

FORM PTO-1595 (modified)

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(Rev 6-93)

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To the Director of the United States Patent and Trademark Office: Please record the attached original documents or copies thereof.

<p>1. Name of conveying party(ies):</p> <p>Wilson Routt Mark J. Rice</p> <p style="text-align: center; font-size: 2em;">4.1.02</p> <p>Additional conveying party(ies) NO</p>	<p>2. Name and address of receiving party(ies):</p> <p>Fovioptics, Inc. Coldstream Research Campus Suite 300 1509 Bull Lea Drive Lexington, Kentucky 40511</p> <p>Additional name(s) & address(es) attached? NO</p>
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3. Nature of conveyance:

ASSIGNMENT

Execution Date:
March 15, 2002

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

If this is being filed together with a new application, the execution date of the application is:

<p>A. Patent Application Number(s):</p> <p style="text-align: center;"><u>10/012,902</u></p>	<p>B. Patent Number(s):</p> <p style="text-align: center;">Additional numbers attached? NO</p>
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<p>5. Name and address of party to whom correspondence concerning document should be mailed:</p> <p>Harry C. Engstrom FOLEY & LARDNER 150 East Gilman Street P.O. Box 1497 Madison, Wisconsin 53701-1497</p>	<p>6. Total number of applications/patents involved: 1</p>
	<p>7. Total fee (37 C.F.R. § 3.41): \$40.00</p> <p><input checked="" type="checkbox"/> Check Enclosed</p> <p>Charge to deposit account</p>
	<p>8. Deposit account number: 06-1447</p>

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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. The Commissioner is hereby authorized to charge any additional recordation fees which may be required in this matter to the above-identified deposit account.

Harry C. Engstrom

March 22, 2002

Name of person signing

Signature

Date

Total number of pages including cover sheet, attachments, and document: 4

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003.349699.1

ASSIGNMENT

WHEREAS, Wilson Routt of 119 Arcadia Park, Lexington, Kentucky 40503, and Mark J. Rice of 3326 Bondwood Circle, Johnson City, Tennessee 37605 (hereinafter "ASSIGNORS"), have invented a NON-INVASIVE MEASUREMENT OF BLOOD ANALYTES USING PHOTODYNAMICS, for which said ASSIGNORS are making application for Letters Patent in the United States, Serial No. 10/012,902, filed October 22, 2001, claiming priority from provisional application Serial No. 60/318,850, filed September 13, 2001; and

WHEREAS, Fovioptics, Inc., (hereinafter "ASSIGNEE"), a corporation organized and existing under the laws of the State of Delaware, and having its principal office in Lexington, Kentucky, is desirous of acquiring an interest in said invention and application;

NOW, THEREFORE, in consideration of One Dollar (\$1.00) and other good and valuable consideration, the receipt of which by ASSIGNORS from ASSIGNEE is hereby acknowledged, said ASSIGNORS, by these presents, do hereby sell, assign, and transfer unto ASSIGNEE the full and exclusive right, title, and interest for the territory of the United States of America, its territories and possessions, and for all foreign countries, in and to said invention as described in the above patent application Serial No. 10/012,902 and provisional application Serial No. 60/318,850 and in and to said patent application and provisional application; said invention, patent application and provisional application, and Letters Patent to be held and enjoyed by said ASSIGNEE for its own use and behoof, and for its successors and assigns, to the full end of the term for which Letters Patent may be granted, as fully and entirely as the same would have been held by ASSIGNORS had this Assignment and sale not been made.

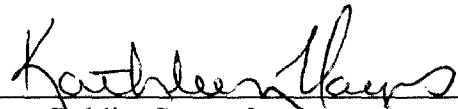
And said ASSIGNORS do hereby agree that they will aid said ASSIGNEE in the prosecution of any other application for Letters Patent that said ASSIGNEE may wish to make

ASSIGNOR:

 (SEAL)
Mark J. Rice

STATE OF TN)
) ss.
COUNTY OF Washington

Before me personally appeared Mark J. Rice, to me known to be the person identified as ASSIGNOR in the above Assignment, who signed the foregoing instrument in my presence and made under oath on the 14 day of March, 2002.


Notary Public, State of TN
My Commission: 4-30-03