

07-11-2002

U.S. Department of Commerce  
Patent and Trademark Office  
**PATENT**



102151296

COVER SHEET

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TO: The Commissioner of Patents and Trademarks: Please record the attached original document(s) or copy

**Submission Type**

- ☒ New **7-8-02**  
☐ Resubmission (Non-Recordation)  
Document ID#   
☐ Correction of PTO Error  
Reel #  Frame #   
☐ Corrective Document  
Reel #  Frame #

**Conveyance Type**

- ☐ Assignment ☐ Security Agreement  
☐ License ☒ Change of Name  
☐ Merger ☐ Other   
**U.S. Government**  
(For Use ONLY by U.S. Government Agencies)  
☐ Departmental File ☐ Secret File

**Conveying Party(ies)**

- ☐ Mark If additional names of conveying parties attached  
Name (line 1) **Monitor Labs Environmental Sensors, Inc.** Execution Date  
Month Day Year  
**06 13 02**

**Second Party**

- Name (line 1)   
Name (line 2)   
Execution Date  
Month Day Year

**Receiving Party**

- ☐ Mark If additional names of receiving parties attached  
Name (line 1) **Monitor Labs Incorporated**  
Name (line 2)   
Address (line 1) **76 Inverness Drive East**  
Address (line 2)   
Address (line 3) **Englewood** **Colorado** **80112**  
City State/Country Zip Code  
☐ If document to be recorded is an assignment and the receiving party is not domiciled in the United States, an appointment of a domestic representative is attached. (Designation must be a separate document from Assignment.)

**Domestic Representative Name and Address**

Enter for the first Receiving Party only.

- Name   
Address (line 1)   
Address (line 2)   
Address (line 3)   
Address (line 4)

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Mail documents to be recorded with required cover sheet(s) information to:  
Commissioner of Patents and Trademarks, Box Assignments, Washington, D.C. 20231

07/10/2002 TDINZ1 00000142 5486336

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120.00 DP

**PATENT**  
**REEL: 013056 FRAME: 0270**

**Correspondent Name and Address**

Area Code and Telephone Number **412-562-1632**

Name **Lynn J. Alstadt**

Address (line 1) **Buchanan Ingersoll, P.C.**

Address (line 2) **301 Grant Street, 20th Floor**

Address (line 3) **Pittsburgh, PA 15219**

Address (line 4)

**Pages**

Enter the total number of pages of the attached conveyance document including any attachments.

# **9**

**Application Number(s) or Patent Number(s)**

☐ Mark if additional numbers attached

Enter either the Patent Application Number or the Patent Number (DO NOT ENTER BOTH numbers for the same property).

**Patent Application Number(s)**

**Patent Number(s)**


**5,486,336**

**5,314,828**

**5,338,515**

If this document is being filed together with a new Patent Application, enter the date the patent application was signed by the first named executing inventor.

Month Day Year

**Patent Cooperation Treaty (PCT)**

Enter PCT application number

only if a U.S. Application Number has not been assigned.

PCT

PCT

PCT

PCT

PCT

PCT

**Number of Properties**

Enter the total number of properties involved.

# **3**

**Fee Amount**

Fee Amount for Properties Listed (37 CFR 3.41): \$ **120.00**

Method of Payment:

Deposit Account

(Enter for payment by deposit account or if additional fees can be charged to the account.)

Enclosed ☒

Deposit Account ☐

Deposit Account Number:

# **02-4553**

Authorization to charge additional fees:

Yes ☒

No ☐

**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. Charges to deposit account are authorized, as indicated herein.

**Lynn J. Alstadt**

Name of Person Signing

Signature

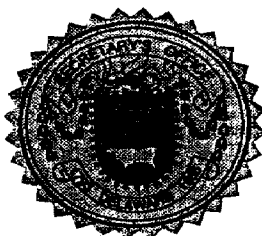
Date

**July 2, 2002**

*The First State*

I, HARRIET SMITH WINDSOR, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY THE ATTACHED IS A TRUE AND CORRECT COPY OF THE CERTIFICATE OF CORRECTION OF "MONITOR LABS INCORPORATED", FILED IN THIS OFFICE ON THE FOURTEENTH DAY OF JUNE, A.D. 2002, AT 12 O'CLOCK P.M.

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



*Harriet Smith Windsor*

Harriet Smith Windsor, Secretary of State

2356307 8100

020387359

AUTHENTICATION: 1834576

DATE: 06-17-02  
PATENT

REEL: 013056 FRAME: 0272

JUN. 17. 2002 11:53AM

GOULSTON & STORRS

STATE OF DELAWARE  
SECRETARY OF STATE  
DIVISION OF CORPORATIONS  
FILED 12:00 PM 06/14/2002  
020387359 - 2356307

**CERTIFICATE OF CORRECTION**

**FILED TO CORRECT  
A CERTAIN ERROR IN THE CERTIFICATE OF  
OF  
OWNERSHIP AND MERGER MERGING  
MONITOR LABS ENVIRONMENTAL SENSORS, INC.  
INTO  
MONITOR LABS INCORPORATED**

**FILED IN THE OFFICE OF THE SECRETARY OF STATE  
OF DELAWARE ON JUNE 6, 2002.**

Monitor Labs Incorporated, a corporation organized and existing under and by virtue of the General Corporation Law of the State of Delaware,

**DOES HEREBY CERTIFY:**

1. The name of the corporation is Monitor Labs Incorporated.
2. That a Certificate of Ownership and Merger was filed by the Secretary of State of Delaware on June 6, 2002 and that said Certificate requires correction as permitted by Section 103 of the General Corporation Law of the State of Delaware.
3. The inaccuracy or defect of said Certificate to be corrected is as follows:

Section No. 3, second Resolved paragraph is incomplete.

4. Section No. 3, second Resolved paragraph of the Certificate is corrected to read as follows and the corrected Certificate of Ownership and Merger is attached hereto for reference:

**RESOLVED:** That, upon the Effective Date, the Certificate of Incorporation of the Corporation, as in effect immediately prior to the Effective Date, shall be the Certificate of Incorporation of the Corporation as the surviving corporation.

DB013 - CT System Online

IN WITNESS WHEREOF, said Monitor Labs Incorporated has caused this Certificate to be signed by Scott T. Harrison, its President, this 13<sup>th</sup> day of June, 2002.

MONITOR LABS INCORPORATED

By: 

Scott T. Harrison, President

**CERTIFICATE OF OWNERSHIP AND MERGER  
MERGING**

**MONITOR LABS ENVIRONMENTAL SENSORS, INC.**  
a Delaware corporation

**INTO**

**MONITOR LABS INCORPORATED**  
a Delaware corporation

MONITOR LABS INCORPORATED, a Delaware corporation ("Monitor Labs"), does hereby certify, pursuant to Section 253 of the General Corporation Law of the State of Delaware, to the following information relating to the merger (the "Merger") of MONITOR LABS ENVIRONMENTAL SENSORS, INC., a Delaware corporation ("Sensors") with and into Monitor Labs:

1. Monitor Labs was incorporated on October 22, 1993, pursuant to, and in accordance with, the General Corporation Law of the State of Delaware.
2. Monitor Labs owns 100% of the outstanding capital stock, par value \$0.01 per share (the "Common Stock"), of Sensors, a corporation incorporated on June 13, 1996, pursuant to, and in accordance with, the General Corporation Law of the State of Delaware.
3. The Board of Directors of Monitor Labs duly adopted the following resolutions by unanimous consent on June 6, 2002, which resolutions provided that Sensors be merged with and into Monitor Labs and set forth the terms and conditions of the Merger, and such resolutions have been filed with the minutes of the Board of Directors:

**RESOLVED:** That the merger of Monitor Labs Environmental Sensors, Inc., a Delaware corporation and a wholly owned subsidiary of the Corporation ("Sensors"), with and into the Corporation (the "Merger") be and hereby is approved, adopted, ratified and confirmed and that said Merger shall be effective upon the filing of the Certificate of Ownership and Merger by the Corporation with the Secretary of State of the State of Delaware (the "Effective Date") and that upon the Effective Date, the Corporation shall assume all of the obligations of Sensors.

RESOLVED: That, upon the Effective Date, the Certificate of Incorporation of the Corporation, as in effect immediately prior to the Effective Date, shall be the Certificate of Incorporation of the Corporation as the surviving corporation.

RESOLVED: That, upon the Effective Date, the By-Laws of the Corporation, as in effect immediately prior to the Effective Date, shall be the By-Laws of the Corporation as the surviving corporation.

RESOLVED: That the officers of the Corporation be, and each of them hereby is, directed to make and execute a Certificate of Ownership and Merger setting forth a copy of the resolutions to merge Sensors with and into the Corporation with the Corporation assuming all of the liabilities and obligations of Sensors, and the date of adoption thereof, and to file the same with the Secretary of State of the State of Delaware, and that the officers of the Corporation be, and each of them hereby is, authorized and directed to take any and all actions necessary and proper, in the judgment of said officers, to effect said Merger.

RESOLVED: That the proper officers of the Corporation be, and each hereby is, authorized, empowered and directed to execute and deliver, and to file with any government entities or agencies, in the name and on behalf of the Corporation, any and all agreements, instruments, documents or certificates relating to the foregoing resolutions and the transactions contemplated thereby, as any such officer in his sole discretion may deem necessary, proper, advisable or appropriate, the execution and delivery thereof to be conclusive evidence that the same have been approved, authorized and adopted hereby.

4. Notwithstanding anything to the contrary contained in this Certificate of Ownership and Merger or elsewhere, the Merger shall be effective upon the filing of the Certificate of Ownership and Merger by the Corporation with the Secretary of State of the State of Delaware (the "Effective Date") but may be amended or terminated and abandoned by the Board of Directors of Monitor Labs at any time prior to the date of filing said Certificate of Ownership and Merger with the Secretary of State of the State of Delaware.

IN WITNESS WHEREOF, MONITOR LABS INCORPORATED has caused this Certificate of Ownership and Merger to be executed by Scott T. Harrison, its President, and attested to by Gary L. Boldry, its Secretary, this 6<sup>th</sup> day of June, 2002.

MONITOR LABS INCORPORATED

By: 

Name: Scott T. Harrison

Title: President

Attest: 

Gary L. Boldry, Its Secretary



# CERTIFICATION

I hereby certify that the Certificate of Ownership and Merger Merging Monitor

Labs Environmental Sensors, Inc. into Monitor Labs Incorporated is a true and exact copy of the original Certificate of Ownership and Merger.

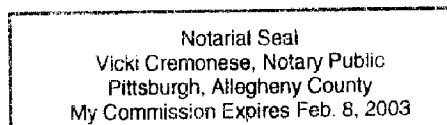
7/2/02

Date

Vicki Cremonese

Vicki Cremonese

Notary Public



Member, Pennsylvania Association of Notaries