

01-02-2001

FILE NO.

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101568871

To the Honorable Commissioner of Patents and Trademarks. I have received the attached original documents or copy thereof.

1. Name of conveying party(ies): O.I.I. International, Inc.

Additional name(s) of conveying party(ies) attached?

☐ Yes ☒ No

3. Nature of conveyance:

☒ Assignment ☐ Merger  
☐ Security Agreement ☐ Change of Name☐ Other \_\_\_\_\_

Execution Date: \_\_\_\_\_

2. Name and address of receiving party(ies)

Name: CIBA-Vision A.G.

Address: Grenzstrasse 10

City: Buelach Country: Switzerland Postal Code: CH-8180

Additional name(s) and address(es) attached?

☐ Yes ☒ No

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

If this document is being filed together with a new application, the execution date of the application is \_\_\_\_\_

A. Patent Application No.(s)

09/063,624 filed April 20, 1998

09/282,476 filed March 31, 1999

09/576,094 filed May 22, 2000

B. Patent No.(s)

5,972,326 issued October 26, 1999

5,965,152 issued October 12, 1999

5,766,580 issued June 16, 1998

Additional numbers attached?

☒ Yes☐ No

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

Name: Anthony Giaccio, Esq.

BAKER BOTTS LLP

Address: 30 Rockefeller Plaza, 44th Floor

City: New York State: NY Zip: 10112

6. Total number of applications and patents involved: 10

7. Total fee (37 CFR 3.41):

\$400.00

☐ Enclosed☒ Authorized to be charged to deposit account

8. Deposit account number:

02-4377

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9. Statement and signature

*To the best of my knowledge and belief, the foregoing instrumentation is true and correct and any attached copy is a true copy of the original document.*

Anthony Giaccio

Name of Person Signing USPTO Reg. No. 39,684

Signature

Date

Total number of pages including cover sheet, attachments and document: 16

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U.S. DEPARTMENT OF COMMERCE

Patent and Trademark Office

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

10. Name of conveying party(ies):

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

A. Patent Application No.(s)

B. Patent Registration No.(s)

5,759,532 issued June 2, 1998  
5,612,027 issued March 18, 1997  
5,944,753 issued August 31, 1999  
5,652,014 issued July 29, 1997

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OMB No. 0651-0011 (exp. 4/94)

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## A S S I G N M E N T

WHEREAS, O.I.I. INTERNATIONAL, INC., a Delaware corporation with offices at 500 North Claremont Boulevard, Claremont, California 91711 (herein referred to as "O.I.I.") is presently the owner of all right, title and interest in and to the inventions herein identified, and is desirous of assigning and transferring over the entire right, title and interest in and to the inventions, Letters Patent and applications for Letters Patent described as follows: "CONTROLLED RELEASE OF PHARMACEUTICALS IN THE ANTERIOR CHAMBER OF THE EYE" as set forth and described in Letters Patent of the United States, Patent No. 5,972,326, issued on October 26, 1999; and "CONTROLLED RELEASE OF MIOTIC AND MYDRIATIC DRUGS IN THE ANTERIOR CHAMBER" as set forth and described in Letters Patent of the United States, Patent Nos. 5,965,152, 5,766,580, 5,759,532 and 5,612,027, issued on October 12, 1999, June 16, 1998, June 2, 1998, and March 18, 1997, respectively; and "MEDICAMENT COATED REFRACTIVE ANTERIOR CHAMBER OCULAR IMPLANT" as set forth and described in Letters Patent of the United States, Patent Nos. 5,944,753 and 5,652,014 issued on August 31, 1999 and July 29, 1997, respectively, and as set forth and described in application for Letters Patent of the United States, Serial No. 09/063,624, filed April 20, 1998; and "POSITIVE POWER ANTERIOR CHAMBER OCULAR IMPLANT" as set forth and described in applications for Letters Patent of the United States, Serial Nos. 09/282,476 and 09/576,094, filed on March 31, 1999 and may 22, 2000, respectively; and

WHEREAS, CIBA VISION A.G., a Swiss corporation with offices at Grenzstrasse 10, Buelach, Switzerland (herein referred to as "C.V.") is desirous of acquiring the entire right, title and interest in and to the said inventions, and in and to said Letters Patent and any reissues thereof, and in and to the said applications for Letters Patent, and in and to any Letters Patent which may be obtained therefor and any reissues thereof; and in and to any and all corresponding foreign Letters Patent, and in and to any and all corresponding foreign applications for Letters Patent; and in and to any and all corresponding foreign Letters Patent which may be obtained therefor; and

WHEREAS, pursuant to a Technology Transfer Agreement executed on July \_\_\_, 2000 between O.I.I. and C.V., O.I.I. agrees to assign, transfer and set over to C.V. its entire right, title and interest in said inventions, Letters Patent and applications for Letters Patent;

NOW, THEREFORE, TO ALL WHOM IT MAY CONCERN, BE IT KNOWN, that WE, the said O.I.I., for and in consideration of the sum of One Dollar (\$1.00), lawful money of the United States, to us in hand paid by said O.I.I., and other valuable consideration unto us moving from said C.V. as set forth in the Technology Transfer Agreement, at or before the sealing and delivery of these presents, the receipt of which is hereby acknowledged, have sold, assigned, transferred and conveyed and by these presents do sell, assign, transfer and convey, unto said C.V., its successors and assigns, the entire right, title and interest in and to the said inventions entitled "CONTROLLED RELEASE OF PHARMACEUTICALS IN THE ANTERIOR CHAMBER OF THE EYE" as set forth and described in Letters Patent of the United

States, Patent No. 5,972,326, issued on October 26, 1999, and "CONTROLLED  
RELEASE OF MIOTIC AND MYDRIATIC DRUGS IN THE ANTERIOR  
CHAMBER" as set forth and described in Letters Patent of the United States, Patent Nos.  
5,965,152, 5,766,580, 5,759,532 and 5,612,027, issued on October 12, 1999, June 16,  
1998, June 2, 1998, and March 18, 1997, respectively, and "MEDICAMENT COATED  
REFRACTIVE ANTERIOR CHAMBER OCULAR IMPLANT" as set forth and  
described in Letters Patent of the United States, Patent Nos. 5,944,753 and 5,652,014  
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set forth and described in applications for Letters Patent of the United States, Serial Nos.  
09/282,476 and 09/576,094, filed on March 31, 1999 and May 22, 2000, respectively, and  
in and to the said Letters Patent and any reissues thereof, and in and to the said  
applications for Letters Patent, and in and to any continuations, continuations-in-part,  
divisions, reexaminations, and extensions thereof, and in and to any Letters Patent which  
may be issued on any of said applications and any reissues thereof, and in and to any and  
all corresponding Letters Patent in foreign countries, corresponding applications for  
Letters Patent in foreign countries, and corresponding Letters Patents issued therefor in  
foreign countries for said inventions including but not limited to the Letters Patent in  
foreign countries and applications for Letters Patent in foreign countries listed in the  
attached Schedule A, TO HAVE AND TO HOLD THE SAME to the full end of the term  
or terms for which any and all said Letters Patent may be granted;

AND WE, the said O.I.I., do hereby authorize and request the Commissioner of Patents and Trademarks to issue the any said Letters Patent of the United States to said C.V., as the assignee of the entire right, title and interest in and to the same, for the sole use and benefit of said C.V., its successors and assigns;

AND WE, the said O.I.I., for the considerations aforesaid, do hereby covenant and agree to and with said C.V., its successors and assigns, that we, our successors and assigns, shall and will do all lawful acts and things and make, execute and deliver without further compensation, any and all other instruments in writing, further applications, papers, affidavits, powers of attorney, assignments, and other documents which, in the opinion of counsel for said C.V., its successors and assigns, may be required or necessary more effectively to secure to and vest in said C.V., its successors and assigns, the entire right, title and interest in and to said inventions, applications, Letters Patent, rights, titles, benefits, privileges, and advantages hereby sold, assigned, transferred and conveyed, and that we will sign any applications for reissue which may be desired by the owner of the patent or patents which may be issued for the said inventions.

IN WITNESS WHEREOF, the said O.I.I., hereto causes its name to be affixed by its duly authorized officer on the date written.

O.I.I. INTERNATIONAL, INC.

Dated: 7-7-00

By: 

Richard Aguilera  
President