

01-26-1999

2612.86707

TS DOCKET NO. _____

FORM PTO 1594



U.S. DEPARTMENT OF COMMERCE
PATENT AND TRADEMARK OFFICE

100948385

**RECORDATION FORM COVER SHEET
TRADEMARKS ONLY**

MD 1-26-99

To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

<p>1. Name of conveying party(ies): HealthScan, Inc.</p> <p>Additional name(s) of conveying party(ies) attached? Yes <input type="checkbox"/> No <input checked="" type="checkbox"/></p>	<p>2. Name and address of receiving party(ies): Name: Respirationics HealthScan, Inc.</p> <p>Internal Address: Unit No. B-2 908 Pompton Avenue</p> <p>Street Address: City: Cedar Grove State: NJ Zip: 07009-12</p> <p><input type="checkbox"/> Individual(s) citizenship <input type="checkbox"/> Association <input type="checkbox"/> General Partnership <input type="checkbox"/> Limited Partnership <input checked="" type="checkbox"/> Corporation State New Jersey <input type="checkbox"/> Other</p> <p>If assignee is not domiciled in the United States, a domestic representative designation is attached <input type="checkbox"/> Yes <input type="checkbox"/> No (Designations must be separate from assignment)</p> <p>Additional name(s) & address(es) attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p>
<p>3. Nature of conveyance: <input type="checkbox"/> Assignment <input type="checkbox"/> Merger <input type="checkbox"/> Security Agreement <input checked="" type="checkbox"/> Change of name <input type="checkbox"/> Other</p> <p>Execution Date: September 18, 1998</p>	

4. Application number(s) or registration number(s):

A. Trademark Application No.(s) _____ B. Trademark Registration No.(s) _____

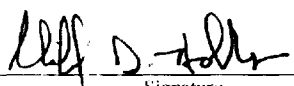
SEE ATTACHED SCHEDULE A

Additional numbers attached? Yes No

<p>5. Name and address of party to whom correspondence concerning document should be mailed:</p> <p>Name: Michael D. Hobbs, Jr., Esq. Internal Address: Troutman Sanders LLP</p> <p>Street Address: 600 Peachtree Street, NE Suite 5200</p> <p>City: Atlanta State: GA Zip: 30308</p>	<p>6. Total number of applications and registrations involved <u>11</u></p> <p>7. Total fee (37 CFR 3.41) \$ <u>290.00</u></p> <p><input checked="" type="checkbox"/> Enclosed</p> <p><input type="checkbox"/> Authorized to be charged to deposit account</p> <p>(Attach duplicate copy of this page if paying by deposit account)</p>
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DO NOT USE THIS SPACE

9. 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.

Michael D. Hobbs, Jr.  January 20, 1999

Name of Person Signing _____ Signature _____ Date _____

01/26/1999 TTOM11 00000144 1238173

01 FC:481 40.00 DP
02 FF:482 250.00 DP

OMB No. 0651-0011 (exp. 4/94)

Total number of pages comprising cover sheet: 3

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Mail documents to be recorded with required cover sheet information to:

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Public burden reporting for this sample cover sheet is estimated to average about 30 minutes per document to be recorded, including time for reviewing the document and gathering the data needed, and completing and reviewing the sample cover sheet. Send comments regarding this burden estimate to the U.S. Patent and Trademark office, Office of Information Systems, PK2-1000C, Washington, D.C. 20231, and to the Office of Management and Budget, Paperwork Reduction Project (0651-0011), Washington, D.C. 20503.

**Respironics HealthScan, Inc.
Change of Name from
HealthScan, Inc.**

SCHEDULE A

<u>Mark</u>	<u>Reg. No.</u>	<u>Reg. Date</u>
PFLEX	1,238,173	May 17, 1983
ASSESS	1,350,115	July 16, 1985
HEALTHSCAN Stylized	1,529,550	March 14, 1989
ASSESS	1,713,137	September 8, 1992
OPTIHALER	1,719,425	September 22, 1992
DYNAHALER	1,787,440	August 10, 1993
PERSONAL BEST	1,795,746	September 28, 1993
THRESHOLD	1,934,564	November 14, 1995
OPTICHAMBER	2,084,916	July 29, 1997
OPTIVENT	2,100,221	September 23, 1997
ASTHMACHECK	2,187,345	September 8, 1998

FILED

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**CERTIFICATE OF AMENDMENT
TO THE
CERTIFICATE OF INCORPORATION
OF
HEALTH SCAN PRODUCTS, INC.**

**James A. DiIulio, Jr.
State Treasurer**

Pursuant to the provisions of Section 14A:9-2(4) and Section 14A:9-4(3), Corporations, General, of the New Jersey Statutes, the undersigned corporation executes the following Certificate of Amendment to its Certificate of Incorporation:

- 1. The name of the corporation is Health Scan Products, Inc.
- 2. The following amendment to the Certificate of Incorporation was approved by the directors and thereafter duly adopted by the shareholders of the corporation on the 18th day of September, 1998:

RESOLVED, that the Certificate of Incorporation of the Corporation be amended as follows:

Article (1) is amended so that, as amended, Article (1) shall read as follows: The name of the Corporation is Respiroincs HealthScan, Inc.

Article (4) is amended so that, as amended, Article (4) shall read as follows: The address of the Corporation's registered office is 820 Bear Tavern Road, West Trenton, New Jersey 08628. The name of the Corporation's registered agent at such address is The Corporation Trust Company.

- 3. The number of shares outstanding at the time of the adoption of the amendment was 100 shares of Common Stock. The number of shares entitled to vote thereon was 100.
- 4. The number of shares voting for and against such amendment is as follows:
 Number of shares voting for Amendment: 100
 Number of shares voting against Amendment: 0

Dated this 18th day of September, 1998.

HEALTH SCAN PRODUCTS, INC.

By: St. P. Felt
 Name: Steven P. Felt
 Title: Vice President