

09-27-2006



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To the Director of the U.S. Patent and Trademark Office: Please record the attached documents or the **FINANCE SECTION**

1. Name of conveying party(ies)

SDGI HOLDINGS, INC.

Additional name(s) of conveying party(ies) attached? ☐ Yes ☐ No

3. Nature of conveyance/Execution Date(s):

Execution Date(s) April 28, 2005

- ☐ Assignment ☒ Merger
☐ Security Agreement ☐ Change of Name
☐ Joint Research Agreement
☐ Government Interest Assignment
☐ Executive Order 9424, Confirmatory License
☐ Other _____

2. Name and address of receiving party(ies)

Name: WARSAW ORTHOPEDIC, INC.

Internal Address: _____

Street Address: 2500 Silveus Crossing

City: Warsaw

State: Indiana

Country: USA Zip: 46581

Additional name(s) & address(es) attached? ☐ Yes ☒ No

4. Application or patent number(s):

A. Patent Application No.(s)

5540688, 5885286, 6485491, 5888222, 7008422

☐ This document is being filed together with a new application.

B. Patent No.(s)

09/26/2006 DBYRNE 00000076 132546 5540688

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Additional numbers attached? ☐ Yes ☒ No

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

Name: Ms Kathy R. Illg, Patent Service Specialist

Internal Address: LC340 - Medtronic World Headquarters

Street Address: 710 Medtronic Parkway

City: Minneapolis

State: MN Zip: 55432-5604

Phone Number: 1-763-505-2528

Fax Number: 1-763-505-2530

Email Address: kathy.illg@medtronic.com

6. Total number of applications and patents involved: 5

7. Total fee (37 CFR 1.21(h) & 3.41) \$ 200.00

- ☐ Authorized to be charged by credit card
☒ Authorized to be charged to deposit account
☐ Enclosed
☐ None required (government interest not affecting title)

8. Payment Information

a. Credit Card Last 4 Numbers _____

Expiration Date _____

b. Deposit Account Number 132546

Authorized User Name Medtronic

9. Signature:

Signature

Kenneth J. Collier

Name of Person Signing

20 September 2006
Date

Total number of pages including cover sheet, attachments, and documents: 6

Documents to be recorded (including cover sheet) should be faxed to (571) 273-0140, or mailed to:
Mail Stop Assignment Recordation Services, Director of the USPTO, P.O.Box 1450, Alexandria, V.A. 22313-1450

**State of Indiana
Office of the Secretary of State**

**CERTIFICATE OF MERGER
of
WARSAW ORTHOPEDIC INC**

I, TODD ROKITA, Secretary of State of Indiana, hereby certify that Articles of Merger of the above For-Profit Domestic Corporation have been presented to me at my office, accompanied by the fees prescribed by law and that the documentation presented conforms to law as prescribed by the provisions of the Indiana Business Corporation Law.

The following non-surviving entity(s):

SDGI HOLDINGS, INC.

a(n) Delaware Non-Qualified Foreign Corporation

SOFAMOR DANEK HOLDINGS, INC.

a(n) Delaware Non-Qualified Foreign Corporation

merged with and into the surviving entity:

WARSAW ORTHOPEDIC INC

NOW, THEREFORE, with this document I certify that said transaction will become effective Friday, April 28, 2006.



In Witness Whereof, I have caused to be affixed my signature and the seal of the State of Indiana, at the City of Indianapolis, April 28, 2006.

A handwritten signature in black ink, reading "Todd Rokita". The signature is fluid and cursive, with the first name "Todd" and last name "Rokita" clearly distinguishable.

TODD ROKITA,
SECRETARY OF STATE

197101-484 / 2006050157178

State of Delaware
Secretary of State
Division of Corporations
Delivered 02:20 PM 04/28/2006
FILED 02:06 PM 04/28/2006
SRV 060397764 - 2762914 FILE

CERTIFICATE OF MERGER
of
SDGI HOLDINGS, INC.,
a Delaware corporation
and
SOFAMOR DANEK HOLDINGS, INC.,
a Delaware corporation
into
WARSAW ORTHOPEDIC, INC.,
an Indiana corporation

Pursuant to Title 8, Section 252 of the Delaware General Corporation Law, the undersigned corporation executed the following Certificate of Merger:

FIRST: The names of the constituent corporations to the merger are SDGI Holdings, Inc., a Delaware corporation, Sofamor Danek Holdings, Inc., a Delaware corporation and Warsaw Orthopedic, Inc., an Indiana corporation.

SECOND: An Agreement and Plan of Merger has been approved, adopted, certified, executed and acknowledged by each of the constituent corporations pursuant to Title 8, Section 252 of the Delaware General Corporation Law.

THIRD: The surviving corporation will be Warsaw Orthopedic, Inc., an Indiana corporation.

FOURTH: The Articles of Incorporation of the surviving corporation shall be its Articles of Incorporation.

FIFTH: The effective date of the merger is April 28, 2005.

SIXTH: An executed copy of the Agreement and Plan of Merger is on file at the office of Warsaw Orthopedic, Inc. at 710 Medtronic Parkway, Minneapolis, Minnesota 55432.

SEVENTH: A copy of the Agreement and Plan of Merger will be furnished by the surviving corporation on request, without cost, to any stockholder of the constituent corporations.

EIGHT: The surviving corporation agrees that it may be served with process in the State of Delaware in any proceeding for enforcement of any obligation of any constituent corporation of Delaware, as well as for enforcement of any obligation of the surviving corporation arising from this merger, including any suit or other proceeding to enforce the rights of any stockholders as determined in appraisal proceedings pursuant to the provisions of Section 262 of the Delaware General Corporation laws, and irrevocably appoints the Secretary of State of Delaware as its agent to accept service of process in any such suit or proceeding. The Secretary of State shall mail any such process to the surviving corporation at 710 Medtronic Parkway, Minneapolis, Minnesota 55432.

IN WITNESS WHEREOF, said surviving corporation has caused this certificate to be signed
by an authorized officer, the 28th day of April, 2006.

WARSAW ORTHOPEDIC, INC.

By: 

John L. Wainwright
President

Delaware

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The First State

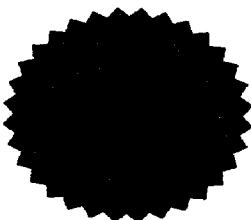
I, HARRIET SMITH WINDSOR, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY THE ATTACHED IS A TRUE AND CORRECT COPY OF THE CERTIFICATE OF MERGER, WHICH MERGES:

"SDGI HOLDINGS, INC.", A DELAWARE CORPORATION,

"SOFAMOR DANEK HOLDINGS, INC.", A DELAWARE CORPORATION,

WITH AND INTO "WARSAW ORTHOPEDIC, INC." UNDER THE NAME OF "WARSAW ORTHOPEDIC, INC.", A CORPORATION ORGANIZED AND EXISTING UNDER THE LAWS OF THE STATE OF INDIANA, AS RECEIVED AND FILED IN THIS OFFICE THE TWENTY-EIGHTH DAY OF APRIL, A.D. 2006, AT 2:06 O'CLOCK P.M.

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



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Harriet Smith Windsor

Harriet Smith Windsor, Secretary of State

AUTHENTICATION: 4707608

DATE: 05-01-06