

MRP  
5-18-01

05-25-2001

Form PTO-1594  
(Rev. 03/01)  
OMB No. 0651-0027 (exp. 5/31/2002)  
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U.S. DEPARTMENT OF COMMERCE  
U.S. Patent and Trademark Office

To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

1. Name of conveying party(ies):  
**Avant-Garde Optics, Inc.**

Individual(s)       Association  
 General Partnership       Limited Partnership  
 Corporation-State **New York**  
 Other \_\_\_\_\_

2. Name and address of receiving party(ies)  
Name: **Avant-Garde Optics, LLC**  
Internal  
Address: \_\_\_\_\_  
Street Address: **44 Harbor Park Drive**  
City: **Port Washington NY** State: \_\_\_\_\_ Zip: **11050**

Individual(s) citizenship \_\_\_\_\_  
 Association \_\_\_\_\_  
 General Partnership \_\_\_\_\_  
 Limited Partnership \_\_\_\_\_  
 Corporation-State **New York**  
 Other \_\_\_\_\_

Additional name(s) of conveying party(ies) attached?  Yes  No

3. Nature of conveyance:  
 Assignment       Merger  
 Security Agreement       Change of Name  
 Other \_\_\_\_\_  
Execution Date: **February 2, 2001**

If assignee is not domiciled in the United States, a domestic representative designation is attached:  Yes  No  
(Designations must be a separate document from assignment)  
Additional name(s) & address(es) attached?  Yes  No

4. Application number(s) or registration number(s):  
A. Trademark Application No.(s)  
Additional number(s) attached  Yes  No

B. Trademark Registration No.(s) **951,883**  
**1,089,620**

5. Name and address of party to whom correspondence concerning document should be mailed:  
Name: **Lerner, David, Littenberg, Krumholz & Mentlik**  
Internal Address: \_\_\_\_\_  
Street Address: **600 South Avenue West**  
City: **Westfield** State: **NJ** Zip: **07090**

6. Total number of applications and registrations involved: **35**

7. Total fee (37 CFR 3.41).....\$ **890.00**  
 Enclosed  
 Authorized to be charged to deposit account

8. Deposit account number:  
**12-1095**

(Attach duplicate copy of this page if paying by deposit account)

DO NOT USE THIS SPACE

9. 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.*

**STEPHEN B. GOLDMAN**

Name of Person Signing

Signature

**MARCH 15, 2001**

Date

Total number of pages including cover sheet, attachments, and document: **9**

Mail documents to be recorded with required cover sheet information to:  
Commissioner of Patent & Trademarks, Box Assignments  
Washington, D.C. 20231

## Additional Conveying Parties (1. Continued):

## Additional Receiving Parties (2. Continued):

Name:

Internal Address:

Street Address:

City:

State:

Zip:

Entity type:

## Additional Applications and/or Registration Numbers (4. Continued)

Additional Application No:(s)  
(4A continued):Additional Registration No:(s)  
(4B continued):

1,082,368	1,231,713
1,213,004	1,231,714
1,139,827	1,231,715
1,231,709	1,242,668
1,243,441	1,254,416
1,230,901	1,271,601

## Additional Conveying Parties (1. Continued):

## Additional Receiving Parties (2. Continued):

Name:

Internal Address:

Street Address:

City:

Entity type:

State:

Zip:

## Additional Applications and/or Registration Numbers (4. Continued)

Additional Application No:(s)  
(4A continued):Additional Registration No:(s)  
(4B continued):

1,298,455	1,332,995
1,406,516	1,380,153
1,245,141	1,295,804
1,249,694	1,679,273
1,256,735	1,659,572
1,269,669	1,708,735

## Additional Conveying Parties (1. Continued):

## Additional Receiving Parties (2. Continued):

Name:

Internal Address:

Street Address:

City:

State:

Zip:

Entity type:

## Additional Applications and/or Registration Numbers (4. Continued)

Additional Application No:(s)  
(4A continued):Additional Registration No:(s)  
(4B continued):

1,728,201	1,915,838
1,707,270	2,050,492
1,720,324	2,143,163
1,760,618	
1,843,521	
1,807,910	

State of New York )  
Department of State ) ss:

*I hereby certify that the annexed copy has been compared with the original document in the custody of the Secretary of State and that the same is a true copy of said original.*

Witness my hand and seal of the Department of State on **FEB 02 2001**



A handwritten signature in black ink, appearing to read "J. Leuch", followed by a long horizontal line extending to the right.

*Special Deputy Secretary of State*

DOS-1266 (7/00)

FO1320200074

**CERTIFICATE OF MERGER**

**OF**

**AVANT-GARDE OPTICS, INC.**

**INTO**

**AVANT-GARDE OPTICS, LLC**

**UNDER SECTION 1003 OF THE LIMITED LIABILITY COMPANY LAW**

**FIRST:** The name and jurisdiction of formation or organization of each limited liability company or other business entity that is to merge is as follows:

<u>Name</u>	<u>State of Formation or Incorporation</u>
Avant-Garde Optics, Inc. (Incorporated under the name of New York Wooster Processing Corp.)	New York
Avant-Garde Optics, LLC	New York

**SECOND:** As to each constituent domestic limited liability company and domestic business corporation, the date when the initial articles of organization or certificate of incorporation was filed with the New York Department of State is as follows:

<u>Name</u>	<u>Date of Filing</u>
Avant-Garde Optics, Inc.	February 14, 1947
Avant-Garde Optics, LLC	February 1, 2001

**THIRD:** The name of the surviving domestic limited liability company is Avant-Garde Optics, LLC (the "Company")

**FOURTH:** An agreement and plan of merger has been approved and executed by each of the domestic limited liability company and domestic business corporation that is a party thereto.

**FIFTH:** The Secretary of State of the State of New York (the "Secretary") is hereby designated as the agent of the Company for purposes of service of process on behalf of the Company pursuant to Article 3 of the New York Limited Liability Company Law. The Secretary may mail a copy of such process to the following address: Avant-Garde Optics, LLC, 44 Harbor Park Drive, Port Washington, NY 11050 Attention: General Counsel.

**SIXTH:** The agreement and plan of merger is on file at the office of Company, which is located at 44 Harbor Park Drive, Port Washington, NY 11050.

**SEVENTH:** A copy of the agreement and plan of merger will be furnished by the Company on request and without cost to any member in the domestic limited liability company or any person holding an interest in the domestic business corporation that are to merge hereby.

[SIGNATURE PAGE TO FOLLOW]

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TRADEMARK  
REEL: 002303 FRAME: 0429

IN WITNESS WHEREOF, this certificate has been executed on February 2, 2001, by the undersigned who affirm the statements made herein are true under the penalties of perjury

AVANT-GARDE OPTICS, INC.

By: Michael A. Boxer  
Name: Michael A. Boxer  
Title Vice President and Secretary

AVANT-GARDE OPTICS, LLC

By: Michael A. Boxer  
Name: Michael A. Boxer  
Title: Authorized Person



010202000740

CT-07

CERTIFICATE OF MERGER  
OF  
AVANT-GARDE OPTICS, INC.  
INTO  
AVANT-GARDE OPTICS, LLC

UNDER SECTION 1003 OF THE LIMITED LIABILITY COMPANY LAW

FEB 2 3 38 PM '01

DRAWDOWN

WINSTON & STRAWN  
200 PARK AVENUE  
NEW YORK, NY 10166

FEB 2 2 31 PM '01

STATE OF NEW YORK  
DEPARTMENT OF STATE  
FEB 2 2001

TAX  
BY

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llc

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