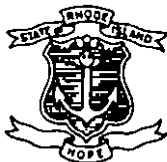


Filing Fee: \$50.00

ID Number: 44996



STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

Office of the Secretary of State
Corporations Division
100 North Main Street
Providence, Rhode Island 02903-1335

FICTITIOUS BUSINESS NAME STATEMENT
(To Be Filed In Duplicate)

Pursuant to the provisions of Section 7-1.1-7.1, 7-16-9 or 7-13-2 of the General Laws, 1956, as amended, the undersigned business corporation, limited liability company or limited partnership hereby submits the following statement for authority to transact business in the state of Rhode Island under a fictitious business name:

1. The legal name of the applicant business corporation, limited liability company or limited partnership is: Lincare Inc.
2. The fictitious business name to be used is RespraCare
3. The state or territory under the laws of which it is incorporated, organized or formed is Delaware
4. The date of incorporation, organization or formation is November 3, 1987
5. If a business corporation, the address of its registered office within Rhode Island is CT Corporation System
10 Weybosset Street, Providence, Rhode Island 02903
6. If a business corporation, the business in which it is engaged retail sales of medical oxygen;
rental of durable medical equipment
7. Applicant is otherwise authorized to do business in the state of Rhode Island.

Under penalty of perjury, I declare that the information contained herein is true and correct.

Date: 4/16/04

Lincare Inc.
Name of Applicant Corporation, Limited Liability Company or Limited Partnership

By Paul J. Smith / Secretary
Signature of Officer for the Corporation Title

or

By _____
Signature of Authorized Person for the Limited Liability Company

or

By _____
Signature of Authorized Person for the Limited Partnership

FILED

MAY 20 2004

By [Signature]
C 31882

CONSENT TO USE FICTITIOUS NAME

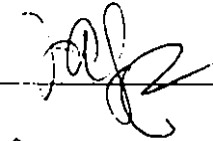
THIS CONSENT TO USE FICTITIOUS NAME is made and entered into as of the 16th day of April, 2004 by TAMALPAIS PARTNERS, INC. d/b/a RESPRACARE and d/b/a RESPRACARE OF MASSACHUSETTS, a Delaware corporation ("**Tamalpais**") as follows:

Tamalpais hereby authorizes and consents to Lincare Inc.'s, a Delaware corporation, use of the fictitious name RespraCare or RespraCare of Rhode Island. Signed by a duly authorized representative of Tamalpais on the date set forth above.

TAMALPAIS PARTNERS, INC.

By: _____

Title: _____



President

RECEIVED
SECRETARY OF STATE
CORPORATIONS DIV.
MAY 20 11 07 AM '04

RECEIVED
SECRETARY OF STATE
CORPORATIONS DIV.
APR 21 10 59 AM '04