

06-15-1999

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TO THE ASSISTANT COMMISSIONER FOR PATENTS

101065642

Documents or copy thereof.

1. Name of conveying party(ies): (If multiple assignors, list numerically)

PrISMedical Corporation  
Prism Medevice Corporation  
Sepratech, Inc.

Additional name(s) of conveying party(ies) attached?

( ) Yes (X) No

2. Name and address of receiving party(ies):

Name: PrISMedical Corporation  
Internal Address: Suite 252  
Street Address: 1100 Trancas Street  
City: Napa State: California ZIP: 94558

Additional name(s) of receiving party(ies) attached?

( ) Yes (X) No

3. Nature of conveyance:

( ) Assignment  
(X) Merger  
( ) Security Agreement  
( ) Change of Name  
( ) Other:

Execution Date: (If multiple assignors, list execution dates in numerical order corresponding to numbers indicated in 1 above) May 25, 1996

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

( ) Application(s) filed herewith Execution Date(s):

( ) Patent Application No.:  
Filing Date:

(X) Patent No.: 4,871,463  
Issue Date: October 3, 1989  
Patent No.: 5,259,954  
Issue Date.: November 9, 1993  
Patent No: 5,725,777  
Issue Date: March 10, 1998

Additional numbers attached? ( ) Yes (X) No

5. Name and address of party to whom correspondence concerning document should be mailed:

Name: Adeel S. Akhtar  
KNOBBE, MARTENS, OLSON & BEAR, LLP  
Customer No. 20,995  
Internal Address: Sixteenth Floor  
Street Address: 620 Newport Center Drive  
City: Newport Beach State: CA ZIP: 92660  
Attorney's Docket No.: PRSMED.005A/005CP1/007A

7. Total fee (37 CFR 3.41): \$120.00

(X) Enclosed  
( ) Authorized to be charged to deposit account

8. Deposit account number: 11-1410

Please charge this account for any additional fees which may be required, or credit any overpayment to this account.

6. Total number of applications and patents involved: Three  
(3)

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.

Adeel S. Akhtar  
Name of Person Signing

Signature

June 7, 1999  
Date

41,394  
Registration No.

Total number of pages including cover sheet, attachments and document: 3

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

06/14/1999 DNGUYEN 00000225 4871463

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Assistant Commissioner for Patents  
Box Assignments  
Washington, D.C. 20231

PATENT  
REEL: 010007 FRAME: 0608

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**AGREEMENT OF MERGER**

This Agreement of Merger (the "Agreement") is entered into on March 25, 1996, by and among PrISMEDICAL Corporation, a California corporation ("Survivor"), Prism Medevice Corporation, a California corporation ("Prism") and Sepratech, a California corporation ("Sepratech") with reference to the following facts:

**Recitals**

WHEREAS, Sepratech is a wholly owned subsidiary of Prism; and

WHEREAS, the shareholders and board of directors of Prism and Sepratech desire to merge into Survivor on the terms more specifically set forth herein.

NOW THEREFORE, in consideration of the covenants and obligations set forth herein, the parties agree as follows:

**Agreement**

1. **Merger of Prism and Sepratech.** Prism and Sepratech shall be merged into Survivor effective as of May 1, 1996. On the effective date of merger, the separate existence of Sepratech and Prism shall cease, and Survivor, as the surviving corporation, shall succeed, without other transfer, to all the rights and property of Sepratech and Prism, and shall be subject to all the debts and liabilities of Sepratech and Prism, in the same manner as if Survivor itself had incurred them. The outstanding shares of Sepratech shall be canceled and no shares of Survivor or other consideration shall be issued in exchange therefor. Each outstanding share of Prism shall be converted to one (1) common share of Survivor.

2. **Further Acts.** Prism and Sepratech shall, from time to time, as and when requested by Survivor, execute and deliver all documents and instruments and take all actions necessary or desirable to evidence or carry out this merger.

3. **Filing of Agreement.** An executed counterpart of this Agreement and officers' certificates of each of the constituent corporations shall be filed in the office of the California Secretary of State.

ENDORSED  
FILED

In the office of the Secretary of State  
of the State of California

MAY 1 1996

IN WITNESS WHEREOF, Survivor, Prism and Sepratech, as duly authorized by their respective boards of directors, have caused this Agreement to be executed as of the date first above written.

SURVIVOR:  
PrISM Medical Corporation  
a California corporation

By: Mark L. Sizelove  
Mark L. Sizelove, President

By: Michael A. Taylor  
Michael A. Taylor, Secretary

PRISM:  
Prism Medevice Corporation  
a California corporation

By: Mark L. Sizelove  
Mark L. Sizelove, President

By: Michael A. Taylor  
Michael A. Taylor, Secretary

SEPRATECH  
a California corporation

By: Mark L. Sizelove  
Mark L. Sizelove, President

By: Michael A. Taylor  
Michael A. Taylor, Secretary