

PATENT ASSIGNMENT

Electronic Version v1.1
 Stylesheet Version v1.1

SUBMISSION TYPE:	NEW ASSIGNMENT
NATURE OF CONVEYANCE:	RELEASE BY SECURED PARTY

CONVEYING PARTY DATA

Name	Execution Date
John Joseph Gorman V Trust	11/05/2010
Tejas Securities Group, Inc. 401K Plan and Trust FBO John J. Gorman, John Gorman Trustee	11/05/2010
Ryleigh Gorman Trust	11/05/2010
Greywolf Capital Partners II, LP	11/05/2010
LC Capital Master Fund, LTD	11/05/2010
Millenium Fixed Income, LP	11/05/2010
Opalka Family Investment Partners, LP	11/05/2010
Walter L. Robb	11/05/2010
Singer Children's Management Trust	11/05/2010
Benjamin E. Nickoll	11/05/2010
Frederick Wahl	11/05/2010
John J. Colton	11/05/2010
Michael Wolf	11/05/2010
Morris Weiss	11/05/2010
Zachary Passeretti, MD	11/05/2010
Chalis Capital LLC	11/05/2010
Bazco, LLC	11/05/2010
Birch Holdings, LLC	11/05/2010
SOLA LTD	11/05/2010

RECEIVING PARTY DATA

Name:	EVIDENT TECHNOLOGIES, INC.
Street Address:	45 Ferry Street
City:	Troy
State/Country:	NEW YORK
Postal Code:	12180

PROPERTY NUMBERS Total: 45

CH \$1800.00 6571028

Property Type	Number
Patent Number:	6571028
Patent Number:	6611640
Patent Number:	6697548
Patent Number:	6710911
Patent Number:	6872450
Patent Number:	7095959
Patent Number:	7110640
Patent Number:	7192780
Patent Number:	7200302
Patent Number:	7482059
Patent Number:	7399429
Patent Number:	7341734
Patent Number:	7524746
Patent Number:	7474161
Patent Number:	7754329
Patent Number:	7804587
Patent Number:	7811470
Patent Number:	7777870
Application Number:	10176055
Application Number:	11353957
Application Number:	11485334
Application Number:	11484778
Application Number:	11344045
Application Number:	11485335
Application Number:	11175196
Application Number:	11403090
Application Number:	11325347
Application Number:	11680344
Application Number:	11679746
Application Number:	11687306
Application Number:	11680047
Application Number:	11896549
Application Number:	11747701
Application Number:	11752748

Application Number:	11863129
Application Number:	11976017
Application Number:	60874043
Application Number:	60873532
Application Number:	60875604
Application Number:	60898681
Application Number:	60900790
Application Number:	60901704
Application Number:	60906560
Application Number:	60918927
Application Number:	60936371

CORRESPONDENCE DATA

Fax Number: (212)916-2940
Correspondence will be sent via US Mail when the fax attempt is unsuccessful.
Phone: (203) 752-5094
Email: nytrademark@daypitney.com, rdharris@daypitney.com, acantor@daypitney.com, edugan@daypitney.com
Correspondent Name: Richard D. Harris, Day Pitney LLP
Address Line 1: Seven Times Square
Address Line 4: New York, NEW YORK 10018-7311

ATTORNEY DOCKET NUMBER: 129022-000120

NAME OF SUBMITTER: Richard D. Harris

Total Attachments: 30

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**TERMINATION AND RELEASE OF
PATENT COLLATERAL SECURITY AGREEMENT**

THIS TERMINATION AND RELEASE OF PATENT COLLATERAL SECURITY AGREEMENT (this "Agreement") dated as of November 5, 2010, is by and between the individuals and entities listed on Exhibit A (collectively, "Lenders") and Evident Technologies, Inc., a Delaware corporation (the "Company").

WHEREAS, the Company and the Lenders were parties to a certain Secured Credit Facility Agreement dated January 9, 2008 (the "Credit Agreement"), pursuant to which the Lenders agreed to make certain loans and provide certain financial accommodations to the Company, as particularly set forth therein; and

WHEREAS, in order to secure the Company's obligations to the Lenders under the Credit Agreement and pursuant to the terms of that certain Security Agreement between the Company and the Lenders, dated January 9, 2008 (the "Security Agreement"), the Company executed and delivered in favor of the Lenders that certain Patent Collateral Security Agreement dated January 9, 2008 (the "Patent Security Agreement"), pursuant to which the Company collaterally assigned, granted and conveyed to the Lenders a lien and security interest in and to the patents and patent applications as more fully described on Exhibit B attached hereto and made a part hereof and the inventions described and claimed therein (the "Patents"), all registrations and applications for registration of the Patents (as well as any reissues, extensions, divisions or continuations of the Patents), together with all of the Company's right to sue and recover for infringement of the Patents; and

WHEREAS, the Patent Security Agreement was recorded with the United States Patent and Trademark Office (the "USPTO") on January 9, 2008 at Reel 020339, Frame 0174, and a Corrective Assignment was recorded on January 15, 2008 at Reel 020365, Frame 0563; and

WHEREAS, in connection with the Order of Confirmation of the Debtor's Plan of the United States Bankruptcy Court, Northern District of New York dated April 20, 2010 and entered April 21, 2010, under which the Patents were vested in the Company free and clear of the claims of the Lenders, the Company has requested that the Lenders, execute and deliver this Agreement, and the Lenders have agreed to do so.

NOW, THEREFORE, in consideration of the foregoing premises, the mutual covenants and agreements of the parties hereto, and for other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the parties hereto agree as follows:

1. Termination of Collateral Assignment. The Company and the Lenders hereby agree that the Patent Security Agreement and the Security Agreement are terminated and deemed of no further force or effect and that the Company shall have no further obligation thereunder.

2. Release of Security Interest. The Lenders hereby confirm the termination, cancellation, discharge and release any and all liens and security interests in and to the Patents, all registrations and applications for registration of the Patents (as well as any reissues,

extensions, divisions or continuations of the Patents), together with all of the Company's right to sue and recover for infringement of the Patents.


3. Recording with USPTO. Each of the Lenders hereby authorizes the Company to file and record this Agreement with the USPTO.

4. Binding Effect. This Agreement shall be binding upon and shall inure to the benefit of the parties hereto and their respective successors and assigns.

5. Counterparts. This Agreement may be executed in any number of counterparts each of which when so executed and delivered shall be deemed an original, but all of which together shall constitute one and the same instrument.

***** Signature Pages Follow *****

JOHN JOSEPH GORMAN V. TRUST

By: 
Name: Clinton T. Ballinger
Title: Attorney-in-fact on behalf of the John Joseph Gorman V. Trust

STATE OF New York)
COUNTY OF Rensselaer) SS

I CERTIFY that on November 3, 2010, Clinton T. Ballinger personally appeared before me, and that he acknowledged under oath, to my satisfaction, that:

- (a) he/she is the attorney-in-fact of John Joseph Gorman V. Trust the trust named in the attached document;
- (b) he/she executed and delivered the attached document as the voluntary act and deed of such trust, for the uses and purposes therein expressed; and
- (c) he/she was authorized by such trust to execute and deliver the attached document on behalf of such trust.


Commissioner of Superior Court/Notary Public

My Commission Expires:

**DARCY ENGLERT
NOTARY PUBLIC
STATE OF NEW YORK
SCHENECTADY COUNTY
LIC. # 01EN6047118
COMM. EXP. 12/10/2016**

TEJAS SECURITIES GROUP, INC.
401K PLAN AND TRUST FBO JOHN J.
GORMAN, JOHN GORMAN TRUSTEE

By: _____
Name: John J. Gorman
Title: trustee

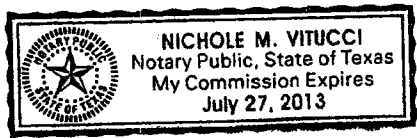
STATE OF Texas)
) SS
COUNTY OF Travis)

I CERTIFY that on ^{November} ~~October~~ 1, 2010, John J. Gorman personally appeared before me, and that he acknowledged under oath, to my satisfaction, that:

- (a) he/she is a trustee of Tejas Securities Group, Inc., 401K Plan and Trust FBO John J. Gorman, John Gorman Trustee, the entity named in the attached document;
- (b) he/she executed and delivered the attached document as the voluntary act and deed of such entity, for the uses and purposes therein expressed; and
- (c) he/she was authorized by such entity to execute and deliver the attached document on behalf of such entity.

Nichole Vitucci
Commissioner of Superior Court/Notary Public

My Commission Expires: 7/27/2013



WALTER L. ROBB

Walter L Robb

Signature

STATE OF New York)
) SS
COUNTY OF Schenectady)

I CERTIFY that on October 27 2010, Walter L Robb personally appeared before me, and that he acknowledged under oath, to my satisfaction, that:

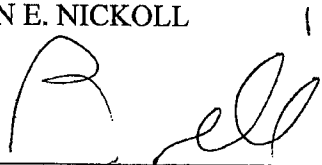
- (a) he is Walter L. Robb, the individual named in the attached document; and
- (b) he executed and delivered the attached document as his voluntary act and deed, for the uses and purposes therein expressed.

Yvette R Wayman
Commissioner of Superior Court/Notary Public

My Commission Expires:

YUVETTE R. WAYMAN
Notary Public, State of New York
No. 01WA5055807
Qualified in Montgomery County
Comm. Expires: April 19, 2014

BENJAMIN E. NICKOLL

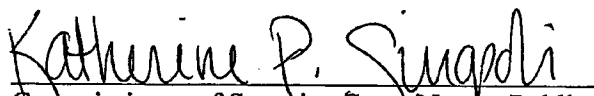


Signature

STATE OF New York)
COUNTY OF New York) SS.

I CERTIFY that on October 28 2010, Benjamin Nickoll personally appeared before me, and that he acknowledged under oath, to ~~my~~ satisfaction, that:


- (a) he is Benjamin E. Nickoll, the individual named in the attached document; and
- (b) he executed and delivered the attached document as his voluntary act and deed, for the uses and purposes therein expressed.


Commissioner of Superior Court/Notary Public

My Commission Expires: 10/19/2013

KATHERINE P SINOPOLI
Notary Public, State of New York
Commission No. 01S16212636
Qualified in New York County
Commission Expires: 10/19/2013

FREDERICK WAHL



Signature

STATE OF New York)
COUNTY OF New York) SS.

I CERTIFY that on October 26, 2010, Frederick Wahl personally appeared before me, and that he acknowledged under oath, to my satisfaction, that:

- (a) he is Frederick Wahl, the individual named in the attached document; and
- (b) he executed and delivered the attached document as his voluntary act and deed, for the uses and purposes therein expressed.



Commissioner of Superior Court/Notary Public

My Commission Expires: 10/19/2013

KATHERINE P SINOPOLI
Notary Public, State of New York
Commission No. 01SI6212636
Qualified in New York County
Commission Expires: 10/19/2013

MICHAEL WOLF

Michael Wolf
Signature

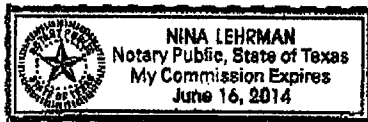
STATE OF *Texas*)
COUNTY OF *Texas*) SS.

I CERTIFY that on October __, 2010, *MICHAEL WOLF* personally appeared before me, and that he acknowledged under oath, to my satisfaction, that:

- (a) he is Michael Wolf, the individual named in the attached document; and
- (b) he executed and delivered the attached document as his voluntary act and deed, for the uses and purposes therein expressed.

Nina Lehrman
Commissioner of Superior Court/Notary Public

My Commission Expires: *6-16-2014*



BIRCH HOLDINGS, LLC

By: *Rita Barr*
Name: RITA BARR
Title: AUTHORIZED SIGNATORY

STATE OF NEW YORK)
) SS
COUNTY OF RENSSELAIRE)

I CERTIFY that on October 26, 2010, RITA BARR personally appeared before me, and that he acknowledged under oath, to my satisfaction, that:

- (a) he/she is a AUTH. SIGNATORY of Birch Holdings, LLC, the limited liability company named in the attached document;
- (b) he/she executed and delivered the attached document as the voluntary act and deed of such limited liability company, for the uses and purposes therein expressed; and
- (c) he/she was authorized by such limited liability company to execute and deliver the attached document on behalf of such limited liability company.

Darcy Englert
Commissioner of Superior Court/Notary Public

My Commission Expires:

DARCY ENGLERT
NOTARY PUBLIC
STATE OF NEW YORK
SCHENECTADY COUNTY
LIC. # 01EN6047118
COMM. EXP. 12/10/20 10

EXHIBIT A

Lender	Address
John Joseph Gorman V Trust	8226 Bee Caves Road Austin, Texas 78746
Tejas Securities Group, Inc. 401K Plan and Trust FBO John J. Gorman, John Gorman Trustee	8226 Bee Caves Road Austin, Texas 78746
Ryleigh Gorman Trust	8226 Bee Caves Road Austin, Texas 78746
Greywolf Capital Partners II, LP	4 Manhattanville Road, Suite 201 Purchase, New York 10577
LC Capital Master Fund, LTD	680 Fifth Avenue, 12th Floor New York, New York 10019
Millennium Fixed Income, LP	c/o Millennium Management LLC 666 Fifth Avenue, 8th Floor New York, New York 10103
Opalka Family Investment Partners, LP	6 Heather Ridge Averill Park, New York 12018
Walter L. Robb	c/o Vantage Management, Inc. 3000 Troy-Schenectady Road Schenectady, New York 12309
Singer Children's Management Trust	c/o Romulus Holdings, Inc. 2200 Fletcher Avenue Fort Lee, New Jersey 07024
Benjamin E. Nickoll	34 Gramercy Park, #2A New York, New York 10003
Frederick Wahl	21 East 87th Street New York, New York 10128
John J. Colton	c/o Gilder Gagnon 1775 Broadway New York, New York 10019
Michael Wolf	804 Sunfish Street Austin, Texas 78734
Morris Weiss	8226 Bee Caves Road Austin, Texas 78746
Zachary Passaretti, MD	63 Shaker Road Albany, New York 12204
Chalis Capital LLC	12 Norwalk Avenue Westport, Connecticut 06880
Bazco, LLC	8461 Lake Worth Road #109 Lake Worth, Florida 33467
Birch Holdings, LLC	28 Sage Lane Road Glenmont, New York 12077
SOLA LTD	c/o Solus Alternative Asset Management LP 430 Park Avenue, 9th Floor New York, New York 1002

EXHIBIT B

U.S. Patent Registrations

<u>HOLDER</u>	<u>PATENT</u>	<u>PATENT NUMBER</u>	<u>ISSUE DATE</u>
Company	Optical Switch Having a Saturable Absorber	6,571,028	05/27/03
Company	Optical Dispersion Compensator	6,611,640	08/26/03
Company	Fabry-Perot Optical Switch Having a Saturable Absorber	6,697,548	02/24/04
Company	Optical Wavelength Converter	6,710,911	03/23/04
Company	Water-stable Photoluminescent Semiconductor Nanocrystal Complexes and Method of Making Same	6,872,450	03/29/05
Company	Optical Time Division Multiplexing/Demultiplexing System	7,095,959	08/22/06
Company	Reconfigurable optical add/drop filter	7,110,640	09/19/06
Company	Fluorescent Lifetime Biological Detection and Imaging Using Water-Stable Semiconductor Nanocrystals	7,192,780	03/20/07
Company	Planar Lightwave Fabry-Perot Filter	7,200,302	04/03/07
Company	Semiconductor Nanocrystal Complexes and Methods of Making Same	7,482,059	01/27/09
Company	III-V Semiconductor Nanocrystal Complexes and Methods of Making Same	7,399,429	07/15/08
Company	Personal Care Compositions Comprising Semiconductor Nanocrystals and Methods of Making and Using Same	7,341,734	03/11/08
Company	High-Refractive Index Materials Comprising Semiconductor Nanocrystal Compositions, applications of making the same, and applications therefor	7,524,746	04/28/09
Company	Charge Pump Circuit	7,474,161	01/06/09
Company	Water-Stable Semiconductor Nanocrystal Complexes and Methods of Making the Same	7,754,329	07/13/10
Company	System For The Recognition Of An Optical Signal And Materials For Use In Such a System	7,804,587	09/28/10
Company	Water Based Emulsion Comprising Semiconductor Nanocrystal Complexes And Methods Of Making Same	7,811,470	10/12/2010
Company	Method and System For The Recognition Of an Optical Signal	7,777,870	08/17/2010

U.S. Patent Applications

<u>HOLDER</u>	<u>PATENT</u>	<u>APPLICATION NUMBER</u>	<u>FILING DATE</u>
Company	Hairpin Sensors Using Quenchable Fluorescing Agents	10176055	06/21/02
Company	Water-stable III-V Semiconductor Nanocrystal Complexes and Methods of Making Same	11353957	02/15/06
Company	Light Emitting Diode Comprising Semiconductor Nanocrystal Complexes	11485334	07/13/06
Company	Nanostructured Material Comprising Semiconductor Nanocrystal Complexes for use in Solar Cell and Method of Making a Solar Cell Comprising Nanostructured Material	11484778	07/12/06
Company	Semiconductor Nanocrystal Complexes and Methods of Detecting Molecular Interactions Using Same	11344045	02/01/06
Company	Light Emitting Diode Comprising Semiconductor Nanocrystal Complexes and Powdered Phosphors	11485335	07/13/06
Company	Micronized Semiconductor Nanocrystal Complexes and Methods of Making and Using Same	11175196	07/07/05
Company	Laser Based on Quantum Dot Activated Media with Forster Energy Transfer Excitation	11403090	04/12/06
Company	Nanostructured Material Comprising Semiconductor Nanocrystal Complexes	11325347	01/05/06
Company	I-III-VI-Semiconductor Nanocrystals, I-III-VI Water Stable Semiconductor Nanocrystals, and Methods of Making the Same	11680344	02/28/07
Company	Group II Alloyed I-III-VI Semiconductor Nanocrystal Complexes and Methods of Making Same	11679746	02/27/07
Company	Systems and Methods for Detecting Infrared Emitting Composites and Medical Applications Therefor	11687306	03/16/07
Company	Method of Preparing Semiconductor Nanocrystal Compositions	11680047	02/28/07
Company	Method of Making Semiconductor Nanocrystal Composites	11896549	09/04/07
Company	Solid State Lighting Devices Comprising Quantum Dot Complexes	11747701	05/11/07
Company	Quantum Dot Fluorescent Inks	11752748	05/23/07
Company	Retro-Emission Systems Comprising Micro-lens Arrays and Luminescent Emitters	11863129	09/27/07

<u>HOLDER</u>	<u>PATENT</u>	<u>APPLICATION NUMBER</u>	<u>FILING DATE</u>
Company	Aerosol Formulations Comprising Semiconductor Comprising Semiconductor Nanocrystal Complexes and Methods of Making Same	11976017	10/19/07
Company	Heterojunction Solar Cell White and Specialty Colored Light-emitting Diode Comprising Semiconductor Nanocrystal Complexes	60874043	12/05/06
Company	High Efficiency white Multichip Light-Emitting Diode Array Comprising Red and Blue LEDs Plus Green Semiconductor Phosphor Complexes	60873532	12/08/06
Company	Optical Tracking System Using Markers Comprised of Light Emitting Nanocrystals	60875604	12/19/06
Company	Spectral Barcode Incorporating Semiconductor Nanocrystals and Absorbing Media and Method of Making the Same	60898681	01/26/07
Company	Projectiles Containing Photoluminescent Nanocrystal Based Taggants	60900790	02/07/07
Company	Infrared Display using semiconductor nanocrystals	60901704	02/16/07
Company	Methods of Making Quantum Dot based Microparticles and Nanoscale Aggregates having an Inorganic Matrix	60906560	03/13/07
Company	Barcode Containing Multiple Spectral Elements and Method of Detection	60918927	03/20/07
		60936371	06/20/07

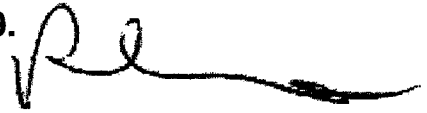
COURT ORDER GRANTING POWER OF
ATTORNEY FOR THE PURPOSE OF RELEASING
FILED LIEN CLAIMS AND NOTICES

Document2
November 5, 2010 12:53 PM

PATENT
REEL: 025320 FRAME: 0901

SO ORDERED.

SIGNED this 04 day of November, 2010.



ROBERT E. LITTLEFIELD, JR.
CHIEF UNITED STATES BANKRUPTCY JUDGE

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF NEW YORK

In re:

EVIDENT TECHNOLOGIES, INC.,

Debtor.

Case No. 09-12515

Chapter 11

ORDER GRANTING POWER OF ATTORNEY
FOR THE PURPOSE OF RELEASING
FILED LIEN CLAIMS AND NOTICES

Upon the Order to Show Cause of this Court executed by the Hon. Robert E. Littlefield, Jr. on October 28, 2010 upon the Debtor's Application for a grant of a Power of Attorney to its Chief Executive Officer, Clinton Ballinger, on behalf of each of the John Joseph Gorman V Trust and the Ryleigh Gorman Trust (the "Non-Responsive Class 3 Creditors") so that the Debtor can terminate their liens of record, and the Application for Shortened Notice submitted therewith, and notice to the Non-Responsive Class 3 Creditors being adequate, and there being no written Objection filed in response to said Order to Show Cause and Application, and upon the hearing held before this Court on November 3, 2010, and upon the appearances of Hodgson

Russ LLP, Richard L. Weisz, Esq. of Counsel, attorneys for the Debtor, and the Office of the United States Trustee, Kevin Purcell, Esq. of Counsel, and due deliberation of the foregoing having been had and good cause appearing therefor, it is hereby

ORDERED, that the Debtor's Application as set forth above is hereby granted:

1. Designating Clinton Ballinger as attorney-in-fact, with the power to act on behalf of each of the John Joseph Gorman V Trust and the Ryleigh Gorman Trust (the "Non-Responsive Class 3 Creditors") for the purpose of (i) executing and delivering to the Debtor a Termination and Release of Patent Collateral Security Agreement, substantially in the form annexed to said Application as Exhibit "B"; (ii) executing and delivering to the Debtor a Termination and Release of Trademark Collateral Security Agreement, substantially in the form annexed to said Application as Exhibit "C"; (iii) recording the executed Termination and Release of Patent Collateral Security Agreement with the United States Patent and Trademark Office (the "USPTO"), and (iv) recording the executed Termination and Release of Trademark Collateral Security Agreement with the USPTO, and confirming that such execution, delivery and recordation by Clinton Ballinger shall be binding upon each of the Non-Responsive Class 3 Creditors and each of their trustees; and

2. Confirming the Debtor's authority to record with the Secretary of State of Delaware a UCC-3 Financing Statement Amendment, substantially in the form annexed to said Application as Exhibit "D"; and

3. Stating that the effect of the First Amended Plan and Confirmation Order, without limitation, was to release and discharge the liens described by (i) that certain Patent Collateral Security Agreement dated January 9, 2008 (the "Patent Security Agreement"), which Patent Security Agreement was recorded with the United States Patent and Trademark Office on

January 9, 2008 at Reel 020339, Frame 0174, and a Corrective Assignment was recorded on January 15, 2008 at Reel 020365, Frame 0563; (ii) that certain Trademark Collateral Security Agreement dated January 9, 2008 (the "Trademark Security Agreement"), which Trademark Security Agreement was recorded with the USPTO on January 9, 2008 at Reel 3692/0676; (iii) that certain UCC Financing Statement filed with the Secretary of State of Delaware on January 9, 2008; and (iv) that certain Security Agreement dated January 9, 2008 between the Company and the Class 3 secured creditors; and

4. Confirming the Debtor's authority to record a copy of this Order with the Secretary of State of Delaware and the United States Patent and Trademark Office, which recordation shall have the effect, *inter alia*, of confirming the release and discharge of the liens described by (i) that certain Patent Security Agreement, which was recorded with the USPTO on January 9, 2008 at Reel 020339, Frame 0174, and a Corrective Assignment was recorded on January 15, 2008 at Teel 020365, Frame 0563; (ii) that certain Trademark Security Agreement, which was recorded with the USPTO on January 9, 2008 at Reel 3692/0676; and (iii) that certain UCC Financing Statement filed with the Secretary of State of Delaware on January 9, 2008.

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