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07-28-2005

Re 7-26-05

Form PTO-1595 (Rev. 10/02) REC

U.S. DEPARTMENT OF COMMERCE U.S. Patent and Trademark Office

OMB No. 0651-0027 (exp. 6/30/2005)



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Tab settings

To the Honorable Commissioner of Patents

Remarks: Please record the attached original documents or copy thereof.

1. Name of conveying party(ies): Bausch & Lomb Surgical, Inc.

2. Name and address of receiving party(ies) Name: Bausch & Lomb Incorporated

Additional name(s) of conveying party(ies) attached? [] Yes [X] No

Internal Address:

3. Nature of conveyance: [] Assignment [] Merger [] Security Agreement [X] Change of Name [] Other

Street Address: One Bausch & Lomb Place

Execution Date: November 24, 2004

City: Rochester State: NY Zip: 14604

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

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)

B. Patent No.(s) 5,693,093 6,045,577

5,755,786 6,264,692

Additional numbers attached? [] Yes [X] No

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

Name: Craig E. Larson

Internal Address: Law Department

Bausch & Lomb Incorporated

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).....\$ 160.00

[] Enclosed

[X] 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.

Craig E. Larson

Name of Person Signing

Craig E. Larson

Signature

13 Jan. 2005

Date

Total number of pages including cover sheet, attachments, and documents: 4

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

Filed together with a new patent application to: Mail Stop Patent Application Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Not filed with new patent application to: Mail Stop Assignment Recordation Services Director of the U.S. Patent and Trademark Office P.O. Box 1450 Alexandria, VA 22313-1450

01/26/2005 ECUPPER 00000190 021425 160.00 DA 01 FC:8021

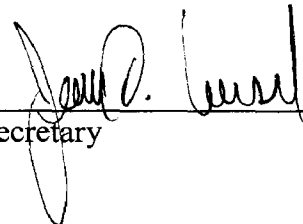
PATENT REEL: 016784 FRAME: 0158

SECRETARY'S CERTIFICATE

THE UNDERSIGNED HEREBY CERTIFIES THAT she is the duly elected Corporate Secretary of Bausch & Lomb Incorporated (the "Company"), which is located in Rochester, New York, United States of America, and further certifies to the fact that said Company is properly incorporated in the State of New York, organized and operating according to the relevant New York law, currently in force, that she has the authority to execute this Secretary's Certificate, as well as to the fact that the powers are within the purpose of the Company; and further that

1. Bausch & Lomb Incorporated purchased Chiron Vision Corporation pursuant to a Stock Purchase Agreement dated December 31, 1997; and further that
2. The name of Chiron Vision Corporation was changed to Bausch & Lomb Surgical, Inc. on June 30, 1998; and further that
3. Bausch & Lomb Surgical, Inc. was merged into Bausch & Lomb Incorporated on March 31, 2001.

IN WITNESS WHEREOF, I have signed this certificate as of the 24th day of November 2004.


Secretary



Office of the Secretary of State

I, HARRIET SMITH WINDSOR, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY THE ATTACHED IS A TRUE AND CORRECT COPY OF THE CERTIFICATE OF OWNERSHIP, WHICH MERGES:

"BAUSCH & LOMB SURGICAL, INC.", A DELAWARE CORPORATION, WITH AND INTO "BAUSCH & LOMB INCORPORATED" UNDER THE NAME OF "BAUSCH & LOMB INCORPORATED", A CORPORATION ORGANIZED AND EXISTING UNDER THE LAWS OF THE STATE OF NEW YORK, AS RECEIVED AND FILED IN THIS OFFICE THE TWENTY-NINTH DAY OF MARCH, A.D. 2001, AT 12:30 O'CLOCK P.M.

AND I DO HEREBY FURTHER CERTIFY THAT THE EFFECTIVE DATE OF THE AFORESAID CERTIFICATE OF OWNERSHIP IS THE THIRTY-FIRST DAY OF MARCH, A.D. 2001.

A FILED COPY OF THIS CERTIFICATE HAS BEEN FORWARDED TO THE NEW CASTLE COUNTY RECORDER OF DEEDS.

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Harriet Smith Windsor
Harriet Smith Windsor, Secretary of State
AUTHENTICATION: 1054881

DATE: 03-30-01

PATENT
REEL: 016784 FRAME: 0160

**CERTIFICATE OF OWNERSHIP AND MERGER
MERGING
BAUSCH & LOMB SURGICAL, INC.
INTO
BAUSCH & LOMB INCORPORATED**

Bausch & Lomb Incorporated ("Bausch & Lomb"), a corporation organized and existing under the laws of New York does hereby certify:

FIRST: That Bausch & Lomb was incorporated on March 20, 1908 pursuant to the Business Corporation Law of the State of New York, the provisions of which permit the merger of a subsidiary corporation of another state into a parent corporation.

SECOND: That Bausch & Lomb owns all of the outstanding shares of Common Stock of Bausch & Lomb Surgical, Inc. ("Bausch & Lomb Surgical"), a corporation incorporated on April 24, 1986, pursuant to the Delaware General Corporation Law of the State of Delaware

THIRD: That Bausch & Lomb, by the following resolutions of the Executive Committee of its Board of Directors duly adopted at a meeting held on March 27, 2001, determined to merge into itself said Bausch & Lomb Surgical:

RESOLVED: That Bausch & Lomb merge, and it hereby does merge into itself Bausch & Lomb Surgical and assumes all of its obligations; and further

RESOLVED: That the merger shall be effective on March 31st, 2001.

FOURTH: That this corporation survives the merger and may be served with process in the State of Delaware in any proceeding for enforcement of any obligation of Bausch & Lomb Surgical as well as for enforcement of any obligation of the surviving corporation arising from the merger, including any suit or other proceeding to enforce the right of any stockholder as determined in appraisal proceedings pursuant to the provisions of Section 262 of Title 8 of the Delaware Code, and it does hereby irrevocably appoint the Secretary of State of Delaware as its agent to accept service of process in any such suit or other proceeding. The address to which a copy of such process shall be mailed by the Secretary of State of Delaware is Bausch & Lomb Incorporated, One Bausch & Lomb Place, Rochester New York 14604-2701, until the surviving corporation shall have hereafter designated in writing to the said Secretary of State a different address for such purpose. Service of such process may be made personally by delivering to and leaving with the Secretary of State of Delaware duplicate copies of such process, one of which copies the Secretary of State of Delaware shall forthwith send by registered mail to Bausch & Lomb at the above address.

FIFTH: Anything herein or elsewhere to the contrary notwithstanding, this merger may be amended or terminated and abandoned by the Board of Directors of Bausch & Lomb at any time prior to the time that this merger being filed with the Secretary of State becomes effective.

IN WITNESS WHEREOF, Bausch & Lomb has caused this Certificate to be signed by its Senior Vice President on this 27th day of March, 2001.

BAUSCH & LOMB INCORPORATED

By 
Robert B. Stiles
Senior Vice President