

FORM PTO-1619A  
Expires 08/30/99  
OMB 0651-0027

U.S. Department of Commerce  
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PATENT

01-21-2004



102650538

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Assignment  Security Agreement

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Departmental File  Secret File

**Conveying Party(ies)**

Mark if additional names of conveying parties attached

Name (line 1) Smith, Francis X. Execution Date 12-10-2003  
Month Day Year

Name (line 2)

**Second Party**  
Name (line 1)  Execution Date   
Month Day Year

Name (line 2)

**Receiving Party**

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Name (line 1) FXS Ventures, LLC  If document to be recorded is an assignment and the receiving party is not domiciled in the United States, an appointment of a domestic representative is attached. (Designation must be a separate document from Assignment.)

Name (line 2) A corporation of the State of New Hampshire

Address (line 1) 22 Fox Run Lane

Address (line 2)

Address (line 3) Salem New Hampshire 03079  
City State/Country Zip Code

**Domestic Representative Name and Address**

Enter for the first Receiving Party only.

Name

Address (line 1)

Address (line 2)

Address (line 3)

Address (line 4)

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FORM PTO-1619B  
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U.S. Department of Commerce  
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Area Code and Telephone Number

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Address (line 3) Suite 200

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Pages

Enter the total number of pages of the attached conveyance document including any attachments.

# 2

Application Number(s) or Patent Number(s)

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Enter either the Patent Application Number or the Patent Number (DO NOT ENTER BOTH numbers for the same property).

Patent Application Number(s)

Patent Number(s)

10/431,055

10/294,509

09/706,338

6,617,291

6,624,203

6,565,894

09/706,318

60/462,940

If this document is being filed together with a new Patent Application, enter the date the patent application was

Month Day Year

Patent Cooperation Treaty (PCT)

Enter PCT application number only if a U.S. Application has not been assigned.

PCT

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Number of Properties

Enter 318-080

# 8

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Fee

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To the best of my knowledge attached copy is a true copy of

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Christopher E. Blank

Name of Person Signing

Signature

Jan 12 2004

Date

### ASSIGNMENT OF PATENT

WHEREAS, I. Francis X. Smith, residing at 22 Fox Run Lane, Salem, New Hampshire 03079, has invented new and original inventions described in the following US patents:

| Patent Number | Issue Date | Title   |
|---------------|------------|---|
| 6,617,291     | 9/9/2003   | OPHTHALMIC AND CONTACT LENS SOLUTIONS   |
| 6,624,203     | 9/23/2003  | NUCLEIC ACID BASES USED IN OPHTHALMIC SOLUTIONS <span style="float: right;">137901</span> |
| 6,565,894     | 5/20/2003  | HEALTHCARE FORMULATIONS COMPRISING IMIDAZOLE AND HYDROGEN PEROXIDE                        |

and in the following applications for Letters Patent in the United States of America:

| Serial Number | Filing Date | Title  |
|---------------|-------------|--|
| 10/431,055    | 5/7/2003    | IMPROVED OPHTHALMIC AND CONTACT LENS SOLUTIONS CONTAINING SACCARIDES AS PRESERVATIVE ENHANCERS |
| 10/294,509    | 11/14/2002  | IMPROVED OPHTHALMIC AND CONTACT LENS SOLUTIONS USING LOW MOLECULAR WEIGHT AMINES               |
| 09/706,338    | 11/4/2000   | IMPROVED OPHTHALMIC AND CONTACT LENS SOLUTIONS   |
| 09/706,318    | 11/4/2000   | IMPROVED OPHTHALMIC AND CONTACT LENS SOLUTIONS COMPRISING IMIDAZOLE                            |
| 60/462,940    | 4/15/2003   | IMPROVED OPHTHALMIC AND CONTACT LENS SOLUTIONS CONTAINING PEPTIDES AS PRESERVATIVES ENHANCERS  |

AND WHEREAS, FXS Ventures, LLC, (hereafter Assignee) a corporation of the state of New Hampshire with a principal place of business at 22 Fox Run Lane, Salem, New Hampshire 03079 is desirous of acquiring the entire interest in above-identified invention and in the Letters Patent to be obtained therefor from United States and foreign countries.

NOW, THEREFORE, be it known by all whom it may concern, that for and in consideration of an amount in hand paid and other valuable consideration, the receipt and sufficiency of which is hereby acknowledged, we have assigned, sold and transferred, and do hereby assign, sell and transfer unto Assignee, its successors, assigns and legal representatives, the full and exclusive right, title and interest in and to the US patents and the applications for Letters Patent of the United States identified above and full and exclusive right, title and interest for all countries in and to any and all improvements which are disclosed and claimed, and any and all improvements which are disclosed but not claimed in the US patents and the applications for Letters Patent of the United States identified above, and any and all divisional, continuing, substitute, improvement, and reissue applications thereof, and any and all other rights or benefits accrued, accruing or to accrue to me with respect to the US patents and the applications and/or improvements including, but not limited to, the right to apply for and receive foreign Letters Patent in its name to claim in applications for foreign Letters Patent the priority of said US patents and applications in the United States under the provisional of the

International Convention; and do hereby warrant that we have full unencumbered ownership of the inventions hereby assigned; and do hereby agree to sign and execute any and all papers, including original, divisional, continuing, substitute, improvements and reissue patent application papers, domestic or foreign, or assignments necessary to secure Assignee, the invention hereby assigned and full protection therefor, and for which purposes do hereby grant Assignee and its officers irrevocable power of attorney with full authority to take any and all necessary action, including the execution of any necessary papers; and do hereby authorize and request the Commissioner of Patents to issue said United States Letters Patents to the said Assignee as the assignee of the entire right, title, and interest in and to the same for its sole use and behoof, and for the use and behoof of its successors, assigns, and legal representatives.

In testimony whereof, Assignor has set Assignor's hand and seal this 10<sup>th</sup> day of December, 2003.

By: Francis X. Smith  
 Name: Francis X. Smith

State of N.H.  
 County of Rockingham

Before me this 10<sup>th</sup> day of December, 2003 personally appeared Francis X. Smith, who acknowledged to me that he executed the foregoing instrument as his own free act and deed.

Charlene D. Ricci  
 Notary Public  
 CHARLENE D. RICCI, Notary Public  
 My Commission Expires May 30, 2005



RECEIVED *see*  
AUG 02 2004  
AUG 06 2004 *dy*

**UNITED STATES PATENT AND TRADEMARK OFFICE**

UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND  
DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE

JULY 23, 2004

PTAS

JAECKLE FLEISCHMANN & MUGEL, LLP  
CHRISTOPHER E. BLANK, ESQ.  
39 STATE STREET  
SUITE 200  
ROCHESTER, NY 14614



\*102650538A\*

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