

12-14-2005



FORM PTO-1595

(Rev. 6-93)

OMB No. 0651-0011 (exp. 4/94)

M&amp;G- 12821.00000005

U.S. DEPARTMENT OF COMMERCE

Patent and Trademark Office

103137247

To the Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

1. Name of conveying party(ies):

Byron Enterprises, Inc.  
7275 Batavia-Byron Road  
Byron, NY 14422

2. Name and address of receiving party(ies):

Oxbo International Corporation  
7275 Batavia-Byron Road  
Byron, NY 14422Additional name(s) of conveying party(ies) attached? ☐ Yes ☒ NoAdditional name(s) & address(es) attached? ☐ Yes ☒ No

3. Nature of conveyance:

☐ Assignment  
☐ Security Agreement  
☐ Other:  
☒ Merger  
☐ Change of Name

Execution Date: November 25, 2003

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)

6,205,757; 6,066,809; 5,851,146; 5,839,954; 5,959,257; 5,680,750;  
5,673,543; 5,533,587; 5,373,909; 5,176,573; 4,999,983; 4,845,930Additional numbers attached? ☐ Yes ☒ No

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

Name: Gregory A. Sebald  
Address: Merchant & Gould P.C.  
P.O. Box 2903  
Minneapolis, MN 55402-0903

6. Total number of applications and patents involved: 12

7. Total fee (37 CFR 3.41): \$480  
☒ Enclosed  
☐ Authorized to be charged to deposit account

8. Please charge any additional fees or credit any overpayments to our Deposit account number: 13-2725

DO NOT USE THIS SPACE

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.

Gregory A. Sebald

Name of Person Signing

Signature

Date

Total number of pages including cover sheet, attachments, and document: 15

Do not detach this portion

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

12/13/2005 DBYRME 00000069 6205757

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Mail Stop Assignment Recordation Services  
Director - U.S. Patent and Trademark Office  
P.O. Box 1450  
Alexandria, VA 22313-1450

Public burden reporting for this sample cover sheet is estimated to average about 30 minutes per document to be recorded, including time for reviewing the document and gathering the data needed, and completing and reviewing the sample cover sheet. Send comments regarding this burden estimate to the U.S. Patent and Trademark Office, Office of information systems, PK2-1000C, Washington, D.C. 20231, and to the Office of Management and Budget, Paperwork Reduction Project (0651-0011), Washington, D.C. 20503.

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PATENT TRADEMARK OFFICE

PATENT  
REEL: 017325 FRAME: 0178

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**CERTIFICATE OF MERGER  
OF  
BYRON ENTERPRISES, INC.  
AND  
OXBO INTERNATIONAL CORPORATION  
INTO  
OXBO INTERNATIONAL CORPORATION**

**Under Section 907 of the Business Corporation Law**

The undersigned, being the President of BYRON ENTERPRISES, INC. and OXBO INTERNATIONAL CORPORATION, hereby certifies:

1. The name of the constituent corporation to be merged is BYRON ENTERPRISES, INC.

2. The constituent corporation shall be merged into OXBO INTERNATIONAL CORPORATION, which shall be the Surviving Corporation.

3. The authorized capital stock of BYRON ENTERPRISES, INC. consists of 4,000,000 common shares, with a par value of \$.01, of which 809,194 shares are outstanding and entitled to vote and owned by the Surviving Corporation. The number of outstanding shares is not subject to change prior to the effective date of the merger.

4. The effective date of the merger shall be December 1, 2003 (the "Effective Date").

5. The merger is permitted by the laws of the jurisdiction of the constituent foreign corporation and is in compliance therewith.

6. The Certificate of Incorporation of OXBO INTERNATIONAL CORPORATION was filed by the Delaware Department of State on August 7, 1998. The Application for Authority of OXBO INTERNATIONAL CORPORATION was filed by the New York

Department of State on September 10, 1998. The Certificate of Incorporation of BYRON ENTERPRISES, INC. was filed by the New York Department of State on December 3, 1969.

7. The Surviving Corporation agrees that it may be served with process in the State of New York in any action or special proceeding for the enforcement of any liability or obligation of any domestic corporation or of any foreign corporation, previously amenable to suit in New York State, which is a constituent corporation in the merger, and for the enforcement, as provided in the Business Corporation Law, of the right of shareholders of any constituent corporation formed under the laws of the State of New York to receive payment for their shares against the Surviving Corporation.

8. The Surviving Corporation agrees that, subject to the provisions of Section 623 of the Business Corporation Law, the Surviving Corporation will promptly pay to the shareholders of each constituent corporation formed under the laws of the State of New York the amount, if any, to which they shall be entitled under the provisions of the Business Corporation Law relating to the right of shareholders to receive payment for their shares.

9. The Surviving Corporation hereby designates the Secretary of State of the State of New York as its agent upon whom process against it may be served in the manner set forth in Section 306(b) of the Business Corporation Law, in any action or special proceeding. The post office address to which the Secretary of State shall mail a copy of process against the Surviving Corporation served upon him is 7275 Batavia-Byron Road, Byron, New York 14422.

10. All fees and taxes (including penalties and interest) administered by the Department of Taxation and Finance of the State of New York which are now due and payable by the constituent domestic corporation have been paid and a cessation franchise tax report (estimated or final) through the anticipated date of merger has been filed by the constituent

domestic corporation. The said report, if estimated, is subject to amendment. The surviving foreign corporation agrees that it will within 30 days after the filing of the certificate of merger file the cessation tax report, if an estimated report was previously filed, and promptly pay to the Department of Taxation and Finance of the State of New York all fees and taxes (including penalties and interest), if any, due to the Department of Taxation and Finance by the constituent domestic corporation.

IN WITNESS WHEREOF, I have signed this Certificate of Merger this 25th day of November, 2003.

BYRON ENTERPRISES, INC.

By: /s/ Gary C. Stich  
Gary C. Stich, President

OXBO INTERNATIONAL CORPORATION

By: /s/ Gary C. Stich  
Gary C. Stich, President

3

Dec-01-03

11:54am

From-HARRIS BEACH LLP 1C

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CERTIFICATE OF MERGER  
OF  
BYRON ENTERPRISES, INC.  
AND  
OXBO INTERNATIONAL CORPORATION  
INTO  
OXBO INTERNATIONAL CORPORATION

Under Section 907 of the Business Corporation Law

Gene

FILED

2003 DEC -1 PM 3:49

STATE OF NEW YORK  
DEPARTMENT OF STATE  
FILED DEC 01 2003  
TAX \$  
BY: Gene  
Gene

HARRIS BEACH LLP  
99 Gamsey Road  
Pittsford, New York 14534

Pay 07C/8/05

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031201000 569  
PATENT

REEL: 017325 FRAME: 0182

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RECEIVED

**CERTIFICATE OF MERGER  
OF  
BYRON ENTERPRISES, INC.  
AND  
OXBO INTERNATIONAL CORPORATION  
INTO  
OXBO INTERNATIONAL CORPORATION**

**Under Section 907 of the Business Corporation Law**

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4. The effective date of the merger shall be December 1, 2003 (the "Effective Date").
5. The merger is permitted by the laws of the jurisdiction of the constituent foreign corporation and is in compliance therewith.
6. The Certificate of Incorporation of OXBO INTERNATIONAL CORPORATION was filed by the Delaware Department of State on August 7, 1998. The Application for Authority of OXBO INTERNATIONAL CORPORATION was filed by the New York

Department of State on September 10, 1998. The Certificate of Incorporation of BYRON ENTERPRISES, INC. was filed by the New York Department of State on December 3, 1969.

7. The Surviving Corporation agrees that it may be served with process in the State of New York in any action or special proceeding for the enforcement of any liability or obligation of any domestic corporation or of any foreign corporation, previously amenable to suit in New York State, which is a constituent corporation in the merger, and for the enforcement, as provided in the Business Corporation Law, of the right of shareholders of any constituent corporation formed under the laws of the State of New York to receive payment for their shares against the Surviving Corporation.

8. The Surviving Corporation agrees that, subject to the provisions of Section 623 of the Business Corporation Law, the Surviving Corporation will promptly pay to the shareholders of each constituent corporation formed under the laws of the State of New York the amount, if any, to which they shall be entitled under the provisions of the Business Corporation Law relating to the right of shareholders to receive payment for their shares.

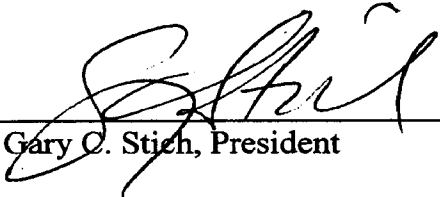
9. The Surviving Corporation hereby designates the Secretary of State of the State of New York as its agent upon whom process against it may be served in the manner set forth in Section 306(b) of the Business Corporation Law, in any action or special proceeding. The post office address to which the Secretary of State shall mail a copy of process against the Surviving Corporation served upon him is 7275 Batavia-Byron Road, Byron, New York 14422.

10. All fees and taxes (including penalties and interest) administered by the Department of Taxation and Finance of the State of New York which are now due and payable by the constituent domestic corporation have been paid and a cessation franchise tax report (estimated or final) through the anticipated date of merger has been filed by the constituent

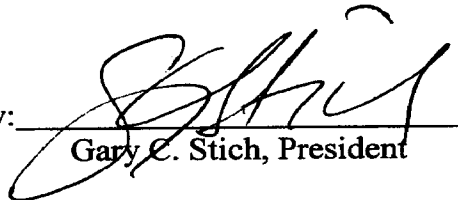
domestic corporation. The said report, if estimated, is subject to amendment. The surviving foreign corporation agrees that it will within 30 days after the filing of the certificate of merger file the cessation tax report, if an estimated report was previously filed, and promptly pay to the Department of Taxation and Finance of the State of New York all fees and taxes (including penalties and interest), if any, due to the Department of Taxation and Finance by the constituent domestic corporation.

IN WITNESS WHEREOF, I have signed this Certificate of Merger this 25th day of November, 2003.

BYRON ENTERPRISES, INC.

By: \_\_\_\_\_  
Gary C. Stich, President

OXBO INTERNATIONAL CORPORATION

By: \_\_\_\_\_  
Gary C. Stich, President



CERTIFICATE OF MERGER  
OF  
BYRON ENTERPRISES, INC.  
AND  
OXBO INTERNATIONAL CORPORATION  
INTO  
OXBO INTERNATIONAL CORPORATION

Under Section 907 of the Business Corporation Law

HARRIS BEACH LLP  
99 Garnsey Road  
Pittsford, New York 14534

CERTIFICATE OF OWNERSHIP AND MERGER  
OF  
BYRON ENTERPRISES, INC.  
(a New York corporation)  
into  
OXBO INTERNATIONAL CORPORATION  
(a Delaware corporation)

It is hereby certified that:

1. OXBO INTERNATIONAL CORPORATION [hereinafter sometimes referred to as the "Corporation"] is a business corporation of the State of Delaware.
2. The Corporation is the owner of all of the outstanding shares of stock of BYRON ENTERPRISES, INC., which is a business corporation of the State of New York.
3. The laws of the jurisdiction of organization of BYRON ENTERPRISES, INC. permit the merger of a business corporation of that jurisdiction with a business corporation of another jurisdiction.
4. The Corporation hereby merges BYRON ENTERPRISES, INC. into the Corporation.
5. The following is a copy of the resolutions adopted on November 25, 2003 by the Board of Directors of the Corporation to merge the said BYRON ENTERPRISES, INC. into the Corporation:

RESOLVED that BYRON ENTERPRISES, INC. be merged into this Corporation, and that all of the estate, property, rights, privileges, powers, and franchises of BYRON ENTERPRISES, INC. be vested in and held and enjoyed by this Corporation as fully and entirely and without change or diminution as the same were before held and enjoyed by BYRON ENTERPRISES, INC. in its name.

RESOLVED that this Corporation assume all of the obligations of BYRON ENTERPRISES, INC.

RESOLVED that this Corporation shall cause to be executed and filed and/or recorded the documents prescribed by the laws of the State of Delaware, by the laws of the State of New York, and by the laws of any other appropriate jurisdiction and will cause to be performed all necessary acts within the jurisdiction of organization of BYRON ENTERPRISES, INC. and of this Corporation and in any other appropriate jurisdiction.

RESOLVED that the effective time of the Certificate of Ownership and Merger setting forth a copy of these resolutions shall be December 1, 2003, and that, insofar as the General Corporation Law of the State of Delaware shall govern the same, said time shall be the effective merger time.

Executed on November 25, 2003

OXBO INTERNATIONAL CORPORATION

By: \_\_\_\_\_

  
Gary C. Stien, President

# Delaware

PAGE 1

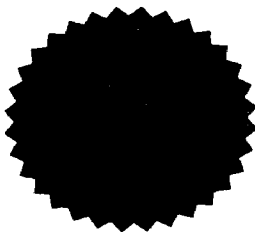
*The First State*

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 MERGER, WHICH MERGES:

"BYRON ENTERPRISES, INC.", A NEW YORK CORPORATION,

WITH AND INTO "OXBO INTERNATIONAL CORPORATION" UNDER THE NAME OF "OXBO INTERNATIONAL CORPORATION", A CORPORATION ORGANIZED AND EXISTING UNDER THE LAWS OF THE STATE OF DELAWARE, AS RECEIVED AND FILED IN THIS OFFICE THE FIRST DAY OF DECEMBER, A.D. 2003, AT 1:45 O'CLOCK P.M.

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



*Harriet Smith Windsor*

Harriet Smith Windsor, Secretary of State

2930530 8100M

030766050

AUTHENTICATION: 2778559

DATE: 12-01-03

PATENT  
REEL: 017325 FRAME: 0189

CERTIFICATE OF OWNERSHIP AND MERGER  
OF  
BYRON ENTERPRISES, INC.  
(a New York corporation)  
into  
OXBO INTERNATIONAL CORPORATION  
(a Delaware corporation)

It is hereby certified that:

1. OXBO INTERNATIONAL CORPORATION [hereinafter sometimes referred to as the "Corporation"] is a business corporation of the State of Delaware.
2. The Corporation is the owner of all of the outstanding shares of stock of BYRON ENTERPRISES, INC., which is a business corporation of the State of New York.
3. The laws of the jurisdiction of organization of BYRON ENTERPRISES, INC. permit the merger of a business corporation of that jurisdiction with a business corporation of another jurisdiction.
4. The Corporation hereby merges BYRON ENTERPRISES, INC. into the Corporation.
5. The following is a copy of the resolutions adopted on November 25, 2003 by the Board of Directors of the Corporation to merge the said BYRON ENTERPRISES, INC. into the Corporation:

RESOLVED that BYRON ENTERPRISES, INC. be merged into this Corporation, and that all of the estate, property, rights, privileges, powers, and franchises of BYRON ENTERPRISES, INC. be vested in and held and enjoyed by this Corporation as fully and entirely and without change or diminution as the same were before held and enjoyed by BYRON ENTERPRISES, INC. in its name.

RESOLVED that this Corporation assume all of the obligations of BYRON ENTERPRISES, INC.

RESOLVED that this Corporation shall cause to be executed and filed and/or recorded the documents prescribed by the laws of the State of Delaware, by the laws of the State of New York, and by the laws of any other appropriate jurisdiction and will cause to be performed all necessary acts within the jurisdiction of organization of BYRON ENTERPRISES, INC. and of this Corporation and in any other appropriate jurisdiction.

RESOLVED that the effective time of the Certificate of Ownership and Merger setting forth a copy of these resolutions shall be December 1, 2003, and that, insofar as the General Corporation Law of the State of Delaware shall govern the same, said time shall be the effective merger time.

Executed on November 25, 2003

OXBO INTERNATIONAL CORPORATION

By: /s/ Gary C. Stich  
Gary C. Stich, President

State of New York }  
Department of State } ss:

*I hereby certify that the annexed copy has been compared with the original document filed by the Department of State and that the same is a true copy of said original.*

*Witness my hand and seal of the Department of State on*

**December 03, 2003**



A handwritten signature in black ink, appearing to read "R. A. S.", written over a horizontal line.

*Secretary of State*

DOS-200 (Rev. 03/02)