

RECEIVED COVER SHEET

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To the Honorable Commissioner of Patents

attached original documents or copy thereof.

## 1. Name of conveying party(ies):

OHMEDA INC.

Additional name(s) of conveying party(ies) attached? ☐ Yes ☐ No

## 3. Nature of conveyance:

- ☐ Assignment ☒ Merger  
☐ Security Agreement ☒ Change of Name  
☐ Other \_\_\_\_\_

Execution Date: \_\_\_\_\_

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

Name: DATEX - OHMEDA INC.

Internal Address: \_\_\_\_\_

Street Address: 3 HIGHWOOD DR.

City: TEWESBURY State: MA ZIP: 01876

Additional name(s) & address(es) attached? ☐ Yes ☐ No

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

If this document is being filed together with a new application, the execution date of the application is: \_\_\_\_\_

## A. Patent Application No.(s)

09/015,992

## B. Patent No.(s)

Additional numbers attached? ☐ Yes ☐ No

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

Name: \_\_\_\_\_

Internal Address: Roger M. Rathbun, Esq.

652 Bellerive Court

Street Address: Bridgewater NJ 08807

City: \_\_\_\_\_ State: \_\_\_\_\_ ZIP: \_\_\_\_\_

## 6. Total number of applications and patents involved:

1

## 7. Total fee (37 CFR 3.41): ..... \$ 40.00

- ☐ Enclosed  
☒ Authorized to be charged to deposit account

## 8. Deposit account number:

(Attach duplicate copy of this page if paying by deposit account)

50-0575

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## 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.

ROGER M. RATHBUN

Name of Person Signing

Signature

Date

1/18/00

Total number of pages comprising cover sheet: 1

*State of Delaware*  
*Office of the Secretary of State* PAGE 1

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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:

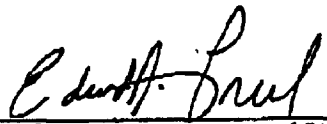
"DATEX-ENGSTROM, INC.", A DELAWARE CORPORATION,

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.

AND I DO HEREBY FURTHER CERTIFY THAT THE EFFECTIVE DATE OF THE AFORESAID CERTIFICATE OF MERGER IS THE THIRTY-FIRST DAY OF DECEMBER, A.D. 1998.

A FILED COPY OF THIS CERTIFICATE HAS BEEN FORWARDED TO THE NEW CASTLE COUNTY RECORDER OF DEEDS.



  
Edward J. Freel, Secretary of State

2224876 8100M

981503161

AUTHENTICATION: 9489988

DATE: 12-28-98

STATE OF DELAWARE  
SECRETARY OF STATE  
DIVISION OF CORPORATIONS  
FILED 11:35 AM 12/28/1998  
981503161 - 2224876

**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 Dutex-Engstrom, Inc. into Ohmeda Inc.,

**DO HEREBY CERTIFY:**

I. Constituent Corporations: The constituent corporations, Ohmeda Inc. and Dutex-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 Dutex-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 Dutex-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