

09-20-2001

Docket No.: 41942-04140

FORM PTO-1595 (Modified)
(F.v. 6-93)
OMB No. 0651-0011 (exp. 4/94)
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P08/REV02

ET

U.S. DEPARTMENT OF COMMERCE

Patent and Trademark Office



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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.

9-17-01

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

Name: Datex-Ohmeda, Inc.

Internal Address: _____

Additional names(s) of conveying party(ies)

☐ Yes ☒ No

3. Nature of conveyance:

☐ Assignment☒ Merger☐ Security Agreement☐ Change of Name☐ Other _____Street Address: 1315 West Century DriveCity: LouisvilleState: COZIP: 80027Execution Date: December 28, 1998Additional name(s) & address(es) attached? ☐ Yes ☒ No

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

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

A. Patent Application No.(s)

B. Patent No.(s)

09/370,962

Additional numbers attached? ☐ Yes ☒ No

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

Name: Thomas R. Marsh, Esq.Internal Address: Marsh Fischmann & Breyfogle LLPStreet Address: 3151 South Vaugh Way, Suite 411City: AuroraState: COZIP: 80014

6. Total number of applications and patents involved:

01

7. Total fee (37 CFR 3.41):.....\$ 40.00☒ Enclosed - Any excess or insufficiency should be credited or debited to deposit account☐ Authorized to be charged to deposit account

8. Deposit account number:

50-1419

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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.

Thomas R. Marsh

Name of Person Signing

Signature

September 10, 2001

Date

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

04

PATENT

REEL: 012168 FRAME: 0991

Office of the Secretary of State

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:

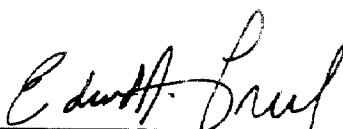
"DATEX-ENGSTROM, INC.", A DELAWARE CORPORATION,

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.

2224876 8100M

991446919




Edward J. Freel, Secretary of State

AUTHENTICATION:

0041011

DATE:

10-22-99

PATENT
REEL: 012168 FRAME: 0992

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.

A handwritten signature in dark ink, appearing to be 'RAA', written over a horizontal line.

Richard Atkin, President

ATTEST:

A handwritten signature in dark ink, appearing to be 'Joseph F. Bourgart', written over a horizontal line.

Joseph F. Bourgart, Secretary

December 18, 1998