

05-09-2002



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Form PTO-1595
(Rev. 03/01)RECORDATION FC
PATENTDEPT. OF COMMERCE
and Trademark Office

OMB No. 0651-0027 (exp. 5/31/2002)

Tab settings

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

1. Name of conveying party(ies):

NeoPath, Inc.
8271 154th Ave NE
Redmond, WA 98052-3878Additional name(s) of conveying party(ies) attached? ☐ Yes ☒ No

3. Nature of conveyance:

☐ Assignment ☒ Merger
☐ Security Agreement ☐ Change of Name
☐ Other

Execution Date: 12/27/1999

2. Name and address of receiving party(ies)

Name: TriPath Imaging, Inc.

Internal Address:

Street Address: 780 Plantation Dr.

City: Burlington State: NC Zip: 27215

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)

B. Patent No.(s) 5,787,188

Additional numbers attached? ☐ Yes ☒ No

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

Name: George A. Leone, Sr.

Internal Address:

Street Address: 2150 - 128th Ave. N.W.

City: Minneapolis State: MN Zip: 55448

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:

DO NOT USE THIS SPACE

9. Signature.

Statement: 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.

George A. Leone, Sr.

Name of Person Signing

Signature

4/15/02

Date

Total number of pages including cover sheet, attachments, and documents: 5

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40.00 DP

Mail documents to be recorded with required cover sheet information to:
Commissioner of Patents & Trademarks, Box Assignments
Washington, D.C. 20231PATENT
REEL: 012865 FRAME: 0048

STATE of WASHINGTON



SECRETARY of STATE

I, **RALPH MUNRO**, *Secretary of State of the State of Washington and custodian of its seal,*

hereby certify by this certificate that the attached is a true and correct copy of

ARTICLES OF MERGER

of

NEOPATH, INC.

Merged into **TRIPATH IMAGING, INC.**
(A Delaware corp. not qualified in Washington)

as filed in this office on December 27, 1999.



Date: September 27, 2000

*Given under my hand and the Seal of the State
of Washington at Olympia, the State Capital*


S. _____

Ralph Munro, Secretary of State

200-001

PATENT

REEL: 012865 FRAME: 0049

V50:60 66-200-22 585600

ARTICLES OF MERGER
OF
NEOPATH, INC.
INTO
TRIPATH IMAGING, INC.

FILED
STATE OF WASHINGTON

DEC 27 1999

RALPH M. MURPHY
SECRETARY OF STATE

Pursuant to the provisions of the Washington Business Corporation Act, the undersigned corporations adopt the following articles of merger:

1. That the Plan of Merger is as follows:

See Exhibit A

2. That, pursuant to RCW 23B.11.030, the Plan of Merger attached hereto as Exhibit A was duly approved by TriPath Imaging, Inc., the sole shareholder of NeoPath pursuant to a Written Consent of Sole Shareholder dated December 29, 1999.
3. That, pursuant to RCW 23B.11.050, no shareholder consent was required in order to effect this subsidiary merger.

IN WITNESS WHEREOF, we have signed this Plan of Merger on the 31st day of December, 1999.

NEOPATH, INC., a Washington Corporation

By: [Signature] 12/23/99
Name: ERIC W. LINSLEY
Title: CFO VP FINANCE

TRIPATH IMAGING, INC, a Delaware Corporation

By: [Signature] 12/23/99
Eric W. Linsley,
Chief Financial Officer and
Vice President, Finance

Ucd: 12-27-99 - 66579
\$100.00 on 12-27-99

150:60 66-220-22 5808600

Exhibit A

PLAN OF MERGER

OF

NEOPATH, INC.

INTO

TRIPATH IMAGING, INC.

(UNDER SECTION 23B.11.070 OF THE BUSINESS CORPORATION LAW)

The undersigned corporation, organized and existing under and by virtue of the Business Corporation Law of the State of Washington does hereby certify as follows:

FIRST: That the name and state of incorporation of each of the constituent corporations of the merger is as follows:

<u>Name</u>	<u>State of Incorporation</u>
NeoPath, Inc. ("NeoPath")	Washington
TriPath Imaging, Inc. ("TriPath")	Delaware

SECOND: The name of the surviving corporation is TriPath Imaging, Inc. and following the merger its name shall be TriPath Imaging, Inc.

THIRD: That the terms and conditions of the merger shall be as follows:

Each share of Common Stock of NeoPath that is owned by TriPath shall automatically be cancelled and retired and shall cease to exist, and no cash or other consideration shall be delivered in exchange therefor. Upon consummation of the merger, all the outstanding duties and obligations of NeoPath shall become the duties and obligations of TriPath.

FOURTH: That the articles and bylaws of NeoPath shall be cancelled and the article and bylaws of TriPath will survive in full force and effect. Additionally, that the officers and directors of TriPath will be the officers and directors following completion of the merger.

The foregoing Plan of Merger was duly adopted by the Board of Directors of TriPath on December 6, 1999.

VS0:60 66-000-22 5805600

IN WITNESS WHEREOF, we have signed this Plan of Merger on the 31st day of December, 1999.

NEOPATH, INC., a Washington Corporation

By: Eric W. Linsley 12/23/99
Name: ERIC W. LINSLEY
Title: CEO, VP FINANCE

TRIPATH IMAGING, INC, a Delaware Corporation

By: Eric W. Linsley 12/23/99
Eric W. Linsley,
Chief Financial Officer and
Vice President, Finance

P.011

TEL: 336 222 8819

TRIPATH, INC.

US: 10/03 17-16 INW 01:00
** TOTAL PAGE.10 **