Form PTO-1595 R U.S. DEPARTMENT OF COMMERCE (Rev. 10/02) U.S. Patent and Trademark Office OMB No. 0651-0027 (exp. 6/30/2005) 102308436 Tab settings ⇒ ⇒ ⇒ To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof. 1. Name of conveying party(ies): 2. Name and address of receiving party(ies) Name: JPMorgan Chase Bank, as Administrative Agent WIT IP Corporation 136 Turnpike Road Internal Address: Southborough, MA 01772 Additional name(s) of conveying party(ies) attached? Yes V No 3. Nature of conveyance: Assignment Street Address: 270 Park Avenue Security Agreement Change of Name Other\_Supplement City: New York State: NY Zip: 10017 Execution Date: December 3, 2002 Additional name(s) & address(es) attached? 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) Please see attached schedule B. Patent No.(s) Please see attached schedule Additional numbers attached? Ves No 5. Name and address of party to whom correspondence 6. Total number of applications and patents involved: concerning document should be mailed: 7. Total fee (37 CFR 3.41).....\$ \$\delta \textsquare{C}\$ Name: Ms. Penelope Agadoa Internal Address: Federal Research Corporation **Enclosed** Authorized to be charged to deposit account 8. Deposit account number: Street Address: 1030 Fifteenth St. NW, Suite 920 City: Washington State: DC Zip: 20005 DO NOT USE THIS SPACE 9. Signature. David J. Miller December 10, 2002 Date Name of Person Signing Total number of pages including cover sheet, attachments, and documents:

Mail documents to be recorded with required cover sheet information to:

Commissioner of Patents & Trademarks, Box Assignments Washington, D.C. 20231

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		THE TALE	Tana Data	Application	Patent
Country	11116	FIHUE DATE	TOO IL TARK	Number	Number
United States	TECHNIQUE FOR LOCALIZED THERMAL TREATMENT	March 14, 1991	November 2, 1993	07/669,366	5,257,977
	OF MAMMALS			0000	E 540 650
United States	THERMAL TREATMENT APPARATUS	March 11, 1994	August 27, 1996	08/212,19/	3,349,339
United States	THERMAL TREATMENT APPARATUS	April 16, 1996		08/632,830	N/A
United States	INTERNAL CATHETER	February 4, 1998	June 29, 1999	09/018,664	5,916,195
United States	INTERNAL CATHETER	January 29, 1999	N/A	09/239,312	N/A
United States	THERMAL TREATMENT APPARATUS	November 5, 1999	N/A	09/433,952	N/A
United States	THERMAL TREATMENT APPARATUS	March 28, 2000	May 14, 2002	09/534,842	RE37,704
United States	PROSTATIC STENT WITH LOCALIZED TISSUE	June 30, 2000	N/A	60/215,156	N/A
	ENGAGING ANCHORING MEANS AND METHODS FOR		-		
	INHIBITING OBSTRUCTION OF THE PROSTATIC				
United States	TREATMENT CATHETERS WITH THERMALLY	November 13, 2000	N/A	60/248,109	N/A
	INSULATED REGIONS			201/027	A1/V
United States	PROSTATIC STENT WITH LOCALIZED LISSUE	April 18, 2001	IVA	07/03/,400	
	INHIBITING OBSTRUCTION OF THE PROSTATIC				
:	URETHRA			22.22.22.1	***
United States	LOW THERMAL RESISTANCE ELASTIC SLEEVES FOR	May 1, 2001	N/A	60/288,774	N/A
	MEDICAL DEVICE BALLOONS		77)	77.000,00	717.4
United States	METHODS FOR TREATING PROSTATITIS	July 27, 2001	N/A	60/308,344	N/A
United States	THERMAL TREATMENT SYSTEMS WITH ENHANCED	September 10, 2001	N/A	60/318,556	N/A
	TISSUE PENETRATION DEPTH USING ADJUSTABLE TREATMENT PRESSURES AND RELATED METHODS				
United States	CATHETERS WITH SUCTION CAPABILITY AND RELATED	October 17, 2001	N/A	60/330,029	N/A
	IN VIVO				
United States	METHODS FOR TREATING THE PROSTATE AND	November 13, 2001	N/A	10/011,494	N/A
	INHIBITING OBSTRUCTION OF THE PROSTATIC				
	URETHRA USING BIODEGRADABLE STENTS	1 12 2001	27//	10/011 700	NIA
United States	TREATMENT CATHETERS WITH THERMALLY	November 13, 2001	N/A	10/011,/00	IV/A
United States	COMBINATION TREATMENT CATHETERS AND POST-	December 10, 2001	N/A	60/339,529	N/A
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RELATED METHODS	United States	MODULAR THERMAL TREATMENT SYSTEMS WITH	December 20, 2001	N/A	60/342,566	N/A
Relate Methods		SINGLE-USE DISPOSABLE CATHETER ASSEMBLIES AND				
States		RELATED METHODS	1 2002	NI/A	10/136.605	N/A
States   MEDICAL DEVICE BALLOONS   May 17, 2002   N/A	United States	LOW THERMAL RESISTANCE ELASTIC SLEEVES FOR	May 1, 2002	IN/A		
States   METHODS FOR TREATING PROSTAITIS   May 1, 2002   The prostatic Stent With Localized Theory   May 15, 2001   January 14, 2002   AU 3122		MEDICAL DEVICE BALLOONS	17 2002	N/A	60/381.647	N/A
III	United States	METHODS FOR TREATING PROSTATITIS	May 1/, 2002	IN/A	A1163177	AU 200163122
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	Japan		January 28, 1999	November 24, 1999	JP 20363	JF 11317077

## **Patents**

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Country	Title	Filing Date	Issue Date	Application Number	Number
PCT	PROSTATIC STENT WITH LOCALIZED TISSUE	May 15, 2001	January 10, 2001	PCT/US01/15585	WO 02/02032
	ENGAGING ANCHORING MEANS AND METHODS FOR				
	INHIBITING OBSTRUCTION OF THE PROSTATIC				
	URETHRA			+	NI/A
PCT	HYPERTHERMY TREATMENT OF THE PROSTATE AND	November 13, 2001	N/A	PC1/US01/4//89	N/A
	IMPLANTATION OF THE BIODEGRADABLE URETHRAL				
	STENT			-	1777
PCT	TREATMENT CATHETERS WITH THERMALLY	November 13, 2001	N/A	PC1/US01/4//93	N/A
	INSULATED REGIONS				VI/A
PCT	LOW THERMAL RESISTANCE ELASTIC SLEEVES FOR	May 2, 2002	N/A	PC1/USU2/13380	N/A
	MEDICAL DEVICE BALLOONS			DOM: 1000/04001	27/4
PCT	METHODS FOR TREATING PROSTATITIS	July 24, 2002	N/A	PC1/US02/24221	N/A
PCT	CATHETERS WITH SUCTION CAPABILITY AND RELATED	September 25, 2002	N/A	PC1/US02/3354	N/A
	METHODS AND SYSTEMS FOR OBTAINING BIOSAMPLES				
	IN VIVO				717
PCT	THERMAL TREATMENT SYSTEMS WITH ENHANCED	September 9, 2002	N/A	PC1/US02/28688	N/A
	TISSUE PENETRATION DEPTH USING ADJUSTABLE				
	TREATMENT PRESSURES AND RELATED METHODS			100000	דה המפסבה דה
Spain	A TECHNIQUE FOR LOCALIZED THERMAL TREATMENT	March 18, 1991	April 16, 1996	EP 302293	ES 2083322 1.3
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Supplement No. 1 to Security Agreement

WIT IP CORPORATION

SUPPLEMENT NO. 1 dated as of December 3, 2002, to the Security Agreement dated as of November 12, 1999, among ACMI CORPORATION (f/k/a Circon Corporation), a Delaware corporation (the "Borrower"), AMERICAN CYSTOSCOPE MAKERS, INC. (f/k/a Circon Holdings Corporation), a Delaware corporation ("Holdings"), each subsidiary of the Borrower listed on Schedule I thereto (each such subsidiary individually a "Subsidiary Guarantor" and, collectively, the "Subsidiary Guarantors"; the Subsidiary Guarantors, Holdings and the Borrower are referred to collectively herein as the "Grantors") and JPMORGAN CHASE BANK (f/k/a The Chase Manhattan Bank), a New York banking corporation ("Chase"), as collateral agent (in such capacity, the "Collateral Agent") for the Secured Parties (as defined herein).

- A. Reference is made to (a) the Credit Agreement dated as of November 12, 1999 (as amended, supplemented or otherwise modified from time to time, the "Credit Agreement"), among the Borrower, Holdings, the lenders from time to time party thereto (the "Lenders"), Chase, as administrative agent for the Lenders (in such capacity, the "Administrative Agent"), Collateral Agent, swingline lender and issuing bank (in such capacity, the "Issuing Bank"), Bankers Trust Company, as co-documentation agent for the Lenders, Merrill Lynch Capital Corporation, as co-documentation agent for the Lenders, Canadian Imperial Bank of Commerce, as co-syndication agent for the Lenders, and Credit Suisse First Boston, as co-syndication agent for the Lenders, (b) the Parent Guarantee Agreement dated as of November 12, 1999 (as amended, supplemented or otherwise modified from time to time, the "Parent Guarantee Agreement"), between Holdings and the Collateral Agent and (c) the Subsidiary Guarantee Agreement dated as of November 12, 1999 (as amended, supplemented or otherwise modified from time to time, the "Subsidiary Guarantee Agreement"), among the Subsidiary Guarantors and the Collateral Agent.
- B. Capitalized terms used herein and not otherwise defined herein shall have the meanings assigned to such terms in the Security Agreement and the Credit Agreement.
- C. The Grantors have entered into the Security Agreement in order to induce the Lenders to make Loans and the Issuing Bank to issue Letters of Credit. Section 6.15 of the Security Agreement provides that additional Subsidiaries of the Borrower may become Grantors under the Security Agreement by execution and delivery of an instrument in the form of this Supplement. The undersigned Subsidiary (the "New Grantor") is executing this Supplement in accordance with the requirements of the Credit Agreement to become a Grantor under the Security Agreement in order to induce the Lenders to make additional Loans and the Issuing Bank to issue additional Letters of Credit and as consideration for Loans previously made and Letters of Credit previously issued.

Accordingly, the Collateral Agent and the New Grantor agree as follows:

SECTION 1. In accordance with Section 6.15 of the Security Agreement, the New Grantor by its signature below becomes a Grantor under the Security Agreement with the same force and effect as if originally named therein as a Grantor and the New Grantor hereby (a) agrees to all the terms and provisions of the Security Agreement applicable to it as a Grantor thereunder and (b) represents and warrants that the representations and warranties made by it as a Grantor thereunder are true and correct on and as of the date hereof. In furtherance of the foregoing, the New Grantor, as security for the payment and performance in full of the Obligations (as defined in the Security Agreement), does hereby create and grant to the Collateral Agent, its successors and assigns, for the benefit of the Secured Parties, their successors and assigns, a security interest in and lien on all of the New Grantor's right, title and interest in and to the Collateral (as defined in the Security Agreement) of the New Grantor.

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Each reference to a "Grantor" in the Security Agreement shall be deemed to include the New Grantor. The Security Agreement is hereby incorporated herein by reference.

- SECTION 2. The New Grantor represents and warrants to the Collateral Agent and the other Secured Parties that this Supplement has been duly authorized, executed and delivered by it and constitutes its legal, valid and binding obligation, enforceable against it in accordance with its terms.
- SECTION 3. This Supplement may be executed in counterparts (and by different parties hereto on different counterparts), each of which shall constitute an original, but all of which when taken together shall constitute a single contract. This Supplement shall become effective when the Collateral Agent shall have received counterparts of this Supplement that, when taken together, bear the signatures of the New Grantor and the Collateral Agent. Delivery of an executed signature page to this Supplement by facsimile transmission shall be as effective as delivery of a manually signed counterpart of this Supplement.
- SECTION 4. The New Grantor hereby represents and warrants that (a) set forth on Schedule I attached hereto is a true and correct schedule of the location of any and all Collateral of the New Grantor and (b) set forth under its signature hereto, is the true and correct location of the chief executive office of the New Grantor.
- SECTION 5. Except as expressly supplemented hereby, the Security Agreement shall remain in full force and effect.
- SECTION 6. THIS SUPPLEMENT SHALL BE GOVERNED BY, AND CONSTRUED IN ACCORDANCE WITH, THE LAWS OF THE STATE OF NEW YORK.
- SECTION 7. In case any one or more of the provisions contained in this Supplement should be held invalid, illegal or unenforceable in any respect, the validity, legality and enforceability of the remaining provisions contained herein and in the Security Agreement shall not in any way be affected or impaired thereby (it being understood that the invalidity of a particular provision in a particular jurisdiction shall not in and of itself affect the validity of such provision in any other jurisdiction). The parties hereto shall endeavor in good-faith negotiations to replace the invalid, illegal or unenforceable provisions with valid provisions the economic effect of which comes as close as possible to that of the invalid, illegal or unenforceable provisions.
- SECTION 8. All communications and notices hereunder shall be in writing and given as provided in Section 6.01 of the Security Agreement. All communications and notices hereunder to the New Grantor shall be given to it at the address set forth under its signature below.
- SECTION 9. The New Grantor agrees to reimburse the Collateral Agent for its reasonable out-of-pocket expenses in connection with this Supplement, including the reasonable fees, other charges and disbursements of counsel for the Collateral Agent.

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IN WITNESS WHEREOF, the New Grantor and the Collateral Agent have duly executed this Supplement to the Security Agreement as of the day and year first above written.

Name Of New Grantor,
by
Name:
Title:
Address:
Organizational ID:
JPMORGAN CHASE BANK (f/k/a The Chase
Manhattan Bank), as Collateral Agent,
by Paux Olu Ohem
Name: DAWN LEE LUM Title: VICE PRESIDENT

IN WITNESS WHEREOF, the New Grantor and the Collateral Agent have duly executed this Supplement to the Security Agreement as of the day and year first above written.

WIT	19	CORPORATION
Name Of N	lew Gra	ntor,
by	N	M
Nan Title Add	ne:/ [ e:/ T iress: [	Taled J. Merre Treasurer The Townpoler Reed, Sathberragh, MA  nal ID: Debugne ID: 02060334-CV772  Ob-1660319  SEBANK (1/k/a The Chase
Өrg	anizatio	nal ID: Debuare ID: 02060334 01772 06-1660319
		SE BANK (f/k/a The Chase as Collateral Agent,
by <b>Nan</b> Title	ne: e:	

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SCHEDULE I to Supplement No. 1 to the Security Agreement

## **LOCATION OF COLLATERAL**

**Description** 

Intellectual Property and
Other interligibles
land see attached
Schedules) and
all tangiole assets
located in the U.S.

Location

136 Tumple Road Sorthboragh, MA 01772

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## **Patents**

United States	United States	United States	United States	United States	United States	United States	United States	United States		United States	United States	United States	United States	United States	United States	United States	United States	Country
TREATMENT STENTS	TREATMENT CATHETERS WITH THERMALLY INSULATED REGIONS	METHODS FOR TREATING THE PROSTATE AND INHIBITING OBSTRUCTION OF THE PROSTATIC URETHRA USING BIODEGRADABLE STENTS	CATHETERS WITH SUCTION CAPABILITY AND RELATED METHODS AND SYSTEMS FOR OBTAINING BIOSAMPLES IN VIVO	THERMAL TREATMENT SYSTEMS WITH ENHANCED TISSUE PENETRATION DEPTH USING ADJUSTABLE TREATMENT PRESSURES AND RELATED METHODS	METHODS FOR TREATING PROSTATITIS	LOW THERMAL RESISTANCE ELASTIC SLEEVES FOR MEDICAL DEVICE BALLOONS	PROSTATIC STENT WITH LOCALIZED TISSUE ENGAGING ANCHORING MEANS AND METHODS FOR INHIBITING OBSTRUCTION OF THE PROSTATIC URETHRA	TREATMENT CATHETERS WITH THERMALLY INSULATED REGIONS	ENGAGING ANCHORING MEANS AND METHODS FOR INLIBITING OBSTRUCTION OF THE PROSTATIC URETHRA	PROSTATIC STENT WITH LOCALIZED TISSUE	THERMAL TREATMENT APPARATUS	THERMAL TREATMENT APPARATUS	INTERNAL CATHETER	INTERNAL CATHETER	THERMAL TREATMENT APPARATUS	THERMAL TREATMENT APPARATUS	TECHNIQUE FOR LOCALIZED THERMAL TREATMENT OF MAMMALS	Title
December 10, 2001	November 13, 2001	November 13, 2001	October 17, 2001	September 10, 2001	July 27, 2001	May 1, 2001	April 18, 2001	November 13, 2000		June 30, 2000	March 28, 2000	November 5, 1999	January 29, 1999	February 4, 1998	April 16, 1996	March 11, 1994	March 14, 1991	Filing Date
N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A		N/A	May 14, 2002	N/A	N/A	June 29, 1999	N/A	August 27, 1996	November 2, 1993	Issue Date
60/339,529	10/011,700	10/011,494	60/330,029	60/318,556	60/308,344	60/288,774	09/83 /,486	60/248,109		60/215,156	09/534,842	09/433,952	09/239,312	09/018,664	08/632,830	08/212,197	07/669,366	Application Number
N/A	N/A	N/A	Z	Z	N/A	N/A	NA	N/A		N/A	RE37,704	N/A	N/A	5,916,195	N/A	5,549,559	5,257,977	Patent Number

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Japan	Japan	Japan		Japan	Israel		Israel	•	Germany	Community	European	Community	European	Community	European	Community	European	Community	European		Denmark		Austria				Australia	United States		United States			United States	Соппи	
URETHRAL CATHETER AND GUIDE	THERMAL TREATMENT APPARATUS	THE WHAT I WENT WITH THE PARTY OF	OF MAMMALS	APPARATUS FOR LOCALIZED THERMAL TREATMENT	THERMAL TREATMENT APPARATUS	OF MAMMALS	APPARATUS FOR LOCALIZED THERMAL TREATMENT	OF MAMMALS	A TECHNIQUE FOR LOCALIZED THERMAL TREATMENT		URETHRAL CATHETER AND GUIDE		THERMAL TREATMENT APPARATUS		THERMAL TREATMENT APPARATUS	OF MAMMALS	A TECHNIQUE FOR LOCALIZED THERMAL TREATMENT	OF MAMMALS	A TECHNIQUE FOR LOCALIZED THERMAL TREATMENT	OF MAMMALS	APPARATUS FOR LOCALIZED THERMAL TREATMENT	OF MAMMALS	APPARATUS FOR LOCALIZED THERMAL TREATMENT	URETHRA	INHIBITING OBSTRUCTION OF THE PROSTATIC	<b>ENGAGING ANCHORING MEANS AND METHODS FOR</b>	PROSTATIC STENT WITH LOCALIZED TISSUE	METHODS FOR TREATING PROSTATITIS	MEDICAL DEVICE BALLOONS	LOW THERMAL RESISTANCE ELASTIC SLEEVES FOR	RELATED METHODS	SINGLE-USE DISPOSABLE CATHETER ASSEMBLIES AND	MODULAR THERMAL TREATMENT SYSTEMS WITH	1100	Title
January 20, 1999	April 10, 1997	April 16 1907	March 10, 1995	March 22, 1991	April 15, 1997	1007	March 22, 1990		March 18, 1991		February 4, 1999		April 16, 1997		March 6, 1995		March 18, 1991		March 18, 1991		March 18, 1991		N/A				May 15, 2001	May 17, 2002		May 1, 2002			December 20, 2001		Filing Date
MOVEMBER 27, 1999	November 24 1000	Fehruary 10, 1998	November 30, 2001	April 8, 2002	March 19, 2001	March 10 2001	October 51, 1995	2. 1005	January 18, 1990	10 1006	August 18, 1999		October 22, 1997	22 1007	N/A		December o, 1995	7 6 100s	October 2, 1991		April 22, 1996	1007	December 13, 1993	D-1-14 1004			January 14, 2002	N/A	37/4	N/A			N/A		Issue Date
91 HOUGO	IP 20563	JP 98992	JP 779578	JF 152555	TE 120272	11 120674	TL 32047	CYGEO II	DE 013030	DE 614006	EF 101040	ED 101640	EF 9/100202.5	ב הפראחות מם	EF 93103109.7	ED 06103190 7	D1 71002270.0	0 50000000	EP 91302293.0	1320010000	100500130227	700	Z/N	N/A			WO 02177	VEL 53133	60/381 647	10/150,000	10/126 605		60/342,566	Number	Application
		JP 10033582	JP 3255820		15 277777	120674	110 75074	11 03842	E1 202222 5	ED 202705 A	EF 955777	EB 025077	E1 0001220	ED 0801038	N/A	N/>		FP449477 R	EF4474 / 2 A	EBAA0A77 A	DN 1131/61	TC740477T		AT 131027			20 100 200	711200163122	N/A	N.P.	N/A		N/A	Number	Patent

## **Patents**

INEATIMENT I RESOURCE AND AUG	PCT THERMAL TREATMENT SYSTEMS WITH ENHANCED TISSUE PENETRATION DEPTH USING ADJUSTABLE The ATMENT PRESSURES AND RELATED METHODS	PCT CATHETERS WITH SUCTION CAPABILITY AND RELATED METHODS AND SYSTEMS FOR OBTAINING BIOSAMPLES IN VIVO	PCT METHODS FOR TREATING PROSTATITIS	PCT LOW THERMAL RESISTANCE ELASTIC SLEEVES FOR MEDICAL DEVICE BALLOONS	PCT TREATMENT CATHETERS WITH THERMALLY INSULATED REGIONS	PCT HYPERTHERMY TREATMENT OF THE PROSTATE AND IMPLANTATION OF THE BIODEGRADABLE URETHRAL STENT	PCT PROSTATIC STENT WITH LOCALIZED TISSUE ENGAGING ANCHORING MEANS AND METHODS FOR INHIBITING OBSTRUCTION OF THE PROSTATIC URETHRA	Country Title
A TECHNICIE FOR LOCALIZED THERMAL TREATMENT	THERMAL TREATMENT SYSTEMS WITH ENHANCED TISSUE PENETRATION DEPTH USING ADJUSTABLE TREATMENT PRESSURES AND RELATED METHODS	ABILITY AND RELATED TAINING BIOSAMPLES	ATITIS	STIC SLEEVES FOR	HERMALLY	THE PROSTATE AND LADABLE URETHRAL	ZED TISSUE LND METHODS FOR (E PROSTATIC	
March 18 1991	September 9, 2002	September 25, 2002	July 24, 2002	May 2, 2002	November 13, 2001	November 13, 2001	May 15, 2001	Filing Date
April 16, 1996	N/A	N/A	N/A	N/A	N/A	N/A	January 10, 2001	Issue Date
EP 302295	PCT/US02/28688		PCT/US02/24221	l		PCT/US01/47789	<del></del>	
ES 2083522 T3	N/A	N/A	N/A	N/A	N/A	Z	WO 02/02032	Patent Number

**RECORDED: 12/10/2002** 

Country	Mark	Registrant/Applicant	Filing Date	Registration	Serial	Registration
				Date	Number	Number
United States	ARGOMED and Design	Argomed, Inc.	December 10, 1998	November 27, 2001	75/603,169	2,513,070
		New Jersey Corp.				
United States	Flame Design	Argomed, Inc.	January 12, 1999	November 27, 2001	75/619,636	2,513,079
		New Jersey Corp.				
United States	THERMOFLEX	Argomed Ltd.,	January 7, 1997	February 3, 1998	75/223,270	2,134,195
		Israeli Corp.				
United States	PROSTAPLASTY	Argomed, Inc.,	December 10, 1998	N/A	75/604,101	N/A
		Delaware Corp.				
United States	THERMOPLASTY	Argomed, Inc.,	March 11, 2000	Abandoned	75/941,995	Abandoned
		New Jersey Corp				
European	THERMOFLEX	Argomed Ltd.,	April 1, 1996	May 5, 1998	000107656	000107656
Community		Israeli Corp.			-	