

# PATENT ASSIGNMENT

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SUBMISSION TYPE:	NEW ASSIGNMENT
NATURE OF CONVEYANCE:	CHANGE OF NAME
CONVEYING PARTY DATA	
Name	Execution Date
Conenhill, Inc.	05/18/2005
RECEIVING PARTY DATA	
Name:	Luminetx Corporation
Street Address:	1256 Union Avenue
City:	Memphis
State/Country:	TENNESSEE
Postal Code:	38104
PROPERTY NUMBERS Total: 3	
Property Type	Number
Application Number:	10386249
Patent Number:	5969754
Patent Number:	6556858
CORRESPONDENCE DATA	
Fax Number:	(901)680-7201
<i>Correspondence will be sent via US Mail when the fax attempt is unsuccessful.</i>	
Phone:	(901) 680-7271
Email:	jim.montgomery@butlersnow.com
Correspondent Name:	James D. Montgomery
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NAME OF SUBMITTER:	James D. Montgomery
Total Attachments: 3 source=Luminetx#page1.tif source=Luminetx#page2.tif source=Luminetx#page3.tif	

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PATENT  
 REEL: 016386 FRAME: 0398

Secretary of State  
Division of Business Services  
312 Eighth Avenue North  
4th Floor, William R. Snodgrass Tower  
Nashville, Tennessee 37243

DATE: 05/23/05  
REQUEST NUMBER: 5461-0811  
TELEPHONE CONTACT: (615) 741-2286  
FILE DATE/TIME: 05/19/05 0920  
EFFECTIVE DATE/TIME: 05/19/05 1630  
CONTROL NUMBER: 0409300

TO:  
BUTLER SNOW ET AL  
AL BRIGHT  
6075 POPLAR AVE #500  
MEMPHIS, TN 38119

RE:  
LUMINETX CORPORATION  
ARTICLES OF AMENDMENT TO THE CHARTER

THIS WILL ACKNOWLEDGE THE FILING OF THE ATTACHED DOCUMENT WITH AN  
EFFECTIVE DATE AS INDICATED ABOVE.

WHEN CORRESPONDING WITH THIS OFFICE OR SUBMITTING DOCUMENTS FOR  
FILING, PLEASE REFER TO THE CORPORATION CONTROL NUMBER GIVEN ABOVE.

PLEASE BE ADVISED THAT THIS DOCUMENT MUST ALSO BE FILED IN THE OFFICE  
OF THE REGISTER OF DEEDS IN THE COUNTY WHEREIN A CORPORATION HAS ITS  
PRINCIPAL OFFICE IF SUCH PRINCIPAL OFFICE IS IN TENNESSEE.

OR: ARTICLES OF AMENDMENT TO THE CHARTER

ON DATE: 05/19/05

FROM:  
BUTLER SNOW O'MARA STEVENS (PO BOX 22567)  
PO BOX 22567

ACKSON, MS 39225-2567

RECEIVED: FEES \$20.00 \$0.00  
TOTAL PAYMENT RECEIVED: \$20.00

RECEIPT NUMBER: 00003735532  
ACCOUNT NUMBER: 00293720



*Riley C. Darnell*

RILEY C. DARNELL  
SECRETARY  
REEL: 016386 FRAME: 0399

**ARTICLES OF AMENDMENT  
TO THE AMENDED AND RESTATED CHARTER  
OF CONENHILL, INC.**

CONENHILL, INC., a corporation organized and existing under the Tennessee Business Corporation Act, (the "**Corporation**") does hereby adopt, this 18th day of May, 2005, in accordance with the provisions of Section 48-20-106 of the Tennessee Business Corporation Act, the following articles of Amendment to its Amended and Restated Charter (the "Charter").

A. The Charter is hereby amended to change the name of the Corporation from Conenhill, Inc. to Luminetx Corporation.

B. The Charter is hereby amended by deleting Section 8 in its entirety and replacing it with the following:

"All corporate powers shall be exercised by or under the authority of, and the business and affairs of the corporation shall be managed under the direction of, a Board of Directors. The number of directors which shall constitute the Board of Directors shall be such number as the Board of Directors shall from time to time fix by resolution. The directors shall be divided into three classes, designated Class I, Class II, and Class III. Each class shall consist, as nearly as may be possible, of one-third of the total number of directors constituting the entire Board of Directors. The terms of the initial Classes of directors shall be as follows: (i) the term of office of the Class I directors shall expire at the 2006 Annual Meeting of the Shareholders of the Corporation; (ii) the term of office of the Class II directors shall expire at the 2007 Annual Meeting of the Shareholders of the Corporation and (iii) the term of office of the Class III directors shall expire at the 2008 Annual Meeting of the Shareholders of the Corporation. Thereafter, each class of directors shall be elected for a three (3) year term. If the number of directors is changed, any increase or decrease shall be apportioned among the classes so as to maintain the number of directors in each class as nearly equal as possible, but in no case will a decrease in the number of directors shorten the term of any incumbent director. A director shall hold office until the annual meeting of shareholders for the year in which his or her term expires and until his or her resignation, retirement, disqualification, or removal from office. Any vacancy on the Board of Directors, including a vacancy that results from an increase in the number of directors or a vacancy that results from the removal of a director may be filled by the affirmative vote of a majority of the remaining directors then in office, even though less than a quorum of the Board of Directors.

Notwithstanding any other provision of this Amended and Restated Charter, the affirmative vote of holders of two-thirds of the voting power of the shares entitled to vote at an election of directors shall be required to amend, alter, change or repeal, or to adopt any provisions as part of this Amended and Restated Charter or as part of the corporation's Bylaws inconsistent with the purpose and intent of this Section 8.

Directors shall not have personal liability to the Corporation or the Corporation's shareholders for monetary damages for a breach of fiduciary duty as a director. This limitation shall not eliminate or limit the liability of a director for any breach of a director's duty of loyalty to the Corporation or its shareholders or for any acts or omissions not in good faith or which involve intentional misconduct or a knowing violation of law or unlawful distributions."

C. Pursuant to Section 48-20-103 of the Tennessee Business Corporation Act, a majority of eligible shareholders voted to adopt the Articles of Amendment on May 18, 2005.

D. This Articles of Amendment shall be effective when filed by the Tennessee Secretary of State.

IN WITNESS WHEREOF, LUMINETX CORPORATION has caused this Articles of Amendment to be signed by a duly authorized officer as of the date first above written.

**LUMINETX CORPORATION**

By: 

Brown Dudley, Secretary

MEMPHIS 161090v2

RECORDED: 08/11/2005

PATENT  
REEL: 016386 FRAME: 0401