U.S. Department of Commerc F JRM PTO-1618A Expires 06/30/99 Patent and Trademark 02-03-1999 TRADEMARK OMB 0651-0027 JAN 22 1999 100956845 TRADEMARKS ONLY TO: The Commissioner of Patents and Trademarks: Please record the attached original document(s) or copy(ies). Conveyance Type Submission Type License **Assignment** New Resubmission (Non-Recordation) **Security Agreement Nunc Pro Tunc Assignment** Document ID # **Effective Date** Month Day Merger **Correction of PTO Error** 12/31/98 Frame # Reel # **Change of Name Corrective Document** Reel # Frame # Other Conveying Party Mark if additional names of conveying parties attached **Execution Date** Month Day Year 11/5/98 Innovation Medical Technologies, Inc. Name Formerly **Limited Partnership** Corporation **Association** Individual **General Partnership** Other Missouri Citizenship/State of Incorporation/Organization Receiving Party Mark if additional names of receiving parties attached Inc. Alcon Laboratories, Name DBA/AKA/TA Composed of 6201 South Freeway Address (line 1) Address (line 2) 76134 Address (line 3) Texas Fort Worth State/Country Zip Code If document to be recorded is an **Limited Partnership** Individual **General Partnership** assignment and the receiving party is not domiciled in the United States, an Corporation **Association** appointment of a domestic representative should be attached. (Designation must be a separate Other document from Assignment.) Delaware Citizenship/State of Incorporation/Organization 02/01/1999 JSHABAZZ 00000112 010480 FOR OFFICE USE ONLY 01 FC:481 02 FC:482

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 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

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	Representative Name and Address Enter for	or the first Receiving Party only.		
Name				
Address (line 1)				
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Correspondent Name and Address Area Code and Telephone Number 817-551-6809				
Name	Anna Gill			
Address (line 1)	Alcon Laboratories, Inc.			
Address (line 2)				
Address (line 3)	6201 South Freeway			
Address (line 4)				
Pages Enter the total number of pages of the attached conveyance document # 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).				
Trac	demark Application Number(s)	Registration Number(s) 94,085 2,030,341 1,742,218		
		12,395 [2,189,445		
		12,333		
Number of	Properties Enter the total number of properties	involved. # 5		
Fee Amoun	nt Fee Amount for Properties Listed (3)	7 CFR 3.41): \$ 140.00		
		ccount X		
Deposit Account (Enter for payment by deposit account or if additional fees can be charged to the account.) Deposit Account Number: # 01-0480				
	Authorization to charge ad	dditional fees: Yes X No		
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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.				
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Anna_	of Person Signing Signature	e Date Signed		

State of Delaware



Office of the Secretary of State

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I, EDWARD J. FREEL, SECRETARY OF STATE OF THE STATE OF
DELAWARE, DO HEREBY CERTIFY THE ATTACHED IS A TRUE AND CORRECT
COPY OF THE CERTIFICATE OF MERGER, WHICH MERGES:

"INNOVATION MEDICAL TECHNOLOGIES, INC.", A MISSOURI CORPORATION,

WITH AND INTO "ALCON LABORATORIES, INC." UNDER THE NAME OF "ALCON LABORATORIES, INC.", A CORPORATION ORGANIZED AND EXISTING UNDER THE LAWS OF THE STATE OF DELAWARE, AS RECEIVED AND FILED IN THIS OFFICE THE THIRTY-FIRST DAY OF DECEMBER, A.D. 1998, AT 9 O'CLOCK A.M.



Edward J. Freel, Secretary of State

2176684 8100M

991004488

AUTHENTICATION:

9505767

DATE:

01-06-99

TRADEMARK REEL: 1846 FRAME: 0825



ARTICLES OF MERGER MERGING INNOVATION MEDICAL TECHNOLOGIES, INC. INTO ALCON LABORATORIES, INC.

Pursuant to the provisions of The General and Business Corporation Law of Missouri, the undersigned corporations certify the following:

- (1) That Innovation Medical Technologies, Inc., a Missouri corporation, and Alcon Laboratories, Inc., a Delaware corporation, are hereby merged and Alcon Laboratories, Inc., is the Surviving Corporation.
- (2) That the Board of Directors of Innovation Medical Technologies, Inc., met on December 31, 1998, and by resolution adopted by a majority vote of the members of such board approved the Plan of Merger set forth in these articles.
- (3) That thereafter the shareholders of Innovation Medical Technologies, Inc., by unanimous written consent dated December 31, 1998, approved the Plan of Merger. 100 shares were entitled to vote and 100 voted in favor and 0 voted against said plan.
- (4) That the Board of Directors of Alcon Laboratories, Inc., met on December 31, 1998, and by resolution adopted by a majority vote of the members of such board approved the Plan of Merger set forth in these articles.
- (5) That thereafter the shareholders of Alcon Laboratories, Inc., by unanimous written consent dated December 31, 1998, approved the Plan of Merger. 1,000 shares were entitled to vote and 1,000 voted in favor and 0 voted against said plan.

(6) PLAN OF MERGER

- 1. Alcon Laboratories, Inc., a Delaware corporation, is the Surviving Corporation.
- 2. All of the property, rights, privileges, leases and patents of Innovation Medical Technologies, Inc., are to be transferred to and become the property of Alcon Laboratories, Inc., the Surviving Corporation. The officers and board of directors of the above named corporations are authorized to execute all deeds, assignments, and documents of every nature which may be needed to effectuate a full and complete transfer of ownership.

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- 3. The officers and board of directors of Alcon Laboratories, Inc. immediately prior to the Effective Date shall be the officers and directors of the Surviving Corporation, until the earlier of their resignation or removal or until their respective successors are duly elected and qualified, as the case may be.
- 4. At the Effective Date, each share of common stock of Innovation Medical Technologies, Inc., which is owned by Alcon Laboratories, Inc., and which is outstanding immediately prior to the Effective Date of the Merger shall, by virtue of the Merger and without any action on the part of Alcon Laboratories, Inc., be retired and cease to exist, and Alcon Laboratories, Inc., shall not be entitled to any consideration therefore.
- 5. Each share of common stock of Alcon Laboratories, Inc., outstanding immediately prior to the Effective Date of the Merger shall continue to be outstanding thereafter and shall continue to represent one share of Common Stock of the Surviving Corporation. the issued shares being 1000, the authorized shares being 1,000, par value at \$.01.

 6. The effective time and date of the merger, herein referred to as the "Effective Date", shall be 11:59 p.m., E.S.T. on December 31, 1998.
- 7. The Articles of Incorporation of Alcon Laboratories, Inc., as in effect immediately prior to the Effective Date shall continue as the Certificate of Incorporation of the Surviving Corporation until altered or repealed as provided therein or as provided by law.
- 8. The by-laws of Alcon Laboratories, Inc., as existing on the Effective Date, shall continue as the by-laws of the Surviving Corporation until amended, altered or repealed as provided therein or in the Certificate of Incorporation or as provided by law.
- 9. It is agreed that, upon and after the issuance of a Certificate of Merger by the Secretary of State of the State of Missouri the Surviving Corporation may be served with process in the State of Missouri in any proceeding for the enforcement of any obligation of any corporation organized under the laws of the State of Missouri which is a party to the merger and in any proceeding for the enforcement of the rights of a dissenting shareholder of any such corporation organized under the laws of the State of Missouri against the Surviving Corporation.

TRADEMARK REEL: 1846 FRAME: 0827 IN WITNESS WHEREOF, these Articles of Merger have been executed in duplicate by the aforementioned corporations as of the day and year hereafter acknowledged.

	By: T.R.G. Sear Chairman of the Board, Chief Executive Officer, and President
ATTEST: By: Same E Ahale Elaine E. Whitbeck Secretary	2
State of Texas)	
day of OPYADE 1998, per me first duly sworn, declared tha	A Notary Public, do hereby certify that on the resonally appeared before me T.R.G. Sear who being by at he is the Chairman of the Board, Chief Executive
foregoing documents as Chairm	tion Medical Technologies, Inc., that he signed the nan of the Board, Chief Executive Officer, and President statements therein contained are true.
(NOTARIAL SEAL)	Sarbara Bruge

My Commission Expires:

REEL: 1846 FRAME: 0828

ALCON LABORATORIES, INC.

By:

T.R.G. Sear

Chairman of the Board, Chief Executive Officer, and President

ATTEST

Elaine E. Whitbeck Assistant Secretary

State of Texas

)SS

County of Tarrant)

day of 1998 personally appeared before me T.R.G. Sear who being by me first duly sworn, declared that he is the Chairman of the Board, Chief Executive Officer, and President of Alcon Laboratories, Inc., that he signed the foregoing documents as Chairman of the Board, Chief Executive Officer, and President of the corporation, and that the statements therein contained are true.

(NOTARIAL SEAL)

Notary Public

My Commission Expires:

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