

05-18-2004



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SHEET

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OFFICE OF PUBLIC RECORDS  
2004 MAY 14 AM 9:57  
FINANCE SECTION

Commissioner for Patents: Please record the attached original document(s) or copy(ies).

1. Name of conveying party(ies): Epicor, Inc. Additional name(s) attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		2. Name and address of receiving party(ies): Epicor Medical, Inc. 240 Santa Ana Court Sunnyvale, CA 94085  Additional names/addresses attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
3. Nature of conveyance: <input type="checkbox"/> Assignment <input type="checkbox"/> Merger <input type="checkbox"/> Security Agreement <input checked="" type="checkbox"/> Change of Name <input type="checkbox"/> Other: Execution Date: March 13, 2003			
4. Application number(s) or patent number(s): If this document is being filed with a new application, the execution date of the application is: A. Patent Application No(s): 10/077,470 B. Patent No(s):  Additional numbers attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No			
5. Name/address of party to whom correspondence concerning document should be mailed:  Jens E. Hoekendijk P.O Box 4787 Burlingame, CA 94011-4787 Tel.: 415-412-3322 Fax: 650-871-7688		6. Total number of applications/patents involved: 1  7. Total fee (37 CFR §3.41): \$40 <input type="checkbox"/> Enclosed <input checked="" type="checkbox"/> Authorized to charge Deposit Account.  8. Deposit Account No.: 50-1247 Please apply any additional charges, or any credits, to our Deposit Account No. 50-1247.	
<b>DO NOT USE THIS SPACE</b>			
9. Statement and Signature: <i>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.</i>  Jens E. Hoekendijk Reg. No. 37,149 Name of Person Signing   Signature  May 11, 2004 Date  Total number of pages including coversheet, attachments and document: 7			

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**CERTIFICATE OF MAILING BY FIRST CLASS MAIL**

I hereby certify under 37 CFR §1.8(a) that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated below and is addressed to the Mail Stop Assignment Recordation Services, Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

May 11, 2004  
Date of Deposit  
  
Signature  
Erica L. Canonizado  
Typed Name of Person Signing Certificate

**ENDORSED - FILED**  
In the office of the Secretary of State  
of the State of California

MAR - 6 2003

**KEVIN SHELLEY**  
Secretary of State

**AMENDED STATEMENT BY  
FOREIGN CORPORATION**

Epicor Medical, Inc.

(Name of Corporation)

\_\_\_\_\_, a corporation organized  
and existing under the laws of Delaware, and which is presently  
(State or Place of Incorporation)

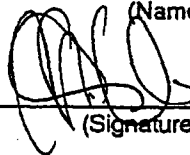
qualified for the transaction of intrastate business in the State of California, makes the  
following statement:

That the name of the corporation has been changed to that hereinabove set forth and  
that the name relinquished at the time of such change was Epicor, Inc.

\_\_\_\_\_  
\_\_\_\_\_

Epicor Medical, Inc.

(Name of Corporation)



(Signature of Corporate Officer)

Ryan E. Naftulin, Assistant Secretary

(Typed Name and Title of Officer Signing)



IN WITNESS WHEREOF, Epicor, Inc. has caused this Certificate of Amendment of Third Amended and Restated Certificate of Incorporation to be signed by the President and the Secretary in Sunnyvale, California this 27<sup>th</sup> day of February, 2003.

EPICOR, INC.

By: /s/ Casey Tansey  
Name: Casey Tansey  
Title: President

ATTEST:

By: /s/ Mark Meltzer  
Name: Mark Meltzer  
Title: Secretary

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PATENT  
REEL: 015327 FRAME: 0250

**CERTIFICATE OF AMENDMENT  
OF  
THIRD AMENDED AND RESTATED  
CERTIFICATE OF INCORPORATION  
OF  
EPICOR, INC.**

EPICOR, INC. a corporation organized and existing under the laws of the State of Delaware (the "Corporation") hereby certifies that:

**ONE:** The name of the Corporation is EPICOR, INC.

**TWO:** The date on which the Certificate of Incorporation of the corporation was filed with the Secretary of State of the State of Delaware is January 6, 1999. This Certificate of Amendment hereby amends the Third Amended and Restated Certificate of Incorporation of the corporation as filed with the Secretary of State of the State of Delaware on October 26, 2001.

**THREE:** The Board of Directors of the corporation, acting in accordance with the provisions of Sections 141 and 242 of the General Corporation Law of the State of Delaware, adopted resolutions amending its Third Amended and Restated Certificate of Incorporation as follows:

Article I shall be amended and restated to read in its entirety as follows:

"I

The name of this corporation is EPICOR MEDICAL, INC."

Thereafter, pursuant to a resolution of the Board of Directors of the corporation, this Certificate of Amendment was submitted to the stockholders of the corporation for their approval and was duly adopted in accordance with the provisions of Section 242 of the General Corporation Law of the State of Delaware.

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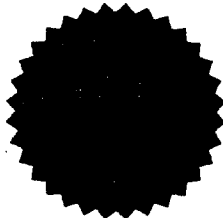
# Delaware

PAGE 1

*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 AMENDMENT OF "EPICOR, INC.", CHANGING ITS NAME FROM "EPICOR, INC." TO "EPICOR MEDICAL, INC.", FILED IN THIS OFFICE ON THE TWENTY-EIGHTH DAY OF FEBRUARY, 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.



*Harriet Smith Windsor*  
Harriet Smith Windsor, Secretary of State

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AUTHENTICATION: 2282661

DATE: 02-28-03

PATENT  
REEL: 015327 FRAME: 0252

CC



**SECRETARY OF STATE  
NAME CHANGE  
CERTIFICATE OF QUALIFICATION**

**C2131199**

I, KEVIN SHELLEY, Secretary of State of the State of California, hereby certify that on the 6th day of March, 2003, there was filed in this office an Amended Statement and Designation by Foreign Corporation whereby the corporate name of **EPICOR, INC.**, a corporation organized and existing under the laws of **Delaware**, was changed to **EPICOR MEDICAL, INC.**. This corporation complied with the requirements of California law in effect on that date for the purpose of qualifying to transact intrastate business in the State of California and as of said date has been and is qualified and authorized to transact intrastate business in the State of California, subject however, to any licensing requirements otherwise imposed by the laws of this State.

IN WITNESS WHEREOF, I execute this certificate and affix the Great Seal of the State of California this day of March 13, 2003.



*Kevin Shelley*  
KEVIN SHELLEY  
Secretary of State



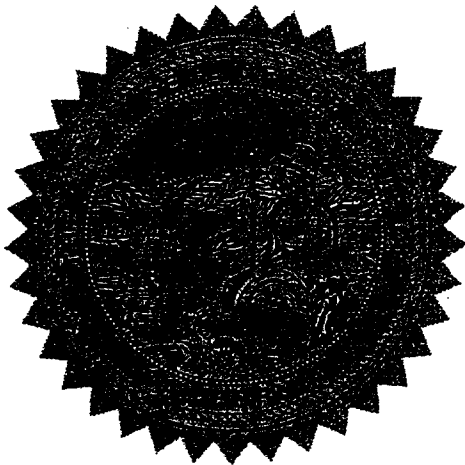
**SECRETARY OF STATE**

I, *Kevin Shelley*, Secretary of State of the State of California, hereby certify:

That the attached transcript of 1 page(s) has been compared with the record on file in this office, of which it purports to be a copy, and that it is full, true and correct.

*IN WITNESS WHEREOF*, I execute this certificate and affix the Great Seal of the State of California this day of

MAR 13 2003



*Kevin Shelley*

Secretary of State