

Form PTO-1594 (Rev. 12-08)  
OMB Collection 0651-0027 (exp. 01/31/2009)

U S DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office

### RECORDATION FORM COVER SHEET TRADEMARKS ONLY

To the Director of the U. S. Patent and Trademark Office. Please record the attached documents or the new address(es) below.

**1. Name of conveying party(ies):**

OPTIFACTS, INC.

- Individual(s)
- General Partnership
- Corporation- State: DELAWARE
- Other \_\_\_\_\_
- Association
- Limited Partnership

Citizenship (see guidelines) \_\_\_\_\_

Additional names of conveying parties attached?  Yes  No

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

Additional names, addresses, or citizenship attached?  Yes  No

Name OPTICAL LAB SOFTWARE SOLUTIONS INC

Internal \_\_\_\_\_

Address \_\_\_\_\_

Street Address: 13515 N. STEMMONS FREEWAY

City: DALLAS

State: TEXAS

Country: USA Zip: 75234

- Association Citizenship \_\_\_\_\_
- General Partnership Citizenship \_\_\_\_\_
- Limited Partnership Citizenship \_\_\_\_\_
- Corporation Citizenship DELAWARE
- Other \_\_\_\_\_ Citizenship \_\_\_\_\_

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)

**3. Nature of conveyance (Execution Date(s) :**

Execution Date(s) DECEMBER 17 2008

- Assignment
- Security Agreement
- Other \_\_\_\_\_
- Merger
- Change of Name

**4. Application number(s) or registration number(s) and identification or description of the Trademark.**

A. Trademark Application No.(s)

B. Trademark Registration No (s)

2686071, 2550607, and 3172963

Additional sheet(s) attached?  Yes  No

C. Identification or Description of Trademark(s) (and Filing Date if Application or Registration Number is unknown)

OPTIFACTS SOFTWARE, TNT; and OPTIFACTS 02 (THE #2 SHOULD BE SUPERSCRIPIT) (SEE ATTACHED TRADEMARK LIST)

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

Name KAY LYN SCHWARTZ C/O GARDERE WYNNE SEWELL LLP

Internal Address 3000 THANKSGIVING TOWER

Street Address 1601 ELM STREET

City DALLAS

State TEXAS Zip: 75201-4761

Phone Number: 214-999-4702

Fax Number: 214-999-3623

Email Address: IP@GARDERE.COM

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

3

**7. Total fee (37 CFR 2.6(b)(6) & 3.41) \$90.00**

- Authorized to be charged to deposit account
- Enclosed

**8. Payment Information:**

Deposit Account Number 07-0153

Authorized User Name \_\_\_\_\_

**9. Signature:**

Kay L Schwartz  
Signature

1-22-09  
Date

KAY LYN SCHWARTZ

Name of Person Signing

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

Documents to be recorded (including cover sheet) should be faxed to (571) 273-0140, or mailed to: Mail Stop Assignment Recordation Services, Director of the USPTO, P.O. Box 1460, Alexandria, VA 22313-1460

CH \$90.00 070153 2686071

# Delaware

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*The First State*

I, HARRIET SMITH WINDSOR, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY THE ATTACHED IS A TRUE AND CORRECT COPY OF THE CERTIFICATE OF MERGER, WHICH MERGES:

"OPTICAL LAB SOFTWARE SOLUTIONS, INC.", A DELAWARE CORPORATION,

WITH AND INTO "OPTIFACTS, INC." UNDER THE NAME OF "OPTICAL LAB SOFTWARE SOLUTIONS, INC.", A CORPORATION ORGANIZED AND EXISTING UNDER THE LAWS OF THE STATE OF DELAWARE, AS RECEIVED AND FILED IN THIS OFFICE THE TWENTY-NINTH DAY OF DECEMBER, A.D. 2008, AT 7:15 O'CLOCK P.M.

AND I DO HEREBY FURTHER CERTIFY THAT THE EFFECTIVE DATE OF THE AFORESAID CERTIFICATE OF MERGER IS THE THIRTY-FIRST DAY OF DECEMBER, A.D. 2008, AT 11:59 O'CLOCK P.M.

A FILED COPY OF THIS CERTIFICATE HAS BEEN FORWARDED TO THE NEW CASTLE COUNTY RECORDER OF DEEDS.



3477976 8100M

081235846

*Harriet Smith Windsor*

Harriet Smith Windsor, Secretary of State

AUTHENTICATION: 7059878

DATE: 01-05-09

You may verify this certificate online at [corp.delaware.gov/authver.shtml](http://corp.delaware.gov/authver.shtml)

TRADEMARK

REEL: 003925 FRAME: 0114

**CERTIFICATE OF MERGER**  
**OF**  
**OPTICAL LAB SOFTWARE SOLUTIONS, INC.**  
**INTO**  
**OPTIFACTS, INC.**

Pursuant to Section 8-251 of the General Corporation Law of the State of Delaware, the undersigned corporation as the surviving corporation in a merger, hereby submits the following Certificate of Merger:

1. The name of the surviving corporation is Optifacts, Inc., a corporation organized under the laws of the State of Delaware on January 8, 2002 (the "Corporation"); the name of the non-surviving corporation is Optical Lab Software Solutions, Inc., a corporation organized under the laws of the State of Delaware on August 16, 2005 (the "Merged Corporation").

2. The Agreement of Merger (the "Merger Agreement"), was duly approved, adopted, certified, executed and acknowledged by the Unanimous Consent of the Board of Directors of the Corporation dated December 17, 2008 and the Unanimous Consent of the Board of Directors of the Merged Corporation dated December 17, 2008

3. The Merger Agreement has been approved by the Consent of the Sole Stockholder of the Corporation dated December 17, 2008 and the Consent of the Sole Stockholder of the Merged Corporation dated December 17, 2008.

4. The name of the surviving corporation shall be Optical Lab Software Solutions, Inc., a Delaware corporation.

5. The Merger Agreement provides that the merger herein certified shall be effective at 11:59:00 p.m. Eastern Standard Time on December 31, 2008 (the "Effective Date"), insofar as the General Corporation Law of the State of Delaware shall govern the Effective Date.

6. The certificate of incorporation of the Corporation at the Effective Date of the merger shall be the certificate of incorporation of said surviving corporation and said certificate of incorporation shall continue in full force and effect until changed, altered, or amended in the manner prescribed by the provisions of the General Corporation Law of the State of Delaware, except that Article 1 of the Certificate of Incorporation of the Corporation shall be amended by deleting said Article in its entirety and inserting therefore the following provision:

"1. The name of the Corporation is Optical Lab Software Solutions, Inc."

7. The executed Merger Agreement is on file at an office of the Corporation located at 13555 N. Stemmons Freeway, Dallas, Texas 75234, the place of business of the Corporation.

*State of Delaware*  
*Secretary of State*  
*Division of Corporations*  
*Delivered 08:59 PM 12/29/2008*  
*FILED 07:15 PM 12/29/2008*  
*SRV 081235846 - 3477976 FILE*

GREENSBORO 935753.1

**TRADEMARK**  
**REEL: 003925 FRAME: 0115**

8. A copy of the Merger Agreement shall be furnished by the Corporation, on request and without cost, to any stockholder of the Corporation or the Merged Corporation.

IN WITNESS WHEREOF, the surviving corporation has caused this certificate to be signed by an authorized officer, the 11 day of DECEMBER, 2008.

OPTIFACTS, INC., a Delaware corporation

By: [Signature]  
Name: STEVE MORAN  
Title: PRESIDENT

## TRADEMARKS

OPTIFACTS, INC. to

OPTICAL LAB SOFTWARE SOLUTIONS, INC.

MARK	Registration No.	Our File No.
OPTIFACTS SOFTWARE	2686071	122159-3166
TNT	2550607	122159-3134
OPTIFACTS 0 <sup>2</sup>	3172963	122159-3213