

U.S. DEPARTMENT OF COMMERCE

05-22-2000 U.S. Patent & TMOfc/TM Mail Rcpt Dt. #57 **REC**

06-21-2000



ΞT

Patent and Trademark Office Docket No. 028461-0002

5.22.00

101386041

To the Commissioner of Patents and Trademarks	s: Please record the attached original documents or copy thereof.
Name of Conveying party(ies):	2. Name and address of receiving party(ies):
TriActive Technologies, LLC	Name: TriActive Technologies, Inc. Street Address: 3730 Kirby Drive, Suite 1200 Houston, Texas 77098
☐ Individual(s) ☐ Association	
☐ General Partnership ☐ Limited Partnership ☑ A Delaware limited liability company.	
2 A Delictude Inflitted Institute Company.	
Additional name(s) of conveying party(ies) attached? Yes No	☐ Individual(s) citizenship:
3. Nature of conveyance:	Association:
☐ Assignment	☐ General Partnership:
☐ Security Agreement ☐ Change of Name ☐ Other:	✓ Corporation-State: <u>Delaware</u>
Execution Date: December 30, 1998	Other:
Execution Date. December 50, 1998	Additional name(s) & address(es) attached? ☐ Yes ☒ No
4. Application number(s) or registration number(s):	
•	
A. Trademark Application No.(s) 75/514,267 and 75/577,493	B. Registration No.(s)
additional numbers attached? ☐ Yes 🗷 No	
5. Name and address of party to whom correspondence concerning document should be mailed:	6. Total number of applications and trademark registrations involved: 2
	7. Total fee (37 C.F.R. § 3.41): \$65.00
Carla B. Oakley	☑ Enclosed
Brobeck, Phleger & Harrison LLP Spear Street Tower	Authorized to be charged to deposit account, referencing Attorney Docket
One Market	[DOCKET NUMBER]
San Francisco, CA 94105	8. Deposit account number: <u>02-3950</u>
The Commissioner is hereby authorized to charge any fees under 37 C.F.R. § 1.2	I which may be required by this paper, or to credit any overpayment to Deposit Account No. 02-3950 .
9. Statement and Signature. To the best of my knowledge and belief, the foregoing information	n is true and correct and any attached copy is a true copy of the original document. Solution 5-9-2000
	Surley 5-9-2000 Date
Total number of pages compri	ising cover sheet, attachment and document: 3
Total number of pages compri	ising cover sheet, attachment and document: 3
Mail documents to be record	ded with required cover sheet information to:
Mail documents to be record Commission 10/2000 DHGUYEN 00000241 75514267	ded with required cover sheet information to:

SFRLIB1\AM4\5340006.01(36GD\$01! DOC)

TRADEMARK REEL: 002090 FRAME: 0224

P. 03

1412 1490 111 1224 CALL JULY 111 JULY 111 JULY 1144

FAX NO. 302734. 3

STATE OF DELAWARE SECRETARY OF STATE DIVISION OF CORPORATIONS FILED 03:01 PM 12/31/1998 981511822 - 2987559

CERTIFICATE OF MERGER OF TRIACTIVE TECHNOLOGIES, LLC (a Delaware limited liability company) INTO TRIACTIVE TECHNOLOGIES, INC. (a Delaware corporation)

TRIACTIVE TECHNOLOGIES, INC., a Delaware corporation, under and in accordance with Section 264 of the General Corporation Law of the State of Delaware, hereby certifies that:

- The name and state of incorporation of each of the constituent corporations in the merger 1.
 - TriActive Technologies, Inc., a Delaware corporation ("TriActive, Inc."); (a) and
 - TriActive Technologies, L.L.C. a Delaware limited liability company **(b)** (TriActive, L.L.C.").
- 2. An agreement and plan of merger has been approved, adopted, certified, executed and acknowledged by TriActive, Inc. and by TriActive, L.L.C. in accordance with the provisions of subsection (c) of Section 264 of the General Corporation Law of the State of Delaware (the "DGCL").
- 3. TriActive, Inc. will be the surviving corporation following the merger, using the name TriActive Technologies, Inc.
- 4. The Certificate of Incorporation of TriActive, Inc. shall be the certificate of incorporation of the surviving corporation until thereafter duly amended in accordance with its terms and the DOCL.
- 5. The executed Agreement and Plan of Merger is on file at an office of TriActive, Inc. at 3730 Kirby Drive, Suite 1200, Houston, Texas 77098.
- 6. A copy of the agreement and plan of merger will be furnished by TriActive, Inc., on request and without cost, to any member of TriActive, L.L.C. or any stockholder of TriActive, Inc.
- 7. This Certificate of Merger is to be effective as of 12:02 A.M. January 1, 1999.

TRADEMARK

REEL: 002090 FRAME: 0225

916 386 2677; Mar-13-00

Mar-13-00 1:04PM;

Page 4/4

NCR Pl. .34-1450 MAR-13-00 MON 04:14 PM

FAX NO. 302734

P. 04

6016

IN WITNESS WHEREOF, TriActive Technologies, Inc., a Delaware corporation, has caused this cartificate to be signed by its Chief Exacutive Officer on the 30th day of Docember,

Chief Executive Officer

RECORDED: 05/22/2000

SFRLIB1\LS8\5366167.01(370K701!.DOC)

TRADEMARK REEL: 002090 FRAME: 0226