

03-20-2001



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### 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  
Effective Date  
Month Day Year
- Merger
- Change of Name
- Other

#### Conveying Party

Mark if additional names of conveying parties attached

Execution Date  
Month Day Year

Name

Formerly

- Individual  General Partnership  Limited Partnership  Corporation  Association
- Other
- Citizenship/State of Incorporation/Organization

#### Receiving Party

Mark if additional names of receiving parties attached

Name

DBA/AKA/TA

Composed of

Address (line 1)

Address (line 2)

Address (line 3)

- Individual  General Partnership  Limited Partnership  Corporation  Association
- Other
- Citizenship/State of Incorporation/Organization

RECEIVED  
2001 MAR 19 AM 9:11  
ASSIGNMENT DIVISION

#### FOR OFFICE USE ONLY

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

**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

Name

Address (line 1)

Address (line 2)

Address (line 3)

Address (line 4)

**Pages**

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

#

**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)

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<input type="text" value="1476726"/>	<input type="text"/>	<input type="text"/>
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**Number of Properties**

Enter the total number of properties involved.

#

**Fee Amount**

Fee Amount for Properties Listed (37 CFR 3.41):

\$

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

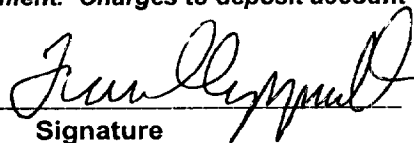
No

**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.

Frank A. Appicelli

Name of Person Signing



Signature

March 14, 2001

Date Signed

**RECORDATION FORM COVER SHEET  
CONTINUATION  
TRADEMARKS ONLY**

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

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

**Conveying Party**

Enter Additional Conveying Party

Mark if additional names of conveying parties attached

Execution Date  
Month Day Year

Name

Formerly

Individual     General Partnership     Limited Partnership     Corporation     Association

Other

Citizenship State of Incorporation/Organization

**Receiving Party**

Enter Additional Receiving Party

Mark if additional names of receiving parties attached

Name

DBA/AKA/TA

Composed of

Address (line 1)

Address (line 2)

Address (line 3)

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 the Assignment.)

Corporation     Association

Other

Citizenship/State of Incorporation/Organization

**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)

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**ASSIGNMENT OF TRADEMARKS  
(Luxtec Corporation)**


FLEET NATIONAL BANK (the "**Assignor**"), with a mailing address of 777 Main Street, Hartford, Connecticut 06115, does hereby sell and assign WITHOUT RECOURSE AND WITHOUT ANY REPRESENTATION OR WARRANTY, EITHER EXPRESSED OR IMPLIED BY LAW, unto ARK CLO 2000-1 LIMITED, a Cayman Island limited liability company with a mailing address of c/o Patriarch Partners, LLC, 40 Wall Street, 25<sup>th</sup> Floor, New York, NY 10005 (the "**Assignee**") the following instruments:

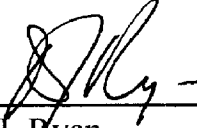
1. Assignment of Trademarks dated as of October 24, 1995 by Luxtec Corporation to The First National Bank of Boston, now known as Fleet National Bank, and recorded with the United States Department of Commerce Patent and Trademark Office on March 15, 1996 in Reel/Frame 1438/0780, together with the trademarks and other property interests covered thereby.

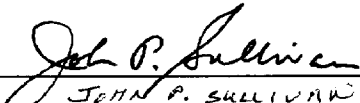
This Assignment is governed by the law of the State of New York.

Witnesses:

FLEET NATIONAL BANK  
(formerly known as The First National Bank  
of Boston)


  
\_\_\_\_\_  
Mark A. Van Osdel

By:   
\_\_\_\_\_  
Ronald J. Ryan  
Its Authorized Officer

  
\_\_\_\_\_  
JOHN P. SULLIVAN

STATE OF CONNECTICUT )  
  ) ss: Hartford  
COUNTY OF HARTFORD )

On this 1<sup>st</sup> day of March, 2001, before me, the undersigned officer, personally appeared Ronald J. Ryan, an Authorized Officer of Fleet National Bank, signer of the foregoing instrument, and acknowledged the same to be his free act and deed and the free act and deed of said limited liability company.

  
\_\_\_\_\_  
Notary Public  
My Commission Expires:

**LEONIDA A. BURNHAM**  
**NOTARY PUBLIC**  
MY COMMISSION EXPIRES ~~FEB. 29, 2001~~  
March 6, 2006