

02-10-2000

Attorney Docket No. 3848-00486

Form PTO-1595

1-31-92

MMD
1.10.00



U.S. Department of Commerce
Patent and Trademark Office

REC

101264887

COMMISSIONER OF PATENTS ONLY

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

1. Name of conveying party(ies):

OHMEDA, INC.
110 Allen Road
Liberty Corner, NJ USA

Additional name(s) of conveying party(ies)
attached? [] Yes [X] No

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

DATEX-OHMEDA, INC.
Ohmeda Road
P.O. Box 7550
Madison, WI 53707-7550

Additional name(s) & address(es)
attached? [] Yes [x] No

3. Nature of Conveyance:

- [] Assignment [] Merger
- [] Security Agreement [X] Change of Name
- [] Other _____

Execution Date: December 28, 1998

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

If this document is being filed with a new application, the execution date of the Application is _____

A. Patent Application No. (s)

B. Patent No. (s)

5,535,737

Additional numbers attached? [] Yes [x] No

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

Daniel D. Fetterley
ANDRUS, SCEALES, STARKE & SAWALL, LLP
100 East Wisconsin Avenue, Ste. 1100
Milwaukee, Wisconsin 53202

6. Total number of applications and patents involved: 1

7. Total fee (37 CFR 3.41).....\$40.00
[x] Enclosed
[] Authorized to charge to deposit

8. Deposit account number: 01.2000
(Attached duplicate copy of this page if paying by deposit account)

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.

Daniel D. Fetterley
Name of Person Signing

Daniel D. Fetterley
Signature

January 4, 2000
Date

Total number of pages including cover sheet, attachments and document: 6

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

CERTIFICATE OF MAILING

02/10/2000 DMBUYEN 00000031 5535737

01 FC:581 40.00 CP
I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as first class mail in an envelope to: Commissioner of Patents and Trademarks, Washington, D.C. 20231 on this 4th day of January, 2000.

Daniel D. Fetterley
Name

20,323
Reg. No.

Daniel D. Fetterley
Signature

1/4/99
Date

State of Delaware
Office of the Secretary of State PAGE 1

I, EDWARD J. FREEL, 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:

"DATEX-ENGSTROM, INC.", A DELAWARE CORPORATION,
WITH AND INTO "OHMEDA INC." UNDER THE NAME OF "DATEX-OHMEDA, INC.", A CORPORATION ORGANIZED AND EXISTING UNDER THE LAWS OF THE STATE OF DELAWARE, AS RECEIVED AND FILED IN THIS OFFICE THE TWENTY-EIGHTH DAY OF DECEMBER, A.D. 1998, AT 11:35 O'CLOCK A.M.



A handwritten signature in cursive script, reading "Edward J. Freel".

Edward J. Freel, Secretary of State

2224876 8100M

991196111

AUTHENTICATION: 9779064

DATE: 06-02-99

PATENT
REEL: 010531 FRAME: 0048

CERTIFICATE OF MERGER

OF

DATEX-ENGSTROM, INC.

INTO

OHMEDA INC.

Pursuant to the provisions of Section 251 *et seq.* of the Delaware General Corporation Law, the undersigned corporations, each of whom exists under and by virtue of the General Corporation Law of Delaware, adopt the following Certificate of Merger for the purpose of merging Datex-Engstrom, Inc. into Ohmeda Inc.,

DO HEREBY CERTIFY:

I. Constituent Corporations: The constituent corporations, Ohmeda Inc. and Datex-Engstrom, Inc. are each incorporated in Delaware.

II. Agreement of Merger. That an Agreement of Merger between the parties to the merger has been approved, adopted, certified, executed and acknowledged by each constituent corporation in accordance with the requirements of Section 251 of the General Corporation Law of Delaware.

III. Surviving Corporation. The name of the surviving corporation is Ohmeda Inc., which shall hereinafter be changed to Datex-Ohmeda, Inc.

IV. Amendment of Certificate of Incorporation. That the amendments in the Certificate of Incorporation of Ohmeda Inc., the surviving corporation, as to be effected by the merger are as follows:

Article 1 of the Certificate of Incorporation shall be amended to change the name of the surviving corporation from Ohmeda Inc. to Datex-Ohmeda, Inc.

V. Executed Agreement of Merger. That the executed Agreement of Merger is on file at the office of the surviving corporation, located at 3 Highwood Drive, Tewksbury, Massachusetts 01876.

VI. Copy of Agreement of Merger. That a copy of the Agreement of Merger will be furnished by the surviving corporation, on request and without cost, to any stockholder of any constituent corporation.

VII. Effective Date. This Certificate of Merger shall be effective at the close of business on December 31, 1998.


IN WITNESS WHEREOF, Ohmeda Inc. has caused this Certificate of Merger to be signed by Richard Atkin, its President, and Joseph Bourgart, its Secretary, on the date set forth below.

OHMEDA INC.



Richard Atkin, President

ATTEST:



Joseph F. Bourgart, Secretary

December 18, 1998