

06-12-2001



LY 5.25.01

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To the Assistant Commissioner for Patents: Please record the attached original documents or copy thereof.

1. Name of conveying party(ies):

DISPENSING PATENTS INTERNATIONAL LLC

Additional name(s) of conveying party(ies) attached? ☐ Yes ☒ No

3. Nature of conveyance:

- ☐ Assignment ☐ Merger
☐ Security Agreement ☐ Change of Name
☒ Other Exclusive License Agreement

Execution Date: 22 May 2001

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

Name: **PACKAGING CONCEPTS ASSOC., LLC**

Internal Address:

Street Address: **4925 Park Ridge Blvd.
Boynton Beach, FL 33426**

Additional name(s) & 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): 09/258,945 —	B. Patent No. (s): 5,158,211	5,273,191
09/502,767	5,100,029	5,310,112
09/576,798	5,265,771	
09/726,489	5,305,810	5,363,992
	5,460,207	5,593,064
	RE36410	5,667,104
	5,875,932	6,126,042
	D 383,382	D 402,542
	5,516,006	5,433,343
	5,343,901	5,620,113

Additional numbers attached: ☐ Yes ☒ No

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

John C. Altmiller
Kenyon & Kenyon
1500 K Street, N.W., Suite 700
Washington, DC 20005

6. Total number of applications and patents involved: 23

7. Total fee (37 CFR 3.41)\$920.00

- ☐ Enclosed
☒ Authorized to be charged to deposit account

8. Deposit account number:

11-0600

(Attach duplicate copy of this page if paying by deposit account)

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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.

John C. Altmiller
Name of Person Signing

Signature

24 May 2001
Date

Total number of pages including cover sheet, attachments, and document: 7

CONFIRMATORY LICENSE AGREEMENT

This document confirms the License Agreement ("Agreement") effective as of March 28, 2001, by and between Dispensing Patents International, LLC, a limited liability corporation of the State of Florida, referred to as "LICENSOR," with offices at 4925 Park Ridge Blvd., Boynton Beach, Florida 33426, and Packaging Concepts Assoc., LLC, a limited liability corporation of the State of Florida, with offices at 4925 Park Ridge Blvd., Boynton Beach, Florida 33426 ("LICENSEE") in which the LICENSOR granted to LICENSEE a license as follows:

LICENSOR grants to LICENSEE and its Affiliates an exclusive license, throughout the Licensed Territory under the LICENSOR's Licensed Patent Rights to make, have made, use, promote, advertise, and sell or otherwise dispose of Licensed Products during the term of this Agreement, including the right to grant sublicenses.

DEFINITIONS

- 1.1 "Licensed Territory" shall mean the entire world.
- 1.2 "Licensed Patent Rights" shall mean the patents and applications therefor listed on Exhibit A and any other patent or application, owned, exclusively licensed or controlled by LICENSOR and any improvement on the inventions therein in whole or in part, including any and all continuations, continuations-in-part, divisions, reexaminations, reissues thereof, and any patents of addition and confirmation or registration patents corresponding thereto, based in whole or in part on said patents and applications.
- 1.3 "Licensed Products" shall mean any product or device covered by the Licensed Patent Rights
- 1.4 "Affiliate" of a party shall means (i) companies the majority of whose voting shares are now or hereafter owned or controlled directly or indirectly by such party; (ii) companies which now or hereafter own or control directly or indirectly a majority of the voting shares of such party; and (iii) companies a majority of whose voting shares are now or hereafter owned or controlled directly or indirectly by any company mentioned in (i) or (ii) of this definition. A company shall be considered an "Affiliate" for only so long as such ownership or control exists. For the purposes of this definition, partnerships or similar entities where a majority-in-interest of its partners or owners are a party hereto and/or Affiliates of such party shall also be deemed to be Affiliates of such party.
- 1.5 "Sale" shall mean a transfer of title of Licensed Product for consideration from LICENSEE or any Affiliate to a customer who is not an Affiliate of LICENSEE, or from a sub-licensee of LICENSEE to a customer who is other than LICENSEE or an Affiliate of LICENSEE or sub-licensee.

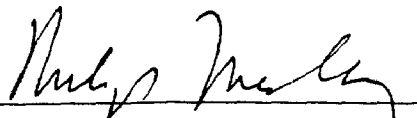
IN WITNESS WHEREOF, the parties hereto have affixed their authorized signatures as of the date set forth below.

LICENSOR:

DISPENSING PATENTS INTERNATIONAL., LLC

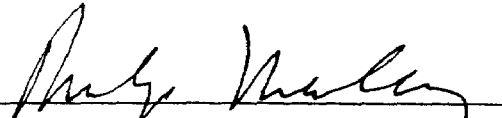
LICENSEE:

PACKAGING CONCEPTS ASSOC., LLC

By: 

Title: MANAGING MEMBER

Date: 5-22-2001

By: 

Title: MANAGING MEMBER

Date: 5-22-2001

DC01 361380 v1

Exhibit A

- PATENTS -						
K & K Matter	Matter Name	Country	Pat. No.	Issued	Expires	Fee Due
46190/46342	DELIVERY SYSTEM FOR MEASURED QUANTITY OF LIQUIDS, ESPECIALLY MEDICATION	Germany	0 636 421	1998/07/08	2015/07/08	Annually
46190/51401	FLUID DISPENSING UNIT RETAINER	U.S.	5,158,211	1992/10/27	2010/08/30	2004
46190/52201	SELF-PURGING ACTUATOR	U.S.	5,100,029	1992/03/31	2010/05/22	2003
46190/52202	SELF-PURGING ACTUATOR	U.S.	5,265,771	1993/11/30	2010/05/22	2001
46190/52401	APPARATUS AND METHOD FOR FILLING AND DISPENSING A HIGHLY VISCOUS PRODUCT FROM A CONTAINER	U.S.	5,305,810	1994/04/26	2012/05/22	2001
46190/52402	APPARATUS AND METHOD FOR FILLING AND DISPENSING A HIGHLY VISCOUS PRODUCT FROM A CONTAINER	U.S.	5,460,207	1995/10/24	2012/05/22	2003
46190/52436	APPARATUS AND METHOD FOR FILLING AND DISPENSING A HIGHLY VISCOUS PRODUCT FROM A CONTAINER	EPO	0 601 145	1997/08/27	2014/08/27	Annually
46190/52442		DE	69 313414.3		2014/08/27	Annually
46190/52439		FR	0 601 145		2014/08/27	Annually
46190/52493		UK	0 601 145		2014/08/27	Annually
46190/524361	APPARATUS AND METHOD FOR FILLING AND DISPENSING A HIGHLY VISCOUS PRODUCT FROM A CONTAINER	EPO	0 763 469	2000/04/12	2013/05/24	Annually
46190/52442		DE	69 328383 T2		2013/05/24	Annually
46190/52439		FR	0 763 469		2013/05/24	Annually
46190/52493		UK	0 763 469		2013/05/24	Annually

46190/52701	INSERTABLE BARRIER BAG OR LINER FOR A NARROW NECK DISPENSING CONTAINER AND METHOD OF FILLING SUCH A BARRIER BAG OR LINER	U.S.	5,343,901	1994/09/06	2013/03/17	2002
46190/52701A	INSERTABLE BARRIER BAG OR LINER FOR A NARROW NECK DISPENSING CONTAINER AND METHOD OF FILLING SUCH A BARRIER BAG OR LINER	U.S.	RE36410	1994/09/06	2013/03/17	2002
46190/53102	DISPENSING HEAD FOR A SQUEEZE DISPENSER	U.S.	5,273,191	1993/12/28	2012/08/17	2001
46190/54001	VALVED GASKET FOR DISPENSER	U.S.	5,310,112	1994/05/10	2012/05/05	2001
46190/55301	VARIABLE SPRAY AND DOSAGE PUMP	U.S.	5,363,992	1994/11/15	2012/12/31	2002
	M-PAK I AND II					
46190/55901	PROMOTIONAL DISPENSER AND METHOD OF ITS USE [M-PAK I]	U.S.	5,593,064	1997/01/14	2014/01/14	2004
46190/55902	PROMOTIONAL DISPENSER AND METHOD OF ITS USE [M-PAK II]	U.S.	5,667,104	1997/09/16	2014/09/16	2001
46190/55993	PROMOTIONAL DISPENSER AND METHOD OF ITS USE	E.P.O. U.K.	0 657 223	1994/12/02	2014/12/02	Annually
46190/55955	PROMOTIONAL DISPENSER AND METHOD OF ITS USE	Italy	0 657 223	1994/12/02	2014/12/02	Annually
46190/55942	PROMOTIONAL DISPENSER AND METHOD OF ITS USE	E.P.O. Germany	69 417 164.6	1994/12/02	2014/12/02	Annually
46190/55939	PROMOTIONAL DISPENSER AND METHOD OF ITS USE	E.P.O. France	0 657 223	1994/12/02	2014/12/02	Annually
46190/55954	DISPENSER AND METHOD FOR ITS USE	Israel	111744	1998/09/16	2014/11/23	Every 4 years Next 11/23/04
	M-PAK III					
46190/55903	PROMOTIONAL DISPENSER AND METHOD OF ITS USE [M-PAK III]	U.S.	5,620,113	1997/04/15	2015/04/10	2004
46190/559542	PROMOTIONAL DISPENSER AND METHOD OF ITS USE	Israel	117368	2000/10/17	2016/03/05	Every 4 years Next 3/4/02
	OTHER M-PAK					
46190/55904	DISPENSER WITH INVERTED-DISPENSING FEATURE AND SNAP-ON MOUNTING CUP	U.S.	6,126,042	2000/10/03	2013/12/09	2004

<u>46190/55905</u>	<u>DISPENSER AND METHOD OF ITS USE</u> <u>[M-PAK V]</u>	<u>U.S.</u>	<u>5,875,932</u>	<u>1999/03/02</u>	<u>2013/12/09</u>	<u>2002</u>
	<u>M-PAK DESIGN</u>					
<u>46190/56901</u>	<u>DISPENSER [M-PAK DESIGN PATENT]</u>	<u>U.S.</u>	<u>D 383,382</u>	<u>1997/09/09</u>	<u>2011/09/09</u>	<u>N/A</u>
<u>46190/56903</u>	<u>DISPENSER [M-PAK DESIGN PATENT]</u>	<u>U.S.</u>	<u>D 402,542</u>	<u>1998/12/15</u>	<u>2012/12/15</u>	<u>N/A</u>
<u>46190/56301</u>	<u>DELIVERY SYSTEM FOR MEASURED</u> <u>QUANTITIES OF LIQUIDS, ESPECIALLY</u> <u>MEDICATIONS [NASAL / INTRAVENOUS</u> <u>DISPENSER]</u>	<u>U.S.</u>	<u>5,516,006</u>	<u>1996/05/14</u>	<u>2013/07/30</u>	<u>2003</u>
<u>46190/56336</u>	<u>DELIVERY SYSTEM FOR MEASURED</u>	<u>E.P.O.</u>	<u>0 636 421</u>	<u>1998/07/08</u>	<u>2015/07/08</u>	<u>Annually</u>
<u>46190/56339</u>	<u>QUANTITIES OF LIQUIDS, ESPECIALLY</u>	<u>France</u>	<u>0 636 421</u>			
<u>46190/56342</u>	<u>MEDICATIONS [NASAL / INTRAVENOUS</u>	<u>Germany</u>	<u>69 411 462.6</u>			
<u>46190/56393</u>	<u>DISPENSER]</u>	<u>U.K.</u>	<u>0 636 421</u>			
<u>46190/56401</u>	<u>DELIVERY SYSTEM FOR MEASURED</u> <u>QUANTITIES OF LIQUIDS, ESPECIALLY</u> <u>MEDICATIONS [NASAL/</u> <u>INTRAVENOUS DISPENSER</u>	<u>U.S.</u>	<u>5,433,343</u>	<u>1995/07/18</u>	<u>2013/08/24</u>	<u>2003</u>

- PATENT APPLICATIONS -

K & K Matter	Matter Name	Country	S/N	Filed	Status
46190/55236	ATOMIZING PUMP [PLASTIC SPRING PUMP]	E.P.O.	94905475.3	1994/07/21	Published 94/12/04; Natl. phase in DE,FR,UK requested 3/30/01
	M-PAK CASES				
46190/55906	DISPENSER AND METHOD OF ITS USE (ANTI-CLOG)	U.S.	09/258945	1999/03/01	Issue Fee paid 4/30/01
46190/55908	CONTAINER WITH SNAP-ON NECK	U.S.	09/502767	2000/02/11	Awaiting First Office Action
46190/55909	DISPENSER WITH INTEGRAL PUMP HOUSING	U.S.	09/576798	2000/05/23	Amendments Pending
46190/55907	SPRAY DISPENSING DEVICE WITH NOZZLE CLOSURE	U.S.	09/726,489	2000/12/01	Awaiting First Office Action
	M-PAK II AND III				
46190/55924	PROMOTIONAL DISPENSER AND METHOD OF ITS USE [M-PAK II AND III]	P.C.T. China	CN1181044	1998/05/06	2014/09/14
46190/559361	DIRECTIONAL DISPENSER AND METHOD OF ITS USE [M-PAK II AND III]	E.P.O.	EP782525		Pub. 1997/07/09
46190/559362		[U.K.,	A1		Pub. 1999/05/19
46190/559363		France, Germany]	EP782525 A4		
46190/55957	DISPENSER AND METHOD OF ITS USE [M-PAK II & III]	P.C.T. Japan	8-510158	1997/03/13	Published; request for examination due 4/26/02