12/15/03
FORM PTO-1595

(Rev. 6-93)

12-18-2003

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U.S. Department of Commerce

OMB No. 0651-0011 (exp. 4/94) **Patent and Trademark Office** To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documet or copy thereof 1. Name of conveying party: 2. Name and address of receiving party: SULZER CARBOMEDICS INC. Name: CARBOMEDICS INC. Additional name(s) of conveying party(ies) attached? Yes No Internal Address: 3. Nature of conveyance: Assignment Merger Street Address: 1300 East Anderson Lane Security Agreement Change of Name Other City: Austin State: Texas Zip: Execution Date: January 31, 2003 Additional name(s) & address(es) attached? 4. Application number(s) or registration 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): 10/109,031 Additional numbers attached? Yes No 5. Name and address of party to whom correspondence concerning 6. Total number of applications and patents involved: 1 document should be mailed: Name: Raymund F. Eich, Ph.D. 7. Total fee (37 C.F.R. 3.41)-----Williams, Morgan & Amerson, P.C. 10333 Richmond, Suite 1100 Enclosed Authorized to be charged to deposit account City: Houston State: Texas Zip: 77042 if check insufficient or inadvertently omitted 8. Deposit account number: 50-0786/2009.002096RFE (Attach duplicate copy of this page if paying by deposit account) DO NOT USE THIS SPACE 9. Statement and signature. To the best of my knowledge and belief, the foregoing information is true and correct and any attached cory is a true Raymund F. Eich, Ph.D. 12/11/03 Name of Person Signing, Reg. No. 42,508 Date Total number of pages including cover sheet, attachments and documents: 6 01 FC:8021 60.00 DP

CERTIFICATE OF MAILING
37 C.F.R 1.8

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as First Class Mail in an envelope addressed to: Mail Stop Assignment Recordation Services, Director of the U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-

1450, on the date below:

December 11, 2003

STATE OF DELAWARE SECRETARY OF STATE DIVISION OF CORPORATIONS FILED 01:00 PM 01/30/2003 030063477 - 2248961

## CERTIFICATE OF AMENDMENT OF CERTIFICATE OF INCORPORATION OF SULZER CARBOMEDICS INC.

Sulzer Carbornedics Inc., a corporation duly organized and existing under the General Corporation Law of the State of Delaware (the "Corporation"), does hereby certify that:

- I. The amendment to the Corporation's Certificate of Incorporation set forth below was duly adopted in accordance with the provisions of Section 242 and has been consented to in writing by the stockholder, in accordance with Section 228 of the General Corporation Law of the State of Delaware.
- II. Effective Drawey 31, 2003, Article I of the Corporation's Certificate of Incorporation is amended to read in its entirety as follows:

## "ARTICLE I

The name of the corporation is Carbonnedics Inc. (hereinafter referred to as the "Corporation")"

IN WITNESS WHEREOF, Sulzer Carbomedics Inc. has caused this Certificate to be executed by Thomas Sheldon, its authorized officer, on this 22th day of January, 2003.

Thomas Sheldon Vice President

## The First State

I, HARRIET SMITH WINDSOR, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO BEREBY CERTIFY THE ATTACHED IS A TRUE AND CORRECT COPY OF THE CERTIFICATE OF AMENDMENT OF "SULZER CARBOMEDICS INC.", CHANGING ITS NAME FROM "SULZER CARBOMEDICS INC." TO "CARBOMEDICS INC.", FILED IN THIS OFFICE ON THE THIRTIETH DAY OF JANUARY, A.D. 2003, AT 1 O'CLOCK P.M.

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

AND I DO HEREBY FURTHER CERTIFY THAT THE EFFECTIVE DATE OF THE AFORESAID CERTIFICATE OF AMENDMENT IS THE THIRTY-FIRST DAY OF JANUARY, A.D. 2003.



Darriet Smile Windson Secretary of States

2248961 8100 AUTHENTICATION: 2236349

030063477

RECORDED: 12/15/2003

REEL: 014787 FRAME: 0484