

03-10-2003



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

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): Carl Zeiss, Inc. 3-4-03
Individual(s) Association
General Partnership Limited Partnership
Corporation-State
Other New York
Additional name(s) of conveying party(ies) attached? Yes No

2. Name and address of receiving party(ies)
Name: Carl Zeiss Ophthalmic Systems, Inc.
Internal Address:
Street Address: 5160 Hacienda Drive
City: Dublin State: CA Zip: 94568
Individual(s) citizenship
Association
General Partnership
Limited Partnership
Corporation-State New York
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

3. Nature of conveyance:
Assignment Merger
Security Agreement Change of Name
Other
Execution Date: 10/1/00

4. Application number(s) or registration number(s):
A. Trademark Application No.(s)
B. Trademark Registration No.(s) 1,137,293
HUMPHREY
Additional number(s) attached Yes No

5. Name and address of party to whom correspondence concerning document should be mailed:
Name: V.T. Giordano
Internal Address: Von Maltitz, Derenberg, Kunin, Janssen & Giordano
Street Address: 60 E. 42nd Street Suite 4410
City: New York State: NY Zip: 10165

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: 22-0560

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9. Signature.
Diane Donnelly Name of Person Signing
Signature Date March 3, 2003
Total number of pages including cover sheet, attachments, and document: 3

03/07/2003 LNUELLER 00000008 1137293
FC:4521 40.00 DP

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

TRADEMARK REEL: 002685 FRAME: 0897

CONFIRMATORY ASSIGNMENT

WHEREAS, on October 1, 2000, CARL ZEISS, INC., a New York corporation, was the owner in the United States of the trademark and trade name HUMPHREY, and the United States registration of said trademark, No. 1,137,293 (hereinafter "the Assigned Mark, Name and Registration"); and

WHEREAS, on October 1, 2000, Assignor assigned all its rights, title and interest in and to the Assigned Mark, Name and Registration to Carl Zeiss Ophthalmic Systems, Inc., a New York corporation (hereinafter "Assignee"); and

WHEREAS, the parties desire to confirm the granting of said assignment and to set forth its terms;

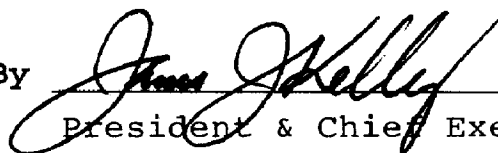
NOW, THEREFORE, for good and valuable consideration, receipt of which is hereby acknowledged, Assignor does hereby confirm said assignment and does hereby assign to Assignee, as of October 1, 2000, all of Assignor's rights, title and interest in and to the Assigned Mark, Name and Registration, together with the good will of the business connected with the use of and

symbolized by the Assigned Mark, Name and Registration, and all of Assignor's rights to damages or profits, due or accrued, arising out of past infringement of the Assigned Mark, Name and Registration or injury to said good will, and the right to sue for and recover the same in the Assignee's own name.

IN WITNESS WHEREOF, this assignment has been executed this *27<sup>th</sup>* day of *February*, 2003.

CARL ZEISS, INC.

By



President & Chief Executive Officer