

12-24-2002

FORM PTO-1595 (Modified)  
(Rev. 03-01)  
OMB No. 0651-0027 (exp. 5/31/2002)  
P08/REV03

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102320126

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

1. Name of conveying party(ies):  
**Howard P. Markman**

*12/13/02*

Additional names(s) of conveying party(ies) attached?  Yes  No

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

Name: **Bausch & Lomb Incorporated**

Internal Address: \_\_\_\_\_

Street Address: **One Bausch & Lomb Place**

City: **Rochester**

State: **NY**

ZIP: **14604**

Additional name(s) & address(es) attached?  Yes  No

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3. Nature of conveyance:

- Assignment  Merger
- Security Agreement  Change of Name
- Other \_\_\_\_\_

Execution Date: **December 11, 2002**

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

If this document is being filed together with a new application, the execution date of the application is: **December 11, 2002**

A. Patent Application No.(s)

B. Patent No.(s)

Additional numbers attached?  Yes  No

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

Name: **William Greener**

Internal Address: **Law Department**

**Bausch & Lomb Incorporated**

**12/23/2002 TDI AZ1 00000026 021425 10318443**

**01 FC:8021 40.00 CH**

Street Address: **One Bausch & Lomb Place**

City: **Rochester**

State: **NY**

ZIP: **14604**

6. Total number of applications and patents involved: **1**

7. Total fee (37 CFR 3.41):.....\$ **40.00**

Enclosed - Any excess or insufficiency should be credited or debited to deposit account

Authorized to be charged to deposit account

8. Deposit account number:

**02-1425**

(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.*

**William Greener**

*William Greener*

**December 11, 2002**

Name of Person Signing

Signature

Date

Total number of pages including cover sheet, attachments, and document: **3**

## ASSIGNMENT

WHEREAS,

Howard P. Markman  
270 South Goodman Street  
Rochester, New York 14607 USA

(hereinafter referred to as ASSIGNOR), has made an invention and has executed on even date herein an application for Letters Patent of the United States therefor entitled:

SYSTEM AND METHOD FOR EVALUATING A SECONDARY LASIK TREATMENT

WHEREAS,

Bausch & Lomb Incorporated, a corporation of the State of New York, having offices at One Bausch & Lomb Place, Rochester, New York 14604, United States of America (hereinafter referred to as ASSIGNEE), is desirous of acquiring the entire interest in and to said invention and under said Letters Patent or similar legal protection to be obtained therefor in the United States and in any and all foreign countries.

NOW, THEREFORE, TO ALL WHOM IT MAY CONCERN: Be it known that in consideration of the payment by ASSIGNEE to ASSIGNOR of the sum of One Dollar (\$1.00) and for other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, ASSIGNOR hereby sells, assigns and transfers to ASSIGNEE the full and exclusive right, title and interest to said invention and in and to all Letters Patent or similar legal protection in the United States and its territorial possessions and in any and all foreign countries to be obtained for said invention by said application or any continuation, division, renewal, substitute or reissue thereof or any legal equivalent thereof in a foreign country for the full term or terms for which the same may be granted, including all convention rights.

ASSIGNOR hereby covenants that no assignment, sale, agreement or encumbrance has been or will be made or entered into which would conflict with this assignment and sale.

ASSIGNOR further covenants that ASSIGNEE will, upon its request, be provided promptly with all pertinent facts and documents relating to said application, said invention and said Letters Patent and legal equivalents in foreign countries as may be known and accessible to ASSIGNOR and will testify as to the same in any interference or litigation related thereto and will promptly execute and deliver to ASSIGNEE or its legal representative any and all papers, instruments or

