

TRADEMARK

11-16-2004



S ONLY

Docket No.:

VIVASCAN

Tab settings

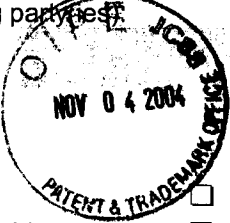
102881843

Attached original documents or copy thereof.

1. Name of conveying party(ies):
TIBA LLC

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

Additional names(s) of conveying party(ies) Yes No



11-11-04

2. Name and address of receiving party(ies):

Name: **Lucid, Inc.**
Internal Address: _____
Street Address: **2320 Brighton-Henrietta TL Road**
City: **Rochester** State: **NY** ZIP: **14623**

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

If assignee is not domiciled in the United States, a domestic designation is Yes N
(Designations must be a separate document from
Additional name(s) & address(es) Yes N

3. Nature of conveyance:

Assignment Merger
 Security Agreement Change of Name
 Other _____

Execution Date: **October 8, 2004**

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

A. Trademark / Service Mark Application No.(s)
78/314,141

Additional numbers Yes No

B. Trademark / Service Mark Registration No.(s)

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

Name: **Kenneth J. LuKacher**
Internal Address: **South Winton Court**
11/15/2004 GTON11 00000076 78314141
01 FC:8521 40.00 OP

Street Address: **3136 Winton Road South, Suite 204**

City: **Rochester** State: **NY** ZIP: **14623**

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:
50-1101

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.

Kenneth J. LuKacher, Reg. No. 38,539
Name of Person Signing Signature **11/11/04** Date

Total number of pages including cover sheet, attachments, and **2**

Mail documents to be recorded with required cover sheet information to:
Mail Stop Recordation Services
Director of the United States Patent and Trademark Office
P.O. Box 1450, Alexandria, VA 22313-1450

TRADEMARK
REEL: 003083 FRAME: 0377

TRADEMARK ASSIGNMENT

WHEREAS, TIBA LLC, a New York Limited Liability Company, with its principal place of business at 25 Hytec Circle, Rochester, NY 14606 ("Assignor"), owns and has a *bona fide* intent to use the Mark VIVASCAN ("the Mark") in connection with the following goods and/or services: Confocal Microscopes; and

WHEREAS, Assignor has applied to register the Mark on the Principal Register of the United States Patent and Trademark Office based on Assignor's *bona fide* intent to use the mark in commerce in connection with the above-described goods and/or services, Application Serial No. 78/314,141 filed on October 15, 2003; and

WHEREAS, Lucid, Inc, a New York Corporation, with its principal place of business at 2320 Brighton-Henrietta TL Road, Rochester, NY 14623 ("Assignee"), desires to acquire the business of Assignor in connection with which Assignor has a *bona fide* intent to use the Mark and the pending Application;

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, Assignor hereby sells, assigns and transfers to Assignee all right, title and interest in and to the Mark and the pending Application therefore, together with that portion of Assignor's business in connection with which it has a *bona fide* interest to use the Mark.

TIBA LLC

By: Donald Titus, Sr.

Donald Titus, Sr.
President

Dated effective as of: 8 October 2004

SUBSCRIBED and SWORN to before me

this 5th of October, 2004

Gretchen Jenkins

Notary Public

My Commission Expires: 06/30/07

GRETCHEN E. JENKINS
Notary Public, State of New York
No. 01JE6094910
Qualified in Monroe County
Commission Expires 06/30/07