

FORM PTO-1595 (modified)

(Rev 6-93)

RECORDATION FORM COVER SHEET PATENTS ONLY

U.S. DEPARTMENT OF COMMERCE

Patent and Trademark Office

To the Director of the United States Patent and Trademark Office: Please record the attached original documents or copies thereof.

1. Name of conveying party(ies):

Toranaga Technologies, Inc.

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

**Ormet Corporation
10070 Willow Creek Road
San Diego, CA 92131**

Additional conveying party(ies)

NO

3. Nature of conveyance:

CHANGE OF NAME

Execution Date:

05/7/1997

Additional name(s) & address(es) attached?

NO

4. Application number(s) or patent number(s):

If this is being filed together with a new application, the execution date of the application is:

A. Patent Application Number(s):

**07/769,892; 08/188,658; 08/324,060; 08/478,453
08/483,079; 08/704,467;**

B. Patent Number(s):

**5,376,403; 5,538,789; 5,830,389; 5,565,267;
5,716,663; 5,853,622;**

Additional numbers attached? **NO**

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

**Stephen E. Reiter
FOLEY & LARDNER LLP
P.O. Box 80278
San Diego, California 92138-0278**

6. Total number of applications/patents involved: **1**7. Total fee (37 C.F.R. § 3.41): **\$240.00**

Check Enclosed

☒ Authorized to be charged to credit card

Authorized to be charged to deposit account

8. Payment Information

a. Credit Card Last 4 Numbers **2493**
Expiration Date **11/30/2008**

b. Deposit account number **50-0872**

Authorized User Name

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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. The Commissioner is hereby authorized to charge any additional recordation fees which may be required in this matter to the above-identified deposit account.

Stephen E. Reiter

Registration No. 31,192

Name of person signing

Signature

Date

Total number of pages including cover sheet, attachments, and document: **6**

OP \$240.00 5376403

State of California

A491843

SECRETARY OF STATE

I, *BILL JONES*, Secretary of State of the State of California, hereby certify:

That the attached transcript has been compared with the record on file in this office, of which it purports to be a copy, and that it is full, true and correct.

IN WITNESS WHEREOF, I execute this certificate and affix the Great Seal of the State of California this

MAY 0 9 1997



Secretary of State

PATENT

REEL: 017870 FRAME: 0884

27 2006

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**CERTIFICATE OF AMENDMENT
OF THE
ARTICLES OF INCORPORATION
OF
TORANAGA TECHNOLOGIES, INC.
a California corporation**

**ENDORSED
FILED**
In the Office of the Secretary of State,
of the State of California

MAY 08 1997

Bill Jones
BILL JONES, Secretary of State

Kenneth W. Miller and Jerry F. Kelley hereby certify that:

1. They are the duly elected and acting president and secretary, respectively, of Toranaga Technologies, Inc., a California corporation (the "Corporation").
2. Article One of the Corporation's Articles of Incorporation is hereby amended to read in its entirety as follows:

ARTICLE ONE: NAME

The name of this corporation is: Ormet Corporation

3. Section 5(c)(ii) of Article Four of the Corporation's Articles of Incorporation is hereby amended to read in its entirety as follows:

(ii) "Additional Stock" shall mean any shares of Common Stock issued (or deemed to have been issued pursuant to subsection 5(c)(i)(E)) by the Corporation after the Original Issue Date (as defined below) for the Series A Preferred Stock other than:

(A) Common Stock issued pursuant to a transaction described in subsection 5(c)(iii) below.

(B) Common Stock issuable or issued after the Original Issue Date for the Series A Preferred Stock to employees, officers, directors, consultants or other persons providing services to the Corporation primarily for the purpose of soliciting or retaining their employment or services, directly or pursuant to any agreement or plan approved by the Board of Directors, up to an aggregate of 1,255,000 shares of Common Stock (as subsequently adjusted to reflect stock splits, stock dividends and other recapitalizations).

(C) Common Stock issued or issuable upon conversion of the Series A Preferred Stock.

(D) Series A Preferred Stock issued or issuable pursuant to that certain Series A Preferred Stock Purchase Agreement, dated on or about August 22, 1990 (the "Series A Preferred Stock Purchase Agreement"), or that certain Escrow Agreement dated of even date with the Series A Preferred Stock Purchase Agreement.

(E) Convertible Promissory Notes issued or issuable pursuant to that certain Note and Warrant Purchase Agreement, dated on or about May 27, 1992, and the securities issuable upon conversion of such notes.

(F) Warrants issued or issuable pursuant to that certain Note and Warrant Purchase Agreement, dated on or about May 27, 1992, and the shares of Common Stocks issuable upon exercise of such warrants.

(G) Convertible Promissory Notes issued or issuable pursuant to that certain Note and Warrant Purchase Agreement, dated on or about August 26, 1992, and the securities issuable upon conversion of such notes.

(H) Warrants issued or issuable pursuant to that certain Note and Warrant Purchase Agreement, dated on or about August 26, 1992, and the shares of Common Stocks issuable upon exercise of such warrants.

(I) Secured Convertible Promissory Notes issued or issuable pursuant to that certain Amendment and Note and Warrant Purchase Agreement, dated on or about June 24, 1993, and the securities issuable upon conversion of such notes.

(J) Warrants issued or issuable pursuant to that certain Amendment and Note and Warrant Purchase Agreement, dated on or about June 24, 1993, and the shares of Common Stock issuable upon exercise of such warrants.

(K) Secured Convertible Promissory Notes issued or issuable pursuant to that certain Amendment No. 2 and Note and Warrant Purchase Agreement, dated on or about November 5, 1993, and the securities issuable upon conversion of such notes.

(L) Secured Convertible Promissory Notes issued or issuable pursuant to that certain Amendment No. 3 and Note and Warrant Purchase Agreement, dated on or about December 8, 1993, and the securities issuable upon conversion of such notes.

(M) Secured Convertible Promissory Notes issued or issuable pursuant to that certain Amendment No. 4 and Note and Warrant Purchase Agreement, dated on or about January 7, 1994, and the securities issuable upon conversion of such notes.

(N) Secured Convertible Promissory Notes issued or issuable pursuant to that certain Amendment No. 5 and Note and Warrant Purchase Agreement, dated on or about March 31, 1995, and the securities issuable upon conversion of such notes.

(O) Warrants issued or issuable pursuant to that certain Amendment No. 5 and Note and Warrant Purchase Agreement, dated on or about March 31, 1995, and the shares of Common Stock issuable upon exercise of such warrants.

(P) Secured Convertible Promissory Notes issued or issuable pursuant to that certain Amendment No. 6 and Note and Warrant Purchase Agreement, dated on or about June 30, 1995, and the securities issuable upon conversion of such notes.

(Q) Warrants issued or issuable pursuant to that certain Amendment No. 6 and Note and Warrant Purchase Agreement, dated on or about June 30, 1995, and the shares of Common Stock issuable upon exercise of such warrants.

(R) Secured Convertible Promissory Notes issued or issuable pursuant to that certain Amendment No. 7 and Note and Warrant Purchase Agreement, dated on or about January 19, 1996, and the securities issuable upon conversion of such notes.

(S) Warrants issued or issuable pursuant to that certain Amendment No. 7 and Note and Warrant Purchase Agreement, dated on or about January 19, 1996, and the shares of Common Stock issuable upon exercise of such warrants.

(T) Secured Convertible Promissory Notes issued or issuable pursuant to that certain Amendment No. 8 and Note and Warrant Purchase Agreement, dated on or about November 7, 1996, and the securities issuable upon conversion of such notes, or

(U) Warrants issued or issuable pursuant to that certain Amendment No. 8 and Note and Warrant Purchase Agreement, dated on or about November 7, 1996, and the shares of Common Stock issuable upon exercise of such warrants.

"Original Issue Date" for the Series A Preferred Stock shall mean the date on which the first share of Series A Preferred Stock was originally issued.

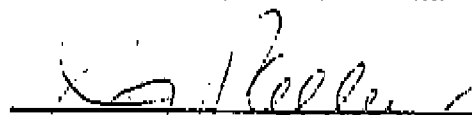
4. The foregoing amendments to the Corporation's Articles of Incorporation have been duly approved by the Board of Directors of the Corporation.

5. The foregoing amendments were approved by the required vote of shareholders of the Corporation in accordance with Section 903 of the California Corporations Code and the Articles and Bylaws of the Corporation. The total number of outstanding shares of the Corporation entitled to vote with respect to the foregoing amendments were 1,321,976 shares of Common Stock and 554,322 shares of Series A Preferred Stock. The number of shares voting in favor of the foregoing amendments equaled or exceeded the vote required, such required vote being (a) a majority of the outstanding shares of Common Stock and Series A Preferred Stock voting together as a single class and (b) a majority of the outstanding shares of Series A Preferred Stock voting as a separate class.

The undersigned declare under penalty of perjury under the laws of the State of California that the matters set forth in the foregoing certificate are true and correct of their own knowledge.

Dated: May 7, 1997


KENNETH W. MILLER, President


JERRY F. KELZEY, Secretary