

## PATENT ASSIGNMENT

Electronic Version v1.1  
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|                                                                                                                                                                                                                                      |                                   |
|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------|
| SUBMISSION TYPE:                                                                                                                                                                                                                     | NEW ASSIGNMENT                    |
| NATURE OF CONVEYANCE:                                                                                                                                                                                                                | MERGER                            |
| EFFECTIVE DATE:                                                                                                                                                                                                                      | 09/03/2002                        |
| CONVEYING PARTY DATA                                                                                                                                                                                                                 |                                   |
| Name                                                                                                                                                                                                                                 | Execution Date                    |
| MICROVENA CORPORATION                                                                                                                                                                                                                | 09/03/2002                        |
| RECEIVING PARTY DATA                                                                                                                                                                                                                 |                                   |
| Name:                                                                                                                                                                                                                                | EV3 INC.                          |
| Street Address:                                                                                                                                                                                                                      | 3033 Campus Drive                 |
| City:                                                                                                                                                                                                                                | Plymouth                          |
| State/Country:                                                                                                                                                                                                                       | MINNESOTA                         |
| Postal Code:                                                                                                                                                                                                                         | 55441                             |
| PROPERTY NUMBERS Total: 2                                                                                                                                                                                                            |                                   |
| Property Type                                                                                                                                                                                                                        | Number                            |
| Application Number:                                                                                                                                                                                                                  | 13325733                          |
| Patent Number:                                                                                                                                                                                                                       | 7621870                           |
| CORRESPONDENCE DATA                                                                                                                                                                                                                  |                                   |
| Fax Number:                                                                                                                                                                                                                          | (651)330-4787                     |
| Phone:                                                                                                                                                                                                                               | (651) 330-4780                    |
| Email:                                                                                                                                                                                                                               | jjung@pwolaw.biz                  |
| <i>Correspondence will be sent to the e-mail address first; if that is unsuccessful, it will be sent via US Mail.</i>                                                                                                                |                                   |
| Correspondent Name:                                                                                                                                                                                                                  | Popovich, Wiles & O'Connell, P.A. |
| Address Line 1:                                                                                                                                                                                                                      | 8519 Eagle Point Blvd., Suite 180 |
| Address Line 4:                                                                                                                                                                                                                      | Lake Elmo, MINNESOTA 55042        |
| ATTORNEY DOCKET NUMBER:                                                                                                                                                                                                              | H-KN-02065 (EV31028US)            |
| NAME OF SUBMITTER:                                                                                                                                                                                                                   | Patrick J. O'Connell              |
| Total Attachments: 4<br>source=Cert_of_Merger-Microvena_to_ev3#page1.tif<br>source=Cert_of_Merger-Microvena_to_ev3#page2.tif<br>source=Cert_of_Merger-Microvena_to_ev3#page3.tif<br>source=Cert_of_Merger-Microvena_to_ev3#page4.tif |                                   |

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# Delaware

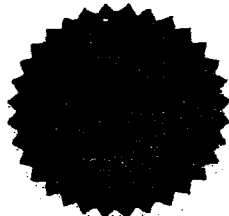
PAGE 1

*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 MERGER, WHICH MERGES:

"MICROVENA CORPORATION", A MINNESOTA CORPORATION,  
WITH AND INTO "EV3 INC." UNDER THE NAME OF "EV3 INC."; A CORPORATION ORGANIZED AND EXISTING UNDER THE LAWS OF THE STATE OF DELAWARE, AS RECEIVED AND FILED IN THIS OFFICE THE SIXTH DAY OF SEPTEMBER, A.D. 2002, AT 4 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: 1971059

DATE: 09-06-02

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STATE OF DELAWARE  
6126077100 SECRETARY OF STATE  
DIVISION OF CORPORATIONS  
FILED 04:00 PM 09/06/2002  
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**CERTIFICATE OF MERGER**

**OF**

**MICROVENA CORPORATION,  
A MINNESOTA CORPORATION**

**WITH AND INTO**

**EV3 INC.,  
A DELAWARE CORPORATION**

Pursuant to Section 252(c) of the General Corporation Law of the State of Delaware, as amended (the "DGCL"), ev3 Inc., a Delaware corporation (the "Surviving Company"), hereby adopts the following Certificate of Merger for the purpose of merging Microvena Corporation, a Minnesota corporation (the "Merging Company"), with and into the Surviving Company.

**ARTICLE ONE**

The name and state of incorporation of each of the constituent corporations participating in the merger are as follows:

| <u>Name of Corporation</u> | <u>State of Incorporation</u> |
|----------------------------|-------------------------------|
| ev3 Inc.                   | Delaware                      |
| Microvena Corporation      | Minnesota                     |

**ARTICLE TWO**

That an Agreement and Plan of Merger, dated September 3, 2002 (the "Agreement of Merger"), by and between the Surviving Company and the Merging Company has been approved, adopted, certified, executed and acknowledged by the Surviving Company and the Merging Company in accordance with Section 252 of the General Corporation Law of Delaware.

**ARTICLE THREE**

The name of the Surviving Company shall be "ev3 Inc.," and it shall be governed by the laws of the State of Delaware.

**ARTICLE FOUR**

The Certificate of Incorporation of the Surviving Company, as now in force and effect, shall continue to be the Certificate of Incorporation of said surviving corporation until amended pursuant to the provisions of the DGCL.

TCJ: 851437 v02 08/29/2002

#### ARTICLE FIVE

The Agreement of Merger is on file at the following place of business of the Surviving Company: ev3 Inc., 1861 Buckle Road, White Bear Lake, Minnesota 55110.

#### ARTICLE SIX

A copy of the Agreement of Merger will be furnished by the Surviving Company, on request and without cost, to any stockholder of any constituent corporation.

#### ARTICLE SEVEN

The aggregate number of shares of stock which the Merging Company has authority to issue is 35,450,000 shares, which consists of 32,500,000 shares of Class A Common Stock, 200,000 shares of Class B Common Stock, 1,600,000 shares of Series A Convertible Preferred Stock, 150,000 shares of Series B Convertible Preferred Stock, 347,755 shares of Series C Convertible Preferred Stock and 652,245 shares of undesignated stock. The par value of each share of capital stock of the Merging Company is \$.01.

*[Signature Page Follows]*

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IN WITNESS WHEREOF, the undersigned party has caused this Certificate of Merger to be duly executed in its name by its duly authorized member or officer, as of the 3rd day of September, 2002.

ev3 Inc.,  
a Delaware corporation

By: Paul Buckman  
Paul Buckman

Its: Chief Executive Officer and President

*{Signature page of Certificate of Merger}*