

**PATENT ASSIGNMENT**

Electronic Version v1.1  
 Stylesheet Version v1.1

<b>SUBMISSION TYPE:</b>	NEW ASSIGNMENT
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<b>NATURE OF CONVEYANCE:</b>	RELEASE BY SECURED PARTY
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**CONVEYING PARTY DATA**

Name	Execution Date
CAPITALSOURCE FINANCE LLC	10/04/2004

**RECEIVING PARTY DATA**

<b>Name:</b>	ENCORE MEDICAL CORPORATION AND CERTAIN OF ITS SUBSIDIARIES
<b>Street Address:</b>	9800 Metric Boulevard
<b>City:</b>	Austin
<b>State/Country:</b>	TEXAS
<b>Postal Code:</b>	78758

**PROPERTY NUMBERS Total: 26**

Property Type	Number
Patent Number:	6296666
Patent Number:	6235031
Patent Number:	D345421
Patent Number:	5083553
Patent Number:	5215517
Patent Number:	4787381
Patent Number:	5352189
Patent Number:	5620411
Patent Number:	4729370
Patent Number:	5853381
Application Number:	09925526
Application Number:	10038210
Patent Number:	5344460
Patent Number:	5578060
Patent Number:	D392741

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Patent Number:	4679552
Patent Number:	RE32791
Patent Number:	D437014
Patent Number:	6221032
Patent Number:	6217532
Patent Number:	6267735
Patent Number:	6221033
Patent Number:	6190338
Patent Number:	D335001
Patent Number:	6679905
Patent Number:	5069908

**CORRESPONDENCE DATA**

Fax Number: (512)834-6310  
*Correspondence will be sent via US Mail when the fax attempt is unsuccessful.*  
Phone: 5128346208  
Email: harry\_zimmerman@encoremed.com  
Correspondent Name: Harry L. Zimmerman  
Address Line 1: 9800 Metric Boulevard  
Address Line 4: Austin, TEXAS 78758

NAME OF SUBMITTER:	Harry L. Zimmerman
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Total Attachments: 7  
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INTELLECTUAL PROPERTY SECURITY AGREEMENT RELEASE

This INTELLECTUAL PROPERTY SECURITY AGREEMENT RELEASE (this "*Release*") is made as of October 4, 2004 (the "*Effective Date*"), by CapitalSource Finance LLC, ("CapitalSource") in favor of Encore Medical Corporation and certain of its subsidiaries (the "*Grantors*").

WHEREAS, pursuant to (i) that certain Note and Equity Purchase Agreement dated as of February 8, 2002 (as amended, amended and restated, supplemented or otherwise modified from time to time, the "*Purchase Agreement*"), by and among the Encore Medical Corporation and CapitalSource, and (ii) those certain Patent Security Agreements, Trademark Security Agreements and Copyright Security Agreement dated as of February 8, 2002, October 1, 2003, and September 26, 2003, by and among the Grantors and CapitalSource (as amended, amended and restated, supplemented or otherwise modified from time to time, the "*Security Agreements*"), each Grantor has granted to CapitalSource, a security interest in, among other property, certain Patents, Trademarks and Copyrights (as each term is defined in the Security Agreements) of the Grantors (capitalized terms used herein and not defined shall have the meanings assigned to such terms in the Purchase Agreement);

WHEREAS, the Security Agreements were recorded with the United States Patent and Trademark Office with respect to patents and trademarks and the Copyright Office of the United States with respect to Copyrights; and

WHEREAS, in accordance with the provisions of the Purchase Agreement and the Security Agreements, CapitalSource desires to release its security interest in and to the trademarks, patents and copyrights identified on Schedule A attached hereto (the "*Released Intellectual Property*").

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, CapitalSource hereby agree as follows:

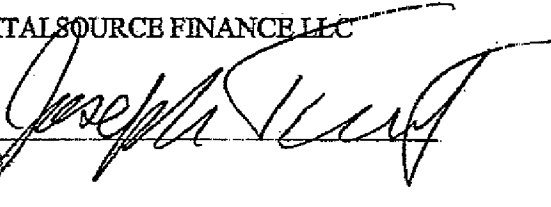
1. CapitalSource, hereby releases to the Grantors the security interest in, to and under the Released Intellectual Property granted pursuant to the Security Agreements.
2. This Release may be executed in one or more counterparts, each of which when executed shall be deemed an original but all of which taken together shall constitute one and the same agreement. Copies of executed counterparts transmitted by telecopier or other electronic transmission service shall be effective as delivery of an original executed counterpart of this Release.
3. This Release shall be governed by, and construed in accordance with, the laws of the State of New York.

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IN WITNESS WHEREOF, CapitalSource has caused this Release to be executed by their duly authorized representatives as of the date first above written.

CAPITALSOURCE FINANCE LLC

By  
Name:  
Title:

A handwritten signature in black ink, appearing to read "Joseph [unclear]", is written over a horizontal line. The signature is stylized and cursive.

## Schedule A

### Patents

Patent Name	COUNTRY	GRANT NO.	GRANT DATE
MOBILE BEARING KNEE WITH CENTER POST	U.S.	6,296,666	Oct-2-2001
INTRAMEDULLARY FRACTURE FIXATION DEVICE	U.S.	6,235,031	May-22-01
ANKLE BRACE	U.S.	D345,421	Mar-22-94
CERVICAL COLLAR	U.S.	5,083,553	Jan-2892
FLAT CERVICAL COLLAR	U.S.	5,215,517	Jun-1-93
ABDOMINAL BINDER	U.S.	4,787,381	Nov-29/88
ANKLE BRACE WALKER	U.S.	5,352,189	Oct-4-94
ANKLE BRACE WALKER	U.S.	5,620,411	Apr-15-97
ANKLE SUPPORT	U.S.	4,729,370	Mar-8-88
ANKLE SUPPORT BRACE	U.S.	5,853,381	Dec-29-98
INTERLOCKING IM NAIL	U.S.	09/925,526	
RSP SHOULDER	U.S.	10/038,210	
PROSTHESIS SYSTEM	U.S.	5,344,460	Sep-6/94
PHYSICAL THERAPY APPARATUS HAVING AN INTERACTIVE INTERFACE, AND METHOD OF CONFIGURING SAME	U.S.	5,578,060	Nov-26/96
DESIGN PATENT PATIENT TREATMENT TABLE"	U.S.	D392,741	Mar-24-98
DRAPE FOR ARTHROSCOPIC SURGERY	U.S.	4,679,552	Apr-14-87
CERVICAL TRACTION DEVICE (REISSUE OF 4508109 ISSUED 4/2/85	U.S.	RE 32,791	Nov-29/88
DESIGN PATENT FOR CONTINUOUS PASSIVE MOTION DEVICE	U.S.	D437,014	Jan-30-01
CONTINUOUS PASSIVE MOTION DEVICE HAVING A REHABILITATION ENHANCING MODE OF OPERATION	U.S.	6,221,032	Apr-24-01
CONTINUOUS PASSIVE MOTION DEVICE HAVING A PROGRESSIVE RANGE OF MOTION	U.S.	6,217,532	Apr-17-01
CONTINUOUS PASSIVE MOTION DEVICE HAVING A COMFORT ZONE FEATURE	U.S.	6,267,735	Jul-31-01
CONTINUOUS PASSIVE MOTION DEVICE THAT ACCELERATES THROUGH THE NON-WORKING RANGE OF MOTION	U.S.	6,221,033	Apr-4-01
THERAPEUTIC MASSAGE TABLE	U.S.	6,190,338	Feb-20-01
DESIGN PATENT FOR THERAPEUTIC TRACTION TABLE	U.S.	D335,001	Apr-20-93
MODULAR DROP MECHANISM FOR CHIROPRACTIC TABLE	U.S.	6,679,905	Jan-20-04
CROSSLINKED HYDROGEL AND METHOD FOR MAKING SAME	U.S.	5,069,908	Dec-3-91

### Trademarks

Trademarks	Country	App/Serial Number	Date Issued	Reg. Number
3DMatrix	U.S.	75727296	07/29/2003	2742394
911 First Response Collar	U.S.	74223328	09/01/1992	1711476
911 First Response Collar	Canada	712055	10/25/1996	464591
Adapta	U.S.	73141621	07/25/1978	1097328
Adapta	Canada	459723	09/04/1981	262061
Adapta	Australia		01/05/1979	A325547
Auto-Flex	U.S.	73585517	09/23/1986	1410735
Auto-Trac	U.S.	73588953	12/02/1986	1419075
Cellex	U.S.	76537603	Filed 8/6/2003	Application
Chattanooga	Peru		04/27/1997	35428
Chattanooga	Peru		04/27/1997	35249
Chattanooga	Peru		09/02/1997	38786
Chattanooga	Columbia	98042002		215593
Chattanooga	Brazil	823418308		Application
Chattanooga + Graphic	Columbia	95058781		Application
Chattanooga Europe	European Community	2373884		Application
Clear Cut	U.S.	75919591	01/15/2002	2530590

Trademarks	Country	App/Serial Number	Date Issued	Reg. Number
Clear Cut	European Community	1793553	10/05/2001	1793553
ColPac	U.S.	75707322	03/21/2000	2332842
ColPac	U.S.	72274185	06/17/1989	0,871377
ColPac	Switzerland	255915	12/02/1971	394139
ColPac	Sweden	1720/74	09/13/1974	148636
ColPac	Sweden	3390/86	09/08/1967	120923
ColPac	Japan		04/14/1975	1116168
ColPac	Italy	47851-C/89	04/01/1992	871609
ColPac	Israel	50228	01/16/1984	50228
ColPac	Greece	66848	01/18/1983	66848
ColPac	Great Britain		02/09/1978	1090743
ColPac	Germany	52270	08/06/1968	848153
ColPac	France	102982	01/16/1989	1569332
ColPac	Finland	6056/71	08/14/1975	64214
ColPac	Denmark	A31799/66	06/02/1967	01,642-1967
ColPac	Columbia	300930	02/19/1999	219549
ColPac	Canada	291042	12/05/1969	166623
ColPac	Brazil	823418286		Application
ColPac	Benelux	564775	12/17/1971	82815
ColPac	Australia		04/12/1976	A295874
Cyclone	U.S.	76481716	02/17/2004	2815663
Cyclone (stylized)	U.S.	76481717	05/25/2004	2845181
Dura-Stick	U.S.	75771642	07/03/2001	2465072
Dura-Stim	U.S.	76537604	Re-filed 8/6/2003	Application
E Encore	Australia	908753	04/09/2002	Application
EMG Retrainer	U.S.	75273616	09/08/1998	2188549
EMG Retrainer	Brazil	823418294		Application
Encore	U.S.	76324825	Filed 10/10/01	Application
Encore	Japan	2002-27740		Application
Encore	European Community	00-2635399	Filed 3/27/02	Application
Encore	Canada	1135802	Filed 3/28/02	Application
Encore	Australia	908754	04/09/2002	Application
Encore (old)	U.S.	74313604	11/23/1993	1806706
Encore (Stylized)	U.S.	76324827	09/23/2003	2766209
E Encore	U.S.	76324826	Filed 10/10/01	Application
Encore (Stylized)	Japan	2002-27741		Application
Encore (Stylized)	European Community	00-2635415	Filed 3/27/02	Application
Encore (Stylized)	Canada	1135803	Filed 3/28/02	Application
Encore Orthopedics (and design)	U S	74313605	11/23/1993	1806707
EPIK	U.S.	76467294	08/12/2003	2750145
Ergowave	U.S.	75485002	08/01/2000	2373574
Ever Green Because It's Our World Too	U S	74579602	02/03/1998	2133619
EZ-FIX	U.S.	75012125	06/29/1999	2257418
Flexipac	U.S.	75771635	07/18/2000	2368547
Fluidotherapy	U.S.	73689224	07/19/1988	1496663
Foundation	U.S.	74313608	02/01/1994	1819447

Trademarks	Country	App/Serial Number	Date Issued	Req. Number
Foundation	Switzerland		03/08/1993	408211
Foundation	Japan	9488695	07/04/1997	4020262
Foundation	Germany	T3455510W	07/08/1994	2070448
Foundation	European Community	35378	04/02/1998	0000-35378
Foundation	China	950117491	04/07/1997	976561
Foundation	Austria		07/31/1993	147943
HotPac	Brazil	823559734		Application
Hydrocollator	U.S.	41237	03/03/1959	0,675045
Hydrocollator	U.S.	71622428	05/19/1953	574604
Hydrocollator	Switzerland		12/02/1971	394139
Hydrocollator	Switzerland	255916	12/02/1971	394140
Hydrocollator	Sweden	3391/66	08/18/1967	120715
Hydrocollator	Norway	90152	05/02/1968	74210
Hydrocollator	New Zealand	108511	06/06/1974	108511
Hydrocollator	New Zealand	121885	12/05/1977	121885
Hydrocollator	Mexico		11/12/1962	112278
Hydrocollator	Mexico		10/17/1973	179728
Hydrocollator	Japan	29047/1976	12/27/1979	1402772
Hydrocollator	Italy	47852-C/89	02/01/1989	871572
Hydrocollator	Israel	50227	01/16/1984	50227
Hydrocollator	Israel	51199	11/17/1980	51199
Hydrocollator	Greece	66847	07/25/1980	66847
Hydrocollator	Greece	67535	07/17/1982	67535
Hydrocollator	Great Britain		02/09/1978	1090744
Hydrocollator	Great Britain		02/09/1978	1090745
Hydrocollator	Germany	52-268	08/06/1968	848179
Hydrocollator	France	102981	01/16/1989	1508805
Hydrocollator	Finland	6055/71	08/14/1975	84213
Hydrocollator	Columbia	92300928	12/12/1991	136210
Hydrocollator	Canada	346954	06/28/1974	200064
Hydrocollator	Brazil	823418316		
Hydrocollator	Benelux	564774	12/17/1971	82814
Hydrocollator	Australia		04/12/1976	295876
Hydrocollator	Australia		04/12/1976	295875
Hydrocollator	Australia	1001851		Application
Hydrocollator (and design)	Greece	66847	07/17/1982	66847
Hydrocollator ColPac	U.S.	72285649	01/28/1969	864244
Hydrocollator ColPac	Great Britain		02/09/1978	1090746
I-KON	Sweden	91/10056	10/23/1992	241773
Industry's Choice	U.S.	74230966	05/25/1993	1773535
Intelect	U.S.	73446066	10/30/1984	1302476
Intelect	Columbia	300926	12/12/1991	137129
Intelect	Brazil	823418278		
Jeltrode	U.S.	73609685	04/26/1988	1486033
Kalfassy Ankle Support	U.S.	73759116	09/26/1989	1557807
Keramos	U.S.	76/556,874		Application
Keramos (and design)	U.S.	76/556,873		Application

<u>Trademarks</u>	<u>Country</u>	<u>App/Serial Number</u>	<u>Date Issued</u>	<u>Reg. Number</u>
Keystone	U.S.	75727294	10/09/2001	2496855
Linear	U.S.	75322354	10/13/1998	2196711
Maximum Poly	U.S.	75409374	07/18/2000	2369129
Myossage	U.S.	72282980	07/01/1969	872017
Navigator	U.S.	74222161	10/18/1994	1859136
Nyatex	U.S.	73042951	10/21/1975	1023095
OptiFlex	U.S.	75622098	02/15/2000	2318990
OptiFlex	European Community		09/20/2000	1862770
OptiFlex	Brazil	823559742		Application
OptiFlex S	Brazil	823559750		Application
Opti-Ice	U.S.			Application
Osteomill	U.S.	73598670	06/23/1987	1443995
Para-Care	U.S.	75199840	01/12/1999	2217692
Power Flex	U.S.	73420395	01/15/1985	1314440
PresSion	U.S.	74221456	09/08/1992	1713380
RAM	U.S.	767561,946	Filed 11/26/03	Application
Rebound	U.S.	74474444	01/14/1997	2029443
Revelation	U.S.	75409372	03/27/2001	2438831
Revelation	European Community	1673266	05/24/2000	1673266
Reverse	U.S.	76476293	08/12/2003	2750144
Reverse (stylized)	U.S.	76481714	7/6/04	2859530
RSP	U.S.	76481715	08/12/2003	2750189
Sensaflex	U.S.	76537601	Filed 8/6/2003	Application
SI	U.S.	73350450	12/8/1999	1468033
Spinalator	U.S.	71402252	06/14/1938	357815
Sports Supports (and design)	U.S.	73477121	12/17/1985	1376496
Sports Supports (stylized)	U.S.	75218474	06/23/1998	2167088
Stabilizer	Brazil			Application
Stamina	U.S.	75143542	11/03/1998	2201833
Stealth	U.S.	74222162	12/22/1992	1742238
Steam Pack	U.S.	73125161	02/06/1979	1112672
Theratherm	U.S.	76364890	08/12/2003	2751177
Triax	U.S.	73644649	01/05/1988	1471340
Triton	U.S.	73506306	09/24/1985	1361658
Triton	Germany	C31127/10WZ	12/13/1983	1057106
Triton	Columbia	300929	12/12/1991	137112
Triton	Brazil	824196084		Application
True/Fix	U.S.	74281390	09/07/1993	1791469
True/Flex	U.S.	74045078	12/17/1991	1668974
Tru-Trac	U.S.	74418674	05/10/1994	1835337
Turtle Neck	U.S.	73754246	01/23/1990	1578810
Turtle Neck	Canada	0,619733	05/31/1991	385052
TX	U.S.	73153130	12/19/1978	1109261
TX	New Zealand	133173	06/30/1980	133173
TX	Israel	50229	06/10/1980	50229
TX	Columbia	300925	12/12/1991	137123
TX	Canada	459725	08/28/1981	261944



Trademarks	Country	App/Serial Number	Date Issued	Reg. Number
TX	Australia		01/05/1979	A325548
Vectra	U.S.	76040122	07/23/2002	2596841
Vitality	U.S.	75169418	08/12/1997	2087777
Vitality	Japan	2953497	07/04/1997	4168783
VitalStim	U.S.	76413770		Application
Warm 'n Form	U.S.	73026352	06/10/1975	1012936
Wellness by Design	U.S.	73809726	04/27/1993	1767341
Wrightlock	U.S.	74627861	07/09/1996	1986341

### Copyrights

Owner of Record	Country of Registration	App. or Registration No.	Registration or Filing Date	Expiration Date	Title
Chattanooga Group, Inc.	U S	Txu419-816	1/18/1990	1/18/2085	BALANCE
Chattanooga Group, Inc.	U.S.	Txu419-852	1/18/1990	1/18/2085	BREEZE
Chattanooga Group, Inc.	U.S.	Txu419-853	1/18/1990	1/18/2085	SCREENTOUCH
Chattanooga Group, Inc.	U S	TX-5-407-924	7/9/2001	7/9/2096	EMG RETRAINER IR SOFTWARE