



01-27-2004

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U.S. DEPARTMENT OF COMMERCE
Patent and Trademark Office

FORM PTO-1594
(Rev. 03/01)
OMB No. 0651-0027 (exp. 05/31/2005)

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

1. Name of conveying party(ies): **Berkeley Heartlab, Inc.**

Individual(s) 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 _____

Execution Date: **Oct. 31, 2003**

2. Name and address of receiving party(ies):
Name: **Silicon Valley Bank**
Internal Address: HA155

Street Address: 3003 Tasman Drive

City: Santa Clara State: CA ZIP: 95054

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

If assignee is not domiciled in the United States, a domestic representative designation is attached: Yes No
Additional name(s) & address(es) attached? Yes No

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

A. Trademark Application No.(s) 78/289,316	B. Trademark No.(s) 2,775,478
78/116,634	2,736,658
	2,571,576

Additional numbers attached? Yes No

6. Total number of applications and registrations involved: 5

7. Total fee (37 CFR 3.41): **\$140.00**
 Enclosed
 Authorized to be charged to deposit account

8. Deposit account number:
(Attach duplicate copy of this page if paying by deposit account)

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

Name: **Silicon Valley Bank**

Internal Address: Loan Documentation HA155

Street Address: 3003 Tasman Dr.

City: Santa Clara State: Ca ZIP: 95054

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.

Maibei Arteaga
Name of Person Signing Maibei Arteaga
Signature

11/19/03

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

TRADEMARK
REEL: 002902 FRAME: 0202

01/26/2004 LMUELLER 0000278 76289316
40.00 DP
100.00 DP

ADDENDUM TO INTELLECTUAL PROPERTY SECURITY AGREEMENT

This Addendum to Intellectual Property Security Agreement is executed pursuant to, and is an addendum to, an Intellectual Property Security Agreement, dated March 25, 2002. This Addendum to Intellectual Property Security Agreement is presented for recordation as constructive notice that BERKELEY HEARTLAB, INC. ("Assignor"), with its principal office at 893 Mitten Road, Burlingame, CA 94010, the owner of the intellectual property identified in the exhibits attached hereto, has granted to SILICON VALLEY BANK ("Assignee"), with its principal office at 3003 Tasman Drive, Santa Clara, CA 95054, a security interest in the intellectual property, and the exclusive rights comprised in the intellectual property, to secure payment of a debt.

IN WITNESS WHEREOF, Assignor has executed this Addendum to Intellectual Property Security Agreement as of October 31, 2003.

BERKELEY HEARTLAB, INC.

By: W. A. Amarose
Name: W. A. AMAROSE
Title: CHIEF FINANCIAL OFFICER

Exhibit "A" attached to that certain Addendum to Intellectual Property Security Agreement dated October 31, 2003.

EXHIBIT "A"
COPYRIGHTS

SCHEDULE A - ISSUED COPYRIGHTS

<u>COPYRIGHT DESCRIPTION</u>	<u>REGISTRATION NUMBER</u>	<u>DATE OF ISSUANCE</u>
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SCHEDULE B - PENDING COPYRIGHT APPLICATIONS

<u>COPYRIGHT DESCRIPTION</u>	<u>APPLICATION NUMBER</u>	<u>DATE OF FILING</u>	<u>DATE OF CREATION</u>	<u>FIRST DATE OF PUBLIC DISTRIBUTION</u>
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SCHEDULE C - UNREGISTERED COPYRIGHTS (Where No Copyright Application is Pending)

<u>DESCRIPTION</u>	<u>CREATION</u>	<u>DISTRIBUTION FROM ASSIGNOR</u>	<u>ASSIGNOR</u>
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EXHIBIT "B"
PATENTS

<u>PATENT DESCRIPTION</u>	<u>DOCKET NO.</u>	<u>COUNTRY</u>	<u>SERIAL NO.</u>	<u>FILING DATE</u>	<u>STATUS</u>
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Method for Identifying Risk Cardiovascular Disease Patients	#10/122081 (4/12/02)	USA	3,194,812	10/16/2002	Pending
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2. CARDIOVASCULAR HEALTHCARE MANAGEMENT SYSTEM & METHOD #60/126003 USA - 3/24/99 PENDING
Not ready filed w/ PTO

3. A METHOD FOR IDENTIFYING PATIENTS WHO WILL REQUIRE MULTIPLE INVASIVE CARDIOVASCULAR PROCEDURES #60/390769 USA - 6/21/02 PENDING

4. METHOD FOR SELECTING AN OPTIMAL DIET AND EXERCISE REGIMEN BASED ON A LDL AND HDL SUBCLASS DETERMINATION #60/168354 USA - 11/1/02 PENDING

5. CARDIOVASCULAR HEALTHCARE MANAGEMENT SYSTEM AND METHOD (Web-based intermediary system with physicians and patients) - 4myheart.com

U.S. SERIAL No. 09/534,946 MARCH 24, 1999

PCT/US00/32833 DECEMBER 1, 2000

Exhibit "C" attached to that certain Addendum to Intellectual Property Security Agreement dated October 31, 2003.

EXHIBIT "C"
TRADEMARKS

<u>TRADEMARK DESCRIPTION</u>	<u>COUNTRY</u>	<u>SERIAL NO.</u>	<u>REG. NO</u>	<u>STATUS</u>
HDL S10GGE	USA	78-289,316		Pending
HDL-S3GGE	USA	78-116,634		Pending
LDL-S3GGE	USA	78-116,609	2,775,478	Registered
4MYHEART	USA	78-085,903	2,736,658	Registered
4MYHEART	USA	78-045,681	2,571,576	Registered

Exhibit "D" attached to that certain Addendum to Intellectual Property Security Agreement dated October 31, 2003.

EXHIBIT "D"
SERVICE MARKS

<u>SERVICE MARK</u>	<u>DESCRIPTION</u>	<u>COUNTRY</u>	<u>SERIAL NO.</u>	<u>REG. NO</u>	<u>STATUS</u>
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RECORDED: 01/20/2004

TRADEMARK
REEL: 002902 FRAME: 0207