

MKD 10/29/99

D/S

FORM PTO-1618A  
Expires 06/30/99  
OMB 0651-0027

11-02-1999

U.S. Department of Commerce  
Patent and Trademark Office  
TRADEMARK



101186915

### RECORDATION FORM COVER SHEET TRADEMARKS ONLY

TO: The Commissioner of Patents and Trademarks: Please record the attached original document(s) or copy(ies).

#### Submission Type

- New
- Resubmission (Non-Recordation)  
Document ID # \_\_\_\_\_
- Correction of PTO Error  
Reel # \_\_\_\_\_ Frame # \_\_\_\_\_
- Corrective Document  
Reel # \_\_\_\_\_ Frame # \_\_\_\_\_

#### Conveyance Type

- Assignment  License
  - Security Agreement  Nunc Pro Tunc Assignment
  - Merger  Change of Name
  - Other \_\_\_\_\_
- Effective Date  
Month Day Year  
\_\_\_\_\_

#### Conveying Party

Mark if additional names of conveying parties attached

Name Mentor Corporation

Execution Date  
Month Day Year  
10/4/99

Formerly \_\_\_\_\_

- Individual  General Partnership  Limited Partnership  Corporation  Association

Other \_\_\_\_\_

Citizenship/State of Incorporation/Organization Minnesota

#### Receiving Party

Mark if additional names of receiving parties attached

Name Xomed, Inc.

DBA/AKA/TA \_\_\_\_\_

Composed of \_\_\_\_\_

Address (line 1) 6743 Southpoint Drive, North

Address (line 2) \_\_\_\_\_

Address (line 3) Jacksonville Florida 32216  
City State/Country Zip Code

- Individual  General Partnership  Limited Partnership  If document to be recorded is an assignment and the receiving party is not domiciled in the United States, an appointment of a domestic representative should be attached. (Designation must be a separate document from Assignment.)

- Corporation  Association

Other \_\_\_\_\_

Citizenship/State of Incorporation/Organization Delaware

#### FOR OFFICE USE ONLY

11/01/1999 MTHAI1 00000222 75026608

01 FC:441  
02 FC:442  
03 FC:998

40.00 OP  
25.00 OP  
15.00 OP

Public burden reporting for this collection of information is estimated to average approximately 30 minutes per Cover Sheet to be recorded, including time for reviewing the document and gathering the data needed to complete the Cover Sheet. Send comments regarding this burden estimate to the U.S. Patent and Trademark Office, Chief Information Officer, Washington, D.C. 20231 and to the Office of Information and Regulatory Affairs, Office of Management and Budget, Paperwork Reduction Project (0651-0027), Washington, D.C. 20503. See OMB Information Collection Budget Package 0651-0027, Patent and Trademark Assignment Practice. DO NOT SEND REQUESTS TO RECORD ASSIGNMENT DOCUMENTS TO THIS ADDRESS.

Mail documents to be recorded with required cover sheet(s) information to:  
Commissioner of Patents and Trademarks, Box Assignments, Washington, D.C. 20231

TRADEMARK  
REEL: 001983 FRAME: 0266

**Domestic Representative Name and Address**

Enter for the first Receiving Party only.

Name

Address (line 1)

Address (line 2)

Address (line 3)

Address (line 4)

**Correspondent Name and Address**

Area Code and Telephone Number **301-424-3640**

Name

Robert H. Epstein

Address (line 1)

EPSTEIN, EDELL & RETZER

Address (line 2)

1901 Research Boulevard

Address (line 3)

Suite 400

Address (line 4)

Rockville, Maryland 20850

**Pages**

Enter the total number of pages of the attached conveyance document including any attachments.

# **5**

**Trademark Application Number(s) or Registration Number(s)**

Mark if additional numbers attached

Enter either the Trademark Application Number *or* the Registration Number (DO NOT ENTER BOTH numbers for the same property).

Trademark Application Number(s)

Registration Number(s)

75/026.608

75/026.609

**Number of Properties**

Enter the total number of properties involved.

# **2**

**Fee Amount**

Fee Amount for Properties Listed (37 CFR 3.41):

\$ **80.00**

Method of Payment:

Enclosed

Deposit Account

Deposit Account

(Enter for payment by deposit account or if additional fees can be charged to the account.)

Deposit Account Number:

#

Authorization to charge additional fees:

Yes

No

**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. Charges to deposit account are authorized, as indicated herein.

Robert H. Epstein

Name of Person Signing

Signature

Date Signed

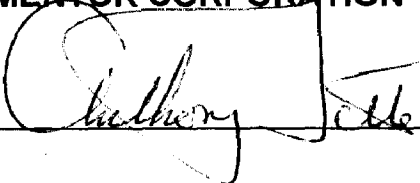
## ASSIGNMENT

WHEREAS, Mentor Corporation (hereinafter referred to as "Assignor"), a corporation duly organized and existing under the laws of the State of Minnesota, located and having a principal place of business at 201 Mentor Drive, Santa Barbara, CA 93111, has adopted, used owns using the trademarks listed on Schedule I in interstate commerce and is the owner of the applications which were filed in the U.S. Patent and Trademark Office on the dates listed on Schedule I, which applications have been given the Serial Numbers listed on Schedule I, and has acquired goodwill in connection with such use; and

WHEREAS, Xomed, Inc. (hereinafter referred to as "Assignee"), a corporation duly organized and existing under the laws of the State of Delaware, having a principal place of business at 6743 Southpoint Drive North, Jacksonville, Florida 32216-0980, is desirous of acquiring all rights, title, goodwill and interest in and to said trademarks.

NOW, THEREFORE, in consideration of and in exchange for the sum of ten dollars (\$10.00) and other good and valuable consideration, receipt of which is hereby acknowledged, said Assignor does hereby assign unto said Assignee all rights, title and interest in and to the trademarks together with the goodwill of the business symbolized by the trademarks.

**MENTOR CORPORATION**

  
\_\_\_\_\_

Oct 4, 1999  
Date

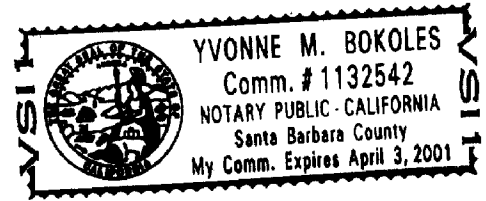
STATE OF CALIFORNIA  
COUNTY OF SANTA BARBARA

On October 4, 1999 before me, Yvonne M. Bokoles [insert name], a Notary Public, personally appeared Anthony Gette, personally known to me ~~(or proved to me on the basis of satisfactory evidence)~~ to be the person(s) whose name(s) ~~is/are~~ subscribed to the within instrument and acknowledged to me that ~~he/she/they~~ executed the same in ~~his/her/their~~ authorized capacity~~(ies)~~, and that by ~~his/her/their~~ signature~~(s)~~ on the instrument the person~~(s)~~, or the entity upon behalf of which the person~~(s)~~ acted, executed the instrument.

WITNESS my hand and official seal.

Signature Yvonne M. Bokoles

(Seal)



**Schedule I**

Serial No.	Trademark	Filing Date
75/026,608	LUMINARY	12/1/95
75/026,609	GEMINI	12/1/95