

PATENT ASSIGNMENT

Electronic Version v1.1

Stylesheet Version v1.1

|                                   |                      |
|-----------------------------------|----------------------|
| SUBMISSION TYPE:                  | NEW ASSIGNMENT       |
| NATURE OF CONVEYANCE:             | MERGER               |
| EFFECTIVE DATE:                   | 09/15/2008           |
| CONVEYING PARTY DATA              |                      |
| Name                              | Execution Date       |
| Luminetx Technologies Corporation | 09/15/2008           |
| RECEIVING PARTY DATA              |                      |
| Name:                             | Luminetx Corporation |
| Street Address:                   | 1256 Union Avenue    |
| City:                             | Memphis              |
| State/Country:                    | TENNESSEE            |
| Postal Code:                      | 38104                |
| PROPERTY NUMBERS Total: 20        |                      |
| Property Type                     | Number               |
| Application Number:               | 11173452             |
| Application Number:               | 60901069             |
| Application Number:               | 11610140             |
| Application Number:               | 11593708             |
| Application Number:               | 11652419             |
| Application Number:               | 11683851             |
| Application Number:               | 60981282             |
| Patent Number:                    | 5787185              |
| Patent Number:                    | 5969754              |
| Patent Number:                    | 6556858              |
| Patent Number:                    | 7239909              |
| Patent Number:                    | D566283              |
| PCT Number:                       | US9719658            |
| PCT Number:                       | US0031534            |

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| PCT Number: | US0405669 |
| PCT Number: | US0523522 |
| PCT Number: | US0854029 |
| PCT Number: | US0643091 |
| PCT Number: | US0850577 |
| PCT Number: | US0856151 |

# CORRESPONDENCE DATA

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|                         |                     |
|-------------------------|---------------------|
| ATTORNEY DOCKET NUMBER: | 023988.59036        |
| NAME OF SUBMITTER:      | James D. Montgomery |

# Total Attachments: 6

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**Secretary of State**  
**Division of Business Services**  
**312 Eighth Avenue North**  
**6th Floor, William R. Snodgrass Tower**  
**Nashville, Tennessee 37243**

DATE: 09/16/08  
REQUEST NUMBER: 6377-0925  
TELEPHONE CONTACT: (615) 741-2286  
FILE DATE/TIME: 09/15/08 1444  
EFFECTIVE DATE/TIME: 09/15/08 1630  
CONTROL NUMBER: 0409300

TO:  
CFS  
8161 HWY 100, 172  
  
NASHVILLE, TN 37221

RE:  
LUMINETX CORPORATION  
OTHER DOCUMENT

THIS WILL ACKNOWLEDGE THE FILING OF THE ATTACHED DOCUMENT WITH AN  
EFFECTIVE DATE AS INDICATED ABOVE.

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FOR: OTHER DOCUMENT

ON DATE: 09/15/08

FROM:  
CAPITAL FILING SERVICE (CFS)  
8161 HIGHWAY 100  
#172  
NASHVILLE, TN 37221-0000

|                         | FEES     |          |
|-------------------------|----------|----------|
| RECEIVED:               | \$100.00 | \$0.00   |
| TOTAL PAYMENT RECEIVED: |          | \$100.00 |

RECEIPT NUMBER: 00004475562  
ACCOUNT NUMBER: 00101230



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*Riley C. Darnell*

RILEY C. DARNELL  
SECRETARY OF STATE  
PATENT

REEL: 021531 FRAME: 0370

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2008 SEP 15 PM 6:05

ARTICLES OF MERGER OF  
LUMINETX TECHNOLOGIES CORPORATION, A DELAWARE CORPORATION  
WITH AND INTO  
LUMINETX CORPORATION, A TENNESSEE CORPORATION

JULY DARNELL  
SECRETARY OF STATE

Pursuant to the applicable provisions of the laws of the State of Tennessee, the undersigned corporations hereby submit these Articles of Merger and state as follows:

1. The Plan of Merger is attached hereto as Exhibit A and incorporated herein by reference.
2. As to Luminetx Corporation, which is the surviving corporation of the merger, approval of the Plan of Merger by its shareholders is not required under the laws of the State of Tennessee. The Board of Directors of Luminetx Corporation duly adopted the Plan of Merger pursuant to the laws of the State of Tennessee.
3. As to Luminetx Technologies Corporation, the Plan of Merger and the performance of its terms were duly authorized by all action required by the laws of the State of Delaware and by the Certificate of Incorporation of Luminetx Technologies Corporation.
4. These Articles of Merger shall be effective as of September 15, 2008.
5. An executed copy of the Plan of Merger is on file at the principal place of business of Luminetx Corporation, 1256 Union Avenue, Memphis, Tennessee 38104, and a copy of the Plan of Merger will be furnished by such entity on written request and without cost, to any shareholder of Luminetx Corporation or Luminetx Technologies Corporation as of September 15, 2008.

IN WITNESS WHEREOF, the undersigned have caused this Articles of Merger to be executed by their duly authorized representatives as of the 15<sup>th</sup> day of September, 2008.

MERGING CORPORATION:

SURVIVING CORPORATION:

LUMINETX TECHNOLOGIES  
CORPORATION, a Delaware corporation

LUMINETX CORPORATION, a Tennessee  
corporation

By: [Signature]  
Name: John D. Ogle  
Its: CFO

By: [Signature]  
Name: John D. Ogle  
Its: CFO

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**EXHIBIT A  
PLAN OF MERGER**

[See Attachment]

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WILEY DARNELL  
SECRETARY OF STATE

## PLAN OF MERGER

**THIS PLAN OF MERGER** (the "Plan") is made as of this 15th day of September 2008, by and between LUMINETX TECHNOLOGIES CORPORATION, a Delaware corporation (the "Merging Corporation") and LUMINETX CORPORATION, a Tennessee corporation (the "Surviving Corporation").

### ARTICLE ONE RECITALS

This Plan contemplates a transaction in which the Merging Corporation shall be merged with and into the Surviving Corporation pursuant to the laws of the State of Tennessee and the laws of the State of Delaware.

NOW, THEREFORE, in consideration of the premises above, and the mutual covenants and agreements contained herein, it is hereby agreed by and between the parties hereto agree as follows:

### ARTICLE TWO PARTIES TO PROPOSED MERGER

**Section 2.1. The Merging Corporation.** The name of the corporation proposing to merge with and into the Surviving Corporation is Luminetx Technologies Corporation.

**Section 2.2. The Surviving Corporation.** The name of the corporation with and into which the Merging Corporation proposes to merge is Luminetx Corporation.

### ARTICLE THREE TERMS AND CONDITIONS OF PROPOSED MERGER AND EFFECTIVE DATE OF THE MERGER

**Section 3.1. General.** Upon the Effective Date of the Merger (as hereinafter defined): (a) the Merging Corporation shall merge into the Surviving Corporation, which shall survive the merger and continue to be a Tennessee corporation, governed by the laws of the State of Tennessee; and (b) the separate existence of the Merging Corporation shall cease.

**Section 3.2. Effective Date of the Merger.** The merger contemplated by this Plan shall become effective on September 15, 2008 (the "Effective Date").

**Section 3.3. Authorized Capital Stock.** The Authorized capital stock of the Surviving Corporation following the Effective Date shall be 100,000,000 shares of common stock, no par value

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and 10,000,000 shares of preferred stock, no par value, unless and until the same shall be changed in accordance with the laws of the State of Tennessee.

**Section 3.4. Principal Office and Registered Agent.** The principal office of the Surviving Corporation shall be 1256 Union Avenue, Memphis, Tennessee 38104. The name of the registered agent of the Surviving Corporation in the State of Tennessee shall be John Ogle and the office of the registered agent shall be 1256 Union Avenue, Memphis, Tennessee 38104.

**ARTICLE FOUR  
MANNER AND BASIS FOR CONVERTING  
INTERESTS OF THE MERGING CORPORATION  
INTO SHARES OF THE SURVIVING CORPORATION**

Upon the Effective Date of the Merger, (i) each share of common stock of the Merging Corporation outstanding immediately prior to the Effective Date shall by virtue of the Merger and without any action on the part of the holder thereof, be converted into and exchanged for one (1) share of common stock of the Surviving Corporation and (ii) all certificate(s) which formerly represented shares of the Merging Corporation common stock shall be canceled.

**ARTICLE FIVE  
CHARTER AND BYLAWS OF THE SURVIVING CORPORATION AND  
DEEMED LIQUIDATION OF THE MERGING CORPORATION**

The Charter of the Surviving Corporation shall remain the Charter of the Surviving Corporation following the Effective Date of the Merger, unless and until the same shall be amended or repealed in accordance with the provisions thereof. The Bylaws of the Surviving Corporation shall remain the Bylaws of the Surviving Corporation following the Effective Date of the Merger, unless and until the same shall be amended or repealed in accordance with the provisions thereof.

**ARTICLE SIX  
DIRECTORS AND OFFICERS**

The directors of the Surviving Corporation in office on the Effective Date of the Merger shall remain as the directors of the Surviving Corporation, and officers of the Surviving Corporation in office on the Effective Date of the Merger shall remain as officers of the Surviving Corporation.

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**ARTICLE SEVEN  
APPROVAL OF THE MERGER AND TERMINATION  
OF THE MERGING CORPORATION**

**Section 7.1. Corporate Approval of Surviving Corporation.** The Agreement has been fully and duly approved by the directors of the Surviving Corporation in accordance with the laws of the State of Tennessee.

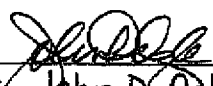
**Section 7.2. Corporate Approval of Merging Corporation.** The Plan has been fully and duly approved by the directors and shareholders of the Merging Corporation in accordance with the laws of the State of Delaware.

**Section 7.3. Termination.** At any time prior to the Effective Date of the Merger, this Plan may be terminated and abandoned by the Board of Directors of the Surviving Corporation or the Merging Corporation. In the event of such termination and abandonment, this Plan shall become void and none of the Surviving Corporation's or Merging Corporation's shareholders, directors or officers shall be liable in respect to such termination or abandonment.

IN WITNESS WHEREOF, the undersigned have caused this document to be executed as of the 15th day of September 2008.


**MERGING CORPORATION:**

LUMINETX TECHNOLOGIES  
CORPORATION

By:   
Name: John D. Ogle  
Its: CFO

**SURVIVING CORPORATION:**

LUMINETX CORPORATION

By:   
Name: John D. Ogle  
Its: CFO

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