

Form PTO-1594 (Rev. 10/02) OMB No. 0651-0027 (exp. 6/30/2005) Tab settings => =>

OFFICE OF PUBLIC RECORDS

RECORDATION

12-31-2002

U.S. DEPARTMENT OF COMMERCE U.S. Patent and Trademark Office

2002 DEC 23 AM 10:22



To the Honorable Commissioner of Patents and Trademark

102325271

copy thereof.

1. Name of conveying party(ies):

InfraReDx, Inc.

12-23-02

- Individual(s) Association General Partnership Limited Partnership Corporation- Delaware Other

Name: William A. Marquard Internal Address: Street Address: Eaglestone Farm, 600 Walnut Grove Road City: Carlisle State: KY Zip: 40311

- Individual(s) citizenship: United States Association General Partnership Limited Partnership Corporation-State Other

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

3. Nature of conveyance:

- Assignment Merger Security Agreement Change of Name Other

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 (1 page)

Execution Date: 12/20/2002

4. Application number(s) or registration number(s):

A. Trademark Application No.(s)

B. Trademark Registration No.(s) 2,532,547

Additional number(s) attached Yes No

5. Name and address of party to whom correspondence concerning document should be mailed:

Name: Trademark Administrator Internal Address: Testa, Hurwitz & Thibault, LLP

Street Address: 125 High Street

City: Boston State: MA Zip: 02110

6. Total number of applications and registrations involved: 1

7. Total fee (37 CFR 3.41) \$40.00

- Enclosed Authorized to be charged to deposit account

8. Deposit account number:

20-0531

(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.

Daniel A. Wilson, Reg. No. 45,508

Name of Person Signing

Daniel A.C. Signature

Signature

12/23/02

Date

Total number of pages including cover sheet, attachments, and document: 6

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

12/31/2002 GTQ11 00000073 2532547

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40.00 DP

ADDITIONAL RECEIVING PARTIES

2. Name and address of receiving party(ies)

Name: William W. Priest

Internal

Address: _____

Street Address: 2 East 70th Street

City: New York State: NY Zip: 10021

Individual(s) citizenship: United States _____

Association _____

General Partnership _____

Limited Partnership _____

Corporation-State _____

Other _____

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

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NOTICE OF SECURITY AGREEMENT AND SECURITY INTEREST

Pursuant to the Security Agreement dated as of December 20, 2002 by and among InfraReDx, Inc., a Delaware corporation (the "Company"), and the parties identified as "Secured Parties" on Exhibit A attached thereto (the "Secured Parties") (the "Security Agreement"), the Company granted to the Secured Parties a security interest in all right, title and interest of the Company in certain property, whether then owned or thereafter acquired, including the property listed below. The Company acknowledges and affirms the rights and remedies of the Secured Parties with respect to the security interest in the property listed below as set forth in the Security Agreement.

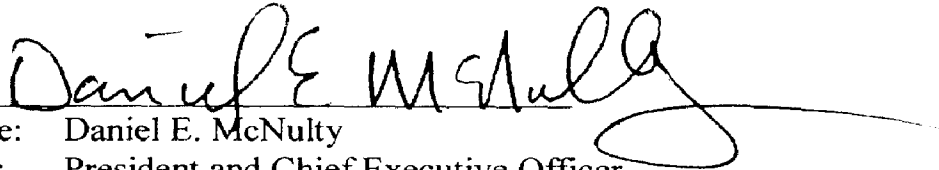
<u>Serial Number</u>	<u>Mark</u>	<u>Registration Date</u>
2,532,547	INFRAREDIX	1/22/2002

[Remainder of Page Intentionally Left Blank]

IN WITNESS WHEREOF, the Company and the Secured Parties, by their duly authorized representative, have executed this Notice of Security Agreement and Security Interest on the above-written date.

COMPANY:

InfraReDx, Inc.

By: 
Name: Daniel E. McNulty
Title: President and Chief Executive Officer

SECURED PARTIES:

William A. Marquard

Kettle Family Limited Partnership

By: _____
Name: _____
Title: _____

DB Securities Inc. Cust FBO Alan J. Zakon, IRA

By: _____
Name: _____
Title: _____

Exhibit E
(Page 2 of 3)

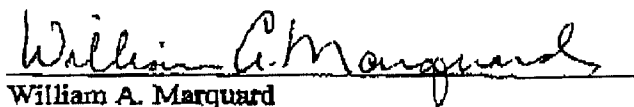
IN WITNESS WHEREOF, the Company and the Secured Parties, by their duly authorized representative, have executed this Notice of Security Agreement and Security Interest on the above-written date.

COMPANY:

InfraRedx, Inc.

By: _____
Name: Daniel E. McNulty
Title: President and Chief Executive Officer

SECURED PARTIES:



William A. Marquard

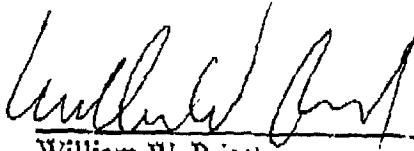
Kettle Family Limited Partnership

By: _____
Name: _____
Title: _____

DB Securities Inc. Cust FBO Alan J. Zakon, IRA

By: _____
Name: _____
Title: _____

Exhibit E
(Page 3 of 3)



William W. Priest

Robert M. Dewey, Jr.