

Form PTO-1595 (Rev. 09/04)  
OMB No. 0651-0027 (exp. 6/30/2005)

U.S. DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office

## RECORDATION FORM COVER SHEET PATENTS ONLY

To the Director of the U.S. Patent and Trademark Office: Please record the attached documents or the new address(es) below.

**1. Name of conveying party(ies)/Execution Date(s):**

Puritan-Bennett Corporation

Execution Date(s) 12/29/2006

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

**2. Name and address of receiving party(ies)**

Name: Nellcor Puritan Bennett Incorporated

Internal Address: \_\_\_\_\_

Street Address: 675 McDonnell Boulevard

City: St. Louis

State: Missouri

Country: US Zip: 63042

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

**3. Nature of conveyance:**

- Assignment  Merger  
 Security Agreement  Change of Name  
 Government Interest Assignment  
 Executive Order 9424, Confirmatory License  
 Other Correction of Assignor & Date of Merger Recorded at Reel/Frame No. 023085/0676

**4. Application or patent number(s):**

This document is being filed together with a new application.

A. Patent Application No.(s)

B. Patent No.(s)

5,632,612

Additional numbers attached?  Yes  No

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

Name: Nellcor Puritan Bennett LLC

Internal Address: Attn: IP Legal

Street Address: 6135 Gunbarrel Avenue

City: Boulder

State: CO Zip: 80301

Phone Number: 303-305-2400

Fax Number: 303-305-2224

Email Address: ip.legal@covidien.com

**6. Total number of applications and patents involved:**

1

**7. Total fee (37 CFR 1.21(h) & 3.41) \$ 40.00**

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

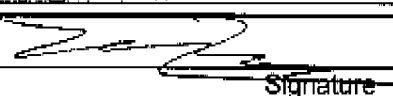
**8. Payment Information**

a. Credit Card Last 4 Numbers \_\_\_\_\_  
Expiration Date \_\_\_\_\_

b. Deposit Account Number 141055

Authorized User Name Timothy G. Majors

**9. Signature:**

  
Signature

10/14/09  
Date

Timothy G. Majors, Reg. 63002

Name of Person Signing

Total number of pages including cover sheet, attachments, and documents: 5

Documents to be recorded (including cover sheet) should be faxed to (703) 306-5995, or mailed to:  
Mail Stop Assignment Recordation Services, Director of the USPTO, P.O. Box 1450, Alexandria, V.A. 22313-1450

# 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 MERGER, WHICH MERGES:

"PURITAN-BENNETT CORPORATION", A DELAWARE CORPORATION, WITH AND INTO "NELLCOR PURITAN BENNETT INCORPORATED" UNDER THE NAME OF "NELLCOR PURITAN BENNETT INCORPORATED", A CORPORATION ORGANIZED AND EXISTING UNDER THE LAWS OF THE STATE OF DELAWARE, AS RECEIVED AND FILED IN THIS OFFICE THE TWENTIETH DAY OF DECEMBER, A.D. 2006, AT 7:06 O'CLOCK P.M.

AND I DO HEREBY FURTHER CERTIFY THAT THE EFFECTIVE DATE OF THE AFORESAID CERTIFICATE OF MERGER IS THE TWENTY-NINTH DAY OF DECEMBER, A.D. 2006, AT 9:40 O'CLOCK A.M.

2098124 8100M

070012352



*Harriet Smith Windsor*

Harriet Smith Windsor, Secretary of State

AUTHENTICATION: 5328490

DATE: 01-04-07

PATENT  
REEL: 023390 FRAME: 0182

# Delaware

PAGE 1

*The First State*

I, HARRIET SMITH WINDSOR, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY THE CERTIFICATE OF MERGER, WHICH MERGES:

"PURITAN-BENNETT CORPORATION", A DELAWARE CORPORATION, WITH AND INTO "NELLCOR PURITAN BENNETT INCORPORATED" UNDER THE NAME OF "NELLCOR PURITAN BENNETT INCORPORATED", A CORPORATION ORGANIZED AND EXISTING UNDER THE LAWS OF THE STATE OF DELAWARE, WAS RECEIVED AND FILED IN THIS OFFICE THE TWENTIETH DAY OF DECEMBER, A.D. 2006, AT 7:06 O'CLOCK P.M.

AND I DO HEREBY FURTHER CERTIFY THAT THE AFORESAID CORPORATION SHALL BE GOVERNED BY THE LAWS OF THE STATE OF DELAWARE.

AND I DO HEREBY FURTHER CERTIFY THAT THE EFFECTIVE DATE OF THE AFORESAID CERTIFICATE OF MERGER IS THE TWENTY-NINTH DAY OF DECEMBER, A.D. 2006, AT 9:40 O'CLOCK A.M.

2098124 8330

070012352



*Harriet Smith Windsor*

Harriet Smith Windsor, Secretary of State

AUTHENTICATION: 5328491

DATE: 01-04-07

PATENT  
REEL: 023390 FRAME: 0183

State of Delaware  
Secretary of State  
Division of Corporations  
Delivered 07:03 PM 12/20/2006  
FILED 07:06 PM 12/20/2006  
SRV 061171386 - 2098124 FILE

**CERTIFICATE OF MERGER**

**OF**

**PURITAN-BENNETT CORPORATION**

**WITH AND INTO**

**NELLCOR PURITAN BENNETT INCORPORATED**

Pursuant to Title 8, Section 251(c) of the Delaware General Corporation Law, the undersigned corporation DOES HEREBY CERTIFY THAT:

**FIRST:** The name of the surviving corporation is Nellcor Puritan Bennett Incorporated, and the name of the corporation being merged into this surviving corporation is Puritan-Bennett Corporation (collectively, the "Constituent Corporations").

**SECOND:** An Agreement and Plan of Merger (the "Merger Agreement"), between Constituent Corporations has been approved, adopted, certified, executed and acknowledged by each of Constituent Corporations in accordance with the requirements of Title 8, Section 251(c) of the Delaware General Corporation Law.

**THIRD:** Nellcor Puritan Bennett Incorporated shall be the surviving corporation of the merger ("Surviving Corporation").

**FOURTH:** The Certificate of Incorporation of Surviving Corporation, as in effect immediately prior to the Effective Date (as defined below), shall remain its Certificate of Incorporation.

**FIFTH:** This Certificate of Merger, and the merger provided for herein, shall become effective on December 29, 2006 at 9:40 a.m. eastern standard time (the "Effective Date").

**SIXTH:** The executed Merger Agreement is on file at an office of Surviving Corporation located at 675 McDonnell Blvd., St. Louis, MO 63042.

**SEVENTH:** A copy of the Merger Agreement will be furnished by the Surviving Corporation, upon request and without cost, to any stockholder of either Constituent Corporation.

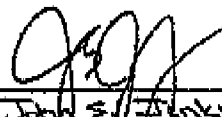
*(Signatures on following page)*

STPV7 3.30E  
NYK 1060764-6.053025.0271

**PATENT**  
**REEL: 023390 FRAME: 0184**

IN WITNESS WHEREOF, the undersigned has caused this Certificate of Merger to be executed as of October 20, 2006.

NELCOR PURITAN BENNETT  
INCORPORATED

By:   
Name: John S. Jenkins, Jr.  
Title: Vice President

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NYK 1060764.053015.0271