

Form PTO-1595 (Rev. 08/05)
OMB No. 0651-0027 (exp. 6/30/2008)U.S. DEPARTMENT OF COMMERCE
United States Patent and Trademark Office**RECORDATION FORM COVER SHEET
PATENTS ONLY**

To the Director of the U.S. Patent and Trademark Office: Please record the attached documents or the new address(es) below.

1. Name of conveying party(ies)

Chiron Vision Corporation

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

Internal Address: _____

Additional name(s) of conveying party(ies) attached? ☐ Yes ☒ No**3. Nature of conveyance/Execution Date(s):**Execution Date(s) June 30, 1998☐ Assignment☐ Merger☐ Security Agreement☒ Change of Name☐ Joint Research Agreement☐ Government Interest Assignment☐ Executive Order 9424, Confirmatory License☐ Other _____Street Address: One Bausch & Lomb PlaceCity: RochesterState: NYCountry: USA Zip: 14604Additional name(s) & address(es) attached? ☐ Yes ☒ No**4. Application or patent number(s):**☐ This document is being filed together with a new application.

A. Patent Application No.(s)

B. Patent No.(s)

5795328Additional numbers attached? ☐ Yes ☒ No**5. Name and address to whom correspondence concerning document should be mailed:**Name: Craig E. Larson, Bausch & Lomb Incorporated

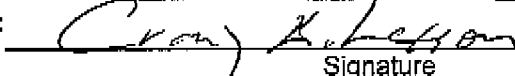
Internal Address: _____

Street Address: One Bausch & Lomb PlaceCity: RochesterState: NY Zip: 14604Phone Number: 1-585 338-5528Fax Number: 1-585 338-8706

Email Address: _____

6. Total number of applications and patents involved: 1**7. Total fee (37 CFR 1.21(h) & 3.41) \$40.00**☐ Authorized to be charged by credit card☒ Authorized to be charged to deposit account☐ Enclosed☐ None required (government interest not affecting title)**8. Payment Information**a. Credit Card Last 4 Numbers _____
Expiration Date _____b. Deposit Account Number 02-1425

Authorized User Name _____

9. Signature:

Signature

22 Nov 2005
Date

Craig E. Larson

Name of Person Signing

Total number of pages including cover
sheet, attachments, and documents: Documents to be recorded (including cover sheet) should be faxed to (571) 273-0140, or mailed to:
Mail Stop Assignment Recordation Services, Director of the USPTO, P.O.Box 1450, Alexandria, V.A. 22313-1450

CH \$40.00 02-1425 5795328

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State of Delaware
Office of the Secretary of State PAGE 1

I, EDWARD J. FREEL, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY THE ATTACHED IS A TRUE AND CORRECT COPY OF THE CERTIFICATE OF MERGER, WHICH MERGES:

"STORE OPHTHALMICS, INC.", A DELAWARE CORPORATION,

WITH AND INTO "CHIRON VISION CORPORATION" UNDER THE NAME OF "BAUSCH & LOMB SURGICAL, INC.", A CORPORATION ORGANIZED AND EXISTING UNDER THE LAWS OF THE STATE OF DELAWARE, AS RECEIVED AND FILED IN THIS OFFICE THE THIRTIETH DAY OF JUNE, A.D. 1998, AT 9:01 O'CLOCK A.M.

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



A handwritten signature in cursive script, reading "Edward J. Freel".

Edward J. Freel, Secretary of State

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AUTHENTICATION: 9173987

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DATE: 07-11-98

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STATE OF DELAWARE
SECRETARY OF STATE
DIVISION OF CORPORATIONS
FILED 09:01 AM 06/30/1998
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CERTIFICATE OF MERGER**OF****STORZ OPHTHALMICS, INC.****INTO****CHIRON VISION CORPORATION**

(Under Section 251 of the General Corporation Law of the State of Delaware)

Chiron Vision Corporation, a Delaware corporation, does hereby certify:

FIRST: The name and state of incorporation of each of the constituent corporations of the merger is as follows:

- (a) Storz Ophthalmics, Inc., a Delaware corporation, and
- (b) Chiron Vision Corporation, a Delaware Corporation.

SECOND: An Agreement and Plan of Merger has been approved, adapted, verified, executed and acknowledged by Storz Ophthalmics, Inc. and Chiron Vision Corporation in accordance with the provisions of subsection (c) of Section 251 of the General Corporation Law of the State of Delaware.

THIRD: The name of the surviving corporation is Chiron Vision Corporation.

FOURTH: That the amendments or changes in the Certificate of Incorporation of Chiron Vision Corporation, a Delaware corporation, which is the surviving corporation, that are to be effected by the merger are as follows:

Paragraph 1 of the Certificate of Incorporation, which sets forth the name of the corporation, is amended to read in its entirety, as follows:

- "1. **Name:** The name of the Corporation is Bausch & Lomb Surgical, Inc."

FIFTH: The surviving corporation is a corporation of the State of Delaware.

SIXTH: The executed Agreement and Plan of Merger is on file at the principal place of business of Chiron Vision Corporation at 555 West Arrow Highway, Claremont, CA 91711.

SEVENTH: A copy of the Agreement and Plan of Merger will be furnished by Chiron Vision Corporation, on request and without cost, to any stockholder of any constituent corporation.

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IN WITNESS WHEREOF, Chiron Vision Corporation has caused this Certificate to be signed by its Vice President this 23rd day of June, 1998.

CHIRON VISION CORPORATION

By: 

Steve McCluski, Vice President

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State of Delaware

PAGE 1

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: 1054861

DATE: 01-30-01

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STATE OF DELAWARE
SECRETARY OF STATE
DIVISION OF CORPORATIONS
FILED 12:30 PM 03/25/2001
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CORPORATION SYSTEM

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**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, 1906 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
Robert B. Stiles
Senior Vice President

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Bausch & Lomb

Jean P. Geisel
Corporate Secretary
One Bausch & Lomb Place
Rochester, NY 14604-2701
585.338.6010
Fax: 585.338.0876
jean_t_geisel@bausch.com

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

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