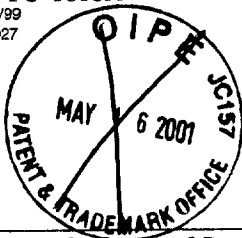
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05-22-2001



101725198

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Reel # Frame #

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- Assignment
- License
- Security Agreement
- Nunc Pro Tunc Assignment
Effective Date
Month Day Year
- Merger
- Change of Name
- Other

Conveying Party

Mark if additional names of conveying parties attached
Execution Date
Month Day Year

Name

Formerly

- Individual
- General Partnership
- Limited Partnership
- Corporation
- Association
- Other
- Citizenship/State of Incorporation/Organization

Receiving Party

Mark if additional names of receiving parties attached

Name

DBA/AKA/TA

Composed of

Address (line 1)

Address (line 2)

Address (line 3) City State/Country Zip Code

- Individual
- General Partnership
- Limited Partnership
- Corporation
- Association
- Other
- Citizenship/State of Incorporation/Organization

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Mail documents to be recorded with required cover sheet(s) information to:
Commissioner of Patents and Trademarks, Box Assign

TRADEMARK

REEL: 007949 FRAME: 0314



Domestic Representative Name and Address

Enter for the **first** Receiving Party only.

Name

Address (line 1)

Address (line 2)

Address (line 3)

Address (line 4)

Correspondent Name and Address

Area Code and Telephone Number

Name

Address (line 1)

Address (line 2)

Address (line 3)

Address (line 4)

Pages

Enter the total number of pages of the attached conveyance document including any attachments.

#

Trademark Application Number(s) or Registration Number(s)

Mark if additional numbers attached

Enter either the Trademark Application Number or the Registration Number (DO NOT ENTER BOTH numbers for the same property).

Trademark Application Number(s)			Registration Number(s)		
<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text" value="1,671,051"/>	<input type="text"/>	<input type="text"/>
<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>

Number of Properties

Enter the total number of properties involved.

#

Fee Amount

Fee Amount for Properties Listed (37 CFR 3.41):

\$

Method of Payment:

Enclosed

Deposit Account

Deposit Account

(Enter for payment by deposit account or if additional fees can be charged to the account.)

Deposit Account Number:

#

Authorization to charge additional fees:

Yes

No

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 copy of the original document. Charges to deposit account are authorized, as indicated herein.

Lisa N. Kaufman

Name of Person Signing

Lisa N. Kaufman

Signature

2/20/01

Date Signed

BLANK ROME COMISKY & McCAULEY LLP

Counselors at Law

Delaware
Florida
Maryland
New Jersey
New York
Ohio
Pennsylvania
Washington, D.C.



(202) 530-7434

Email:

kaufman@blankrome.com

May 16, 2001

Assistant Commissioner for Trademarks
Assignment Division, Box Assignments, CG-4,
1213 Jefferson Davis Highway, Suite 320
Washington, D.C. 20231

Attn: Regina Coates-White, Supervisor
Assignment Division
Office of Public Records

Re: CYBERONICS, INC.
Correction to Notice of Non-Recordation of
Document ID No.: 101626921
Recordation of Change of Address
for mark **CYBERONICS and Design**
Registration No.: 1,671,051
Our Ref. No.: 001301.00301

Dear Ms. Coates-White,

Pursuant to your correspondent dated May 8, 2001, on behalf of CYBERONICS, INC., I am enclosing a resubmission Recordation Form Cover Sheet to record the change of address for U. S. Registration No. 1,671,051 as follows:

OLD ADDRESS	17448 Highway 3, Suite 100 WEBSTER, TX 77598
NEW ADDRESS	16511 Space Center Blvd., Suite 600 HOUSTON, TX 77058

Please process these documents immediately. Should questions arise regarding this correction, please contact the undersigned at 202-530-7434.

Sincerely yours,

A handwritten signature in black ink, appearing to read "Lisa N. Kaufman".

Lisa N. Kaufman

LNK:rbp
Enclosures

The Farragut Building, 900 17th Street, N.W., Suite 1000 • Washington, DC 20006 • 202.530.7400 • Fax: 202.463.6915
www.blankrome.com

RECORDED: 02/20/2001
RECORDED: 01/19/2023

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REEL: 007949 FRAME: 0316