

03-17-2004



3-15-04

TR

102697015

ONLY

To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

1. Name of conveying party(ies):

Guidant Capital, L.L.C.

- Individual(s) Association
- General Partnership Limited Partnership
- Limited Liability Company - Texas
- Other _____

Add'l name(s) of conveying party(ies) attached? Yes No

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

Name: Guidant Corporation
 Street Address: 111 Monument Circle, Suite 2900
 City: Indianapolis State: Indiana ZIP: 46204

- Individual(s) citizenship
- Association
- Limited Partnership
- Corporation - Indiana
- Other:

If assignee is not domiciled in the United States, a domestic representative designation is attached: Yes No
 (Designations must be a separate document from Assignment)
 Additional name(s) & address(es) attached? Yes No

3. Nature of conveyance:

- Assignment Merger
- Security Agreement Change of Name
- Other _____

Execution Date: February 2, 2004

4. Application number(s) or registration number(s):

A. Trademark Application No.(s)

76/110,798

B. Trademark Registration No.(s)

Additional numbers attached? Yes No

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

Name: Lori N. Boatright

Internal Address:

BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN

Street Address: 12400 Wilshire Boulevard

Seventh Floor

City: Los Angeles State: CA ZIP: 90025

6. Total number of applications and registrations involved: - 1 -

7. Total fee (37 CFR 3.41).....\$ 40.00

- Enclosed
- Authorized to be charged to deposit account

8. Deposit account number:

02-2666

DO NOT USE THIS SPACE

9. Statement and signature.

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.

Lori N. Boatright

Name of Person Signing

Signature

3-11-04

Date

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Total number of pages including cover sheet, attachments, and document: - 2 -

ASSIGNMENT

WHEREAS, Guidant Capital, LLC ("Assignor"), a Texas limited liability company, having a principal place of business at 302 North Market, Suite 501, Dallas TX 75202, has adopted and used the mark GUIDANT CAPITAL, for which an application has been filed in the United States Patent and Trademark Office, namely Application Serial No. 76/110,798, filed August 17, 2000; and

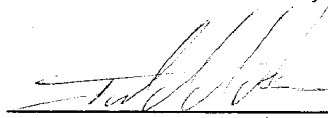
WHEREAS, Guidant Corporation ("Assignee"), an Indiana Corporation, with a principal address at 111 Monument Circle, Suite 2900, Indianapolis, IN 46204 is desirous of acquiring said mark and the application therefor;

AND, WHEREAS, Application Serial No. 76/110,798 filed on the basis of "intent to use" but the mark is now in use in commerce.

NOW, THEREFORE, in consideration of good and valuable consideration, the receipt of which is hereby acknowledged, Assignor does here by sell, assign and transfer unto the Assignee, its entire right, title and interest in and to the aforesaid trademark, together with the goodwill of the business pertaining thereto and the application for registration therefor, including the right to sue for past infringements.

GUIDANT CAPITAL, L.L.C.

Dated: 2/2/04


Name: Todd Anders
Title: Member