

05-11-2005



Substitute Form PTO-1595

102999472

torney Docket Number: 50374/004001

Certificate of Mailing: Date of Deposit May 5, 2005

I hereby certify under 37 C.F.R. § 1.8(a) that this correspondence is being deposited with the United States Postal Service as **first class mail** with sufficient postage on the date indicated above and is addressed to Mail Stop Assignment Recordation Services, Director of the U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450.

Tracey Simmons

Printed Name

Signature of Person Mailing Correspondence

### RECORDATION FORM COVER SHEET PATENTS ONLY

Please record the attached document.

1. Names of all conveying parties: Axela Biosensors, Inc. Suite 910 480 University Avenue, Toronto, Ontario CANADA M5G 1V2  Additional names attached: NO	2. Names and addresses of all receiving parties: MMV Financial Inc. 95 Wellington Street West, 22 <sup>nd</sup> Floor Toronto, Ontario CANADA M5J 2N7  Additional names/addresses attached: NO
3. Nature of conveyance: <input type="checkbox"/> Assignment <input type="checkbox"/> Merger <input checked="" type="checkbox"/> Security Agreement <input type="checkbox"/> Change of Name <input type="checkbox"/> Other: _____  Execution Date: February 16, 2005	4. Application numbers or patent numbers:  A. Patent Application Numbers: 09/814,161, 10/242,778, 10/744,949, 10/744,954, and 60/598,438  B. Patent Numbers: N/A
5. Name and address of party to whom correspondence concerning document should be mailed:  Kristina Bieker-Brady, Ph.D. Reg. No. 39,109 Clark & Elbing LLP 101 Federal Street Boston, MA 02110 Customer No.: 21559	6. Total number of applications/patents involved: 5  7. Total fee (37 C.F.R. § 3.41): \$200.00 <input checked="" type="checkbox"/> Fee enclosed <input type="checkbox"/> Authorized to charge deposit account  8. Deposit account number: 03-2095. Please apply any additional charges, or any credits, to Deposit Account No. 03-2095.

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9. Statement and signature: *To the best of my knowledge and belief, the foregoing information is true and correct and the attached is the original document or a true copy thereof.*

Kristina Bieker-Brady, Ph.D.  
 Name of person signing

Signature

Date

May 5, 2005

PATENT  
 REEL: 016532 FRAME: 0369


## **CONFIRMATION OF GRANT OF SECURITY INTEREST**

This will confirm that, pursuant to a general security agreement (hereinafter referred to as the “GSA”) dated February 16, 2005, between Axela Biosensors Inc., a corporation incorporated under the laws of Canada (hereinafter referred to as “Axela”), whose full post office address is Suite 910, 480 University Avenue, Toronto, Ontario, M5G 1V2 and MMV Financial Inc. (hereinafter referred to as “MMV”), a specialty finance corporation incorporated under the laws of Canada, whose full post office address is 95 Wellington Street West, 22<sup>nd</sup> Floor, Toronto, Ontario, M5J 2N7, and for good and valuable consideration, the receipt and sufficiency of which are hereby confirmed and acknowledged, Axela confirms that it has granted to MMV a security interest, lien and charge in all of Axela’s right, title and interest in and to the intellectual property listed on the Schedule attached hereto, including, without limitation, the copyrights, trademarks, patents and trademark and patent applications and registrations listed therein, and in and to any and all continuations, continuations-in-part, updates, developments, divisions, reissues and re-examinations which issue therefrom, the same to be held and enjoyed by MMV, strictly subject to the terms of the GSA.

**[Signature page to follow]**

**EXECUTED** at Toronto this 16<sup>th</sup> day of February, 2005.

**AXELA BIOSENSORS INC.**

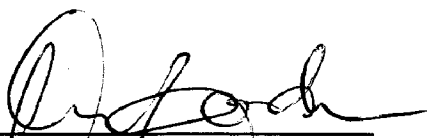
Per:  c/s  
Name: Rocky Ganske  
Title: President and Chief Executive Officer

I have authority to bind the Corporation.

I, Owen Gordon, whose full post office address is Suite 910, 480 University Avenue, Toronto, Ontario, M5G 1V2 declare and say: That the signature on this document is the signature of Rocky Ganske who is personally known to me to be an authorized signing officer of Axela Biosensors Inc. and who executed the assignment before me on February 16, 2005.

SIGNED at Toronto this 16<sup>th</sup> day of February, 2005.

WITNESS:

  
Name: Owen Gordon

# **INTELLECTUAL PROPERTY SCHEDULE**

## **1. PATENTS AND PATENT APPLICATIONS OWNED BY AXELA BIOSENSORS, INC. IN WHICH MMV FINANCIAL, INC. HAS A SECURITY INTEREST (UNITED STATES)**

- 1.1 United States Utility Patent Application: Method and apparatus for assay of multiple analytes  
Serial No.: 09/814,161  
Filing Date: March 22, 2001  
Priority Date: March 22, 2000 (U.S. Provisional Patent Application Serial No. 60/191,344)  
Recordation of Assignment: February 12, 2003 (Reel 013754/Frame 0338, Reel 13754/Frame 0227)
- 1.2 United States Utility Patent Application: Method and apparatus for assay based on light diffraction  
Serial No.: 10/242,778  
Filing Date: September 13, 2002  
Priority Date: September 13, 2001 (U.S. Provisional Patent Application Serial No. 60/318,624)  
Recordation of Assignment: February 12, 2003 (Reel 013754/Frame 0234, Reel 013755/Frame 0318, Reel 013755/Frame 0326)

1.3 United States Utility Patent Application: Method and apparatus for micro-contact printing  
Serial No.: 10/744,949  
Filing Date: December 24, 2003  
Priority Date: December 24, 2003  
Recordation of Assignment: July 19, 2004 (Reel 014867/Frame 0858)

1.4 United States Utility Patent Application: Disposable reaction vessel with integrated optical elements  
Serial No.: 10/744,954  
Filing Date: December 24, 2003  
Priority Date: December 24, 2003  
Recordation of Assignment: July 19, 2004 (Reel 014867/Frame 0848)

1.5 United States Provisional Patent Application: Patterned surfaces and their use in  
diffraction-based sensing  
Serial No.: 60/598,438  
Filing Date: August 4, 2004

## **INTELLECTUAL PROPERTY SCHEDULE**

### **2. PATENTS AND PATENT APPLICATIONS OWNED BY AXELA BIOSENSORS, INC. IN WHICH MMV FINANCIAL, INC. HAS A SECURITY INTEREST (CANADA)**

- 2.1 Canadian Patent Application No. 2,460,233: Method and apparatus for assay based on light diffraction (Corresponding to International Application No. PCT/CA02/01395)  
Filing Date: September 13, 2002  
Priority Date: September 13, 2001 (U.S. Provisional Patent Application Serial No. 60/318,624)
- 2.2 Canadian Patent Application 2,403,427: Method and apparatus for assay of multiple analytes (Corresponding to International Application No. PCT/CA01/00367)  
Filing Date: filed on March 22, 2001  
Priority Date: March 22, 2000 (U.S. Provisional Patent Application Serial No. 60/191,344)

**3. TRADEMARKS OWNED BY AXELA BIOSENSORS, INC. IN WHICH MMV FINANCIAL, INC. HAS A SECURITY INTEREST**

There are no registered Trademarks or Service Marks.

**4. COPYRIGHTS OWNED BY AXELA BIOSENSORS, INC. IN WHICH MMV FINANCIAL, INC. HAS A SECURITY INTEREST**

1. Axela, Inc. has copyright in certain proprietary software.

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