


2007 FOR PROFIT CORPORATION ANNUAL REPORT

FILED
Apr 17, 2007 8:00 am
Secretary of State


04-17-2007 90243 027 ***150.00

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|------------------------------------|---|
| DOCUMENT # F01000001203 |  |
| 1. Entity Name CYBERONICS, INC. | |

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|---|---|
| Principal Place of Business 100 CYBERONICS BLVD HOUSTON, TX 77058 | Mailing Address 100 CYBERONICS BLVD HOUSTON, TX 77058 |
|---|---|

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|--|---------|---------------------|---------|
| 2. Principal Place of Business - No P.O. Box # | | 3. Mailing Address | |
| Suite, Apt. #, etc. | | Suite, Apt. #, etc. | |
| City & State | | City & State | |
| Zip | Country | Zip | Country |

40065824



04052007 Chg-P CR2E034 (12/06)

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|--|--|
| 4. FEI Number 76-0236465 | Applied For <input type="checkbox"/> Not Applicable |
| 5. Certificate of Status Desired <input type="checkbox"/> \$8.75 Additional Fee Required | |

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| 6. Name and Address of Current Registered Agent C T CORPORATION SYSTEM 1200 SOUTH PINE ISLAND ROAD PLANTATION, FL 33324 | 7. Name and Address of New Registered Agent Name Street Address (P.O. Box Number is Not Acceptable) City FL Zip Code |
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8. The above named entity submits this statement for the purpose of changing its registered office or registered agent, or both, in the State of Florida. I am familiar with, and accept the obligations of registered agent.

SIGNATURE _____ (NOTE: Registered Agent signature required when reinstating)
Signature, typed or printed name of registered agent and title if applicable. DATE

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| FILE NOW!!! FEE IS \$150.00 After May 1, 2007 Fee will be \$550.00 | 9. Election Campaign Financing Trust Fund Contribution. <input type="checkbox"/> \$5.00 May Be Added to Fees |
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| 10. OFFICERS AND DIRECTORS | | 11. ADDITIONS/CHANGES TO OFFICERS AND DIRECTORS IN 11 | |
| TITLE NAME STREET ADDRESS CITY-ST-ZIP | PCD CUMMINS, ROBERT P 100 CYBERONICS BLVD HOUSTON, TX 77058 <input checked="" type="checkbox"/> Delete | TITLE NAME STREET ADDRESS CITY-ST-ZIP | CEO RERSE S. TERRY, SR. 100 CYBERONICS BLVD. HOUSTON TX 77058 <input type="checkbox"/> Change <input checked="" type="checkbox"/> Addition |
| TITLE NAME STREET ADDRESS CITY-ST-ZIP | T WESTBROOK, PAMELA B 100 CYBERONICS BLVD HOUSTON, TX 77058 <input checked="" type="checkbox"/> Delete | TITLE NAME STREET ADDRESS CITY-ST-ZIP | CFO JOHN A. RICCARDI 100 CYBERONICS BLVD HOUSTON TX 77058 <input type="checkbox"/> Change <input checked="" type="checkbox"/> Addition |
| TITLE NAME STREET ADDRESS CITY-ST-ZIP | S WISE, DAVID S 100 CYBERONICS BLVD HOUSTON, TX 77058 <input type="checkbox"/> Delete | TITLE NAME STREET ADDRESS CITY-ST-ZIP | COO GEORGE E. PARKER, III 100 CYBERONICS BLVD. HOUSTON TX 77058 <input type="checkbox"/> Change <input checked="" type="checkbox"/> Addition |
| TITLE NAME STREET ADDRESS CITY-ST-ZIP | D APPEL, STANLEY M.D. 100 CYBERONICS BLVD HOUSTON, TX 77058 <input checked="" type="checkbox"/> Delete | TITLE NAME STREET ADDRESS CITY-ST-ZIP | Director Hugh M. Morrison 100 CYBERONICS BLVD. HOUSTON, TX 77058 <input type="checkbox"/> Change <input checked="" type="checkbox"/> Addition |
| TITLE NAME STREET ADDRESS CITY-ST-ZIP | D COELHO, TONY 100 CYBERONICS BLVD HOUSTON, TX 77058 <input checked="" type="checkbox"/> Delete | TITLE NAME STREET ADDRESS CITY-ST-ZIP | Director ALFRED J. NOWAK 100 CYBERONICS BLVD HOUSTON, TX 77058 <input type="checkbox"/> Change <input checked="" type="checkbox"/> Addition |
| TITLE NAME STREET ADDRESS CITY-ST-ZIP | D JACKSON, GUY C 100 CYBERONICS BLVD HOUSTON, TX 77058 <input type="checkbox"/> Delete | TITLE NAME STREET ADDRESS CITY-ST-ZIP | Director ALAN J. OLSEN 100 CYBERONICS BLVD. HOUSTON, TX 77058 <input type="checkbox"/> Change <input checked="" type="checkbox"/> Addition |

12. I hereby certify that the information supplied with this filing does not qualify for the exemptions contained in Chapter 119, Florida Statutes. I further certify that the information indicated on this report or supplemental report is true and accurate and that my signature shall have the same legal effect as if made under oath; that I am an officer or director of the corporation or the receiver or trustee empowered to execute this report as required by Chapter 607, Florida Statutes; and that my name appears in Block 10 or Block 11 if changed, or on an attachment with an address, with all other like empowered.

SIGNATURE: David S. Wiser 04/05/07 281-727-2644
SIGNATURE AND TYPED OR PRINTED NAME OF SIGNING OFFICER OR DIRECTOR Date Daytime Phone #
David S. Wiser, Secretary

ATTACHMENT

40065824

Cyberonics, Inc.

100 Cyberonics Blvd.
Houston, TX 77058-2069
FEIN#: 76-0236465

State of Florida 2007 Annual Report - Document No. F01000001203

| Title | Name | Address | Date when term expires | Effective Dates |
|---|--------------------------|--|--------------------------------|---|
| Vice President, Marketing | Michael A. Cheney | 100 Cyberonics Blvd Houston, TX 77058-2069 | perpetual | Effective: July 15, 2001 |
| Vice President, Market Development | Shawn P. Lunney | 100 Cyberonics Blvd Houston, TX 77058-2069 | perpetual | Effective: May 7, 1996 |
| Chief Operating Officer | George E. Parker, III | 100 Cyberonics Blvd Houston, TX 77058-2069 | perpetual | Effective: November 17, 2006 |
| Chief Financial Officer | John A. Riccardi | 100 Cyberonics Blvd Houston, TX 77058-2069 | perpetual | Effective: November 17, 2006 |
| Vice President, Clinical and Medical Affairs, Chief Medical Officer | Richard L. Rudolph, M.D. | 100 Cyberonics Blvd Houston, TX 77058-2069 | perpetual | Effective: August 15, 2001 |
| Vice President, Operations | Randal L. Simpson | 100 Cyberonics Blvd Houston, TX 77058-2069 | perpetual | Effective: October 27, 2003 |
| Chief Executive Officer | Reese S. Terry, Jr. | 100 Cyberonics Blvd Houston, TX 77058-2069 | perpetual | Effective: November 17, 2006 |
| Vice President, General Counsel & Secretary | David S. Wise | 100 Cyberonics Blvd Houston, TX 77058-2069 | perpetual | Effective: September 17, 2003 November 18, 2003 (Secretary) |
| Director | Guy C. Jackson | 100 Cyberonics Blvd Cyberonics Building Houston, TX 77058-2069 | Expiration of term: Sept, 2007 | Effective Feb 1, 2007 |
| Chairman of the Board Effective 1/26/06 | Hugh M. Morrison | 100 Cyberonics Blvd Cyberonics Building Houston, TX 77058-2069 | Expiration of term: Sept, 2007 | Effective Feb 1, 2007 |
| Director | Alfred J. Novak | 100 Cyberonics Blvd Cyberonics Building Houston, TX 77058-2069 | Expiration of term: Sept, 2007 | Effective Feb 1, 2007 |
| Director | Alan J. Olsen | 100 Cyberonics Blvd Cyberonics Building Houston, TX 77058-2069 | Expiration of term: Sept, 2007 | Effective Feb 1, 2007 |
| Director | Arthur J. Rosenthal | 100 Cyberonics Blvd Cyberonics Building Houston, TX 77058-2069 | Expiration of term: Sept, 2007 | Effective Feb 1, 2007 |
| Director | Jeffrey E. Schwarz | 100 Cyberonics Blvd Cyberonics Building Houston, TX 77058-2069 | Expiration of term: Sept, 2007 | Effective Feb 1, 2007 |
| Director | Michael J. Strauss, M.D. | 100 Cyberonics Blvd Cyberonics Building Houston, TX 77058-2069 | Expiration of term: Sept, 2007 | Effective Feb 1, 2007 |
| Director | Reese S. Terry, Jr. | 100 Cyberonics Blvd Cyberonics Building Houston, TX 77058-2069 | Expiration of term: Sept, 2007 | Effective Feb 1, 2007 |