



07-19-2006
103277000

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

7-14-06

1. Name of conveying party(ies)

Arunas A. Pabedinskas

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

3. Nature of conveyance/Execution Date(s):

Execution Date(s) July 11, 2006

- Assignment Merger
- Security Agreement Change of Name
- Joint Research Agreement
- Government Interest Assignment
- Executive Order 9424, Confirmatory License
- Other Affidavit

2. Name and address of receiving party(ies)

Name: Carney Timber Co. Inc. (Plaintiff)

Internal Address: _____

Street Address: 200 Brock Street

City: Barrie

State: Ontario

Country: Canada

Zip: L4N 2M4

Additional 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)
10/635,851

B. Patent No.(s)

07/11/2006 DBYRNE 00000049 192548 10635851
01 Fee:8021 (40.00 DA)

Additional numbers attached? Yes No

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

Name: Smart & Biggar

Internal Address: Attn: Alistair G. Simpson

Street Address: 438 University Avenue

Suite 1500, Box 111

City: Toronto

State: Ontario

Zip: M5G 2K8

Phone Number: 416-593-5514

Fax Number: 416-591-1690

Email Address: toronto@smart-biggarr.ca

6. Total number of applications and patents involved: One

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 19-2548

Authorized User Name Smart & Biggar

9. Signature:

Alistair G. Simpson
Signature

July 11, 2006
Date

Alistair G. Simpson (Reg. No. 37 040)

Name of Person Signing

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

3

AFFIDAVIT OF JACINTA M. DE ABREU

I, Jacinta M. De Abreu, of the Town of Oakville, in the Province of Ontario, Canada,

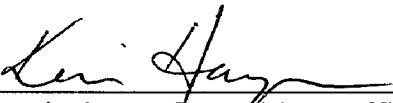
MAKE OATH AND SWEAR THAT:

1. I am a law clerk at the firm of Smart & Biggar, barristers and solicitors, having an address at 438 University Avenue, Suite 1500, Box 111, Toronto, Canada, M5G 2K8, and as such have knowledge of the matters herein.
2. Smart & Biggar are the solicitors for the plaintiff Carney Timber Company, Inc. in an action commenced in the Ontario Superior Court of Justice on June 15, 2005, in Court File No. 05-CV-291498PD3 (“the Ontario Court Action”) against the above-identified inventor in respect of, *inter alia*, ownership of the above-identified United States patent application.
3. The Ontario Court Action is ongoing.

4. This affidavit is attached to Form PTO-1595 so that the document may be recorded, pursuant to 37 CFR 3.11(a), in order to give third parties notification of this dispute which is relevant to the ownership of the application.

SWORN BEFORE ME at the)
)
City of Toronto, in the)
)
Province of Ontario, Canada,)
)
this 11th day of July, 2006)


Jacinta M. De Abreu


A Commissioner for Taking Affidavits

Kevin Michael Hampson,
a Commissioner, etc.,
Province of Ontario,
for Smart & Biggar, Barristers and Solicitors
and Fetherstonough & Co.,
Patent and Trade Mark Agents.
Expires September 30, 2006.