

TRADEMARK ASSIGNMENT

Electronic Version v1.1
 Stylesheet Version v1.1

SUBMISSION TYPE:	NEW ASSIGNMENT
NATURE OF CONVEYANCE:	ASSIGNS THE ENTIRE INTEREST AND THE GOODWILL

CONVEYING PARTY DATA

Name	Formerly	Execution Date	Entity Type
Decision Biomarkers Incorporated		02/18/2010	CORPORATION: DELAWARE

RECEIVING PARTY DATA

Name:	Avantra Biosciences Corporation
Street Address:	26 Braddock Park
City:	Boston
State/Country:	MASSACHUSETTS
Postal Code:	20116
Entity Type:	CORPORATION: DELAWARE

PROPERTY NUMBERS Total: 21

Property Type	Number	Word Mark
Registration Number:	3171448	DECISION BIOMARKERS
Registration Number:	3115097	PATH
Registration Number:	3272153	DECISION BIOMARKERS
Registration Number:	3438102	DECISION BIOMARKERS
Serial Number:	78913162	DECISION BIOMARKERS
Registration Number:	3464204	AVANTRA
Registration Number:	3723841	IMARK BIOCHIP
Registration Number:	3455437	MAX BIOCHIP
Serial Number:	78882478	PATH HTS
Serial Number:	78882494	PATH PLUS
Serial Number:	78784679	DECISION BIOMARKERS
Serial Number:	78913204	DECISION BIOMARKERS
Serial Number:	78882449	PATH BLOCK
Serial Number:	78882463	PATH PRINT

CH \$540.00 3171448

Serial Number:	78882435	PATH RINSE
Serial Number:	78882420	PATH WASH
Serial Number:	78444346	MULTIMARK EXPRESS
Serial Number:	78444334	MULTIMARK
Serial Number:	78795004	RXPlex BIOCHIP
Serial Number:	78794764	RXPRESS Q
Serial Number:	78444338	MULTIMARK DX

CORRESPONDENCE DATA

Fax Number: (212)259-6333
Correspondence will be sent via US Mail when the fax attempt is unsuccessful.
Phone: 212-259-8318
Email: ptodocket@dl.com
Correspondent Name: Monique L. Ribando
Address Line 1: 1301 Avenue of the Americas
Address Line 2: Dewey & LeBoeuf LLP
Address Line 4: New York, NEW YORK 10019

ATTORNEY DOCKET NUMBER:	101822.2
NAME OF SUBMITTER:	/Monique L. Ribando/
Signature:	/Monique L. Ribando/
Date:	02/23/2010

Total Attachments: 12
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Notification of Proposal of Full Strict Foreclosure (Non-Consumer Transaction)

January 29, 2010

Re: Notification of Proposal to Accept Collateral in Full Strict Foreclosure
Debtor: Decision Biomarkers Incorporated
Secured Party: Avantha Biosciences Corporation
Collateral: Personal Property & Intellectual Property (described below)

To: The Parties Listed on Exhibit A to this Notice

PLEASE TAKE NOTICE THAT on December 31, 2009, pursuant to a certain Non Recourse Loan Document Sale and Assignment Agreement, Avantha Biosciences Corporation ("Secured Party") purchased all the right, title and interest of Silicon Valley Bank ("SV Bank") in, to and arising under certain Loan Documents (defined below) comprised of the following: (i) a Loan and Security Agreement dated May 27, 2008, as amended, the ("Loan and Security Agreement"), entered into between Decision Biomarkers Incorporated ("Decision Biomarkers" or the "Debtor") and SV Bank, pursuant to which SV Bank made a loan to the Debtor in the aggregate principal amount of \$3 million (the "Loan"); and (ii) to secure its obligations to repay principal and interest due under the Loan and any related fees and other charges, Decision Biomarkers granted to SV Bank a security interest in (a) substantially all of Decision Biomarkers' personal property, as provided in Exhibit A to the Loan and Security Agreement (the "Personal Property Collateral")¹, and (b) Decision Biomarkers' intellectual property, including patents, copyrights and trademarks (the "IP Collateral," and together with the Personal

¹ As described in the Loan and Security Agreement, the Personal Property Collateral consists of:

All goods, Accounts (including health-care receivables), Equipment, Inventory, contract rights or rights to payment of money, leases, license agreements, franchise agreements, General Intangibles, commercial tort claims, documents, instruments (including any promissory notes), chattel paper (whether tangible or electronic), cash, deposit accounts, certificates of deposit, fixtures, letters of credit rights (whether or not the letter of credit is evidenced by a writing), securities, and all other investment property, supporting obligations, and financial assets, whether now owned or hereafter acquired, wherever located; and

All Borrower's Books relating to the foregoing, and any and all claims, rights and interests in any of the above and all substitutions for, additions, attachments, accessories, accessions and improvements to and replacements, products, proceeds and insurance proceeds of any or all of the foregoing.

Property Collateral, the "Collateral"), pursuant to that certain Intellectual Property Security Agreement, dated as of May 27, 2008, between Decision Biomarkers and SV Bank (the "IP Agreement," and together with the Loan and Security Agreement and related documents, the "Loan Documents").

On January 8, 2010, Secured Party entered into an assignment and conveyance agreement with Fish & Richardson P.C. ("F&R") and thereby purchased all of F&R's right, title and interest in and to certain indebtedness and liens on the IP Collateral (the "F&R Indebtedness").

On January 22, 2010, Secured Party entered into an assignment and conveyance agreement with Sunstein Kann Murphy & Timbers LLP ("Sunstein") and thereby purchased all of Sunstein's right, title and interest in and to certain indebtedness and liens on the IP Collateral (the "Sunstein Indebtedness").

On January 22, 2010, Secured Party entered into an assignment and conveyance agreement with IP Legal Strategies Group P.C. ("IP Legal") and thereby purchased all of IP Legal's right, title and interest in and to certain indebtedness and liens on the IP Collateral (the "IP Legal Indebtedness").


Accordingly, Secured Party is the holder of valid, perfected first priority liens against all of the Collateral.

Decision Biomarkers is in default under the Loan Documents, the F&R Indebtedness, the Sunstein Indebtedness and the IP Legal Indebtedness (collectively, the "Secured Debt"). As of December 31, 2010, the outstanding balance due from the Debtor to the Secured Party under (a) the Loan Documents was \$2,768,250.00, (b) the F&R Indebtedness was \$71,107.41, (c) the Sunstein Indebtedness was \$18,580.53 and (d) the IP Legal Indebtedness was \$6,429.00, which total in the aggregate \$2,864,366.94 (the "Secured Debt Balance").

PLEASE TAKE FURTHER NOTICE THAT pursuant to Section 9-620(c)(2) of the Massachusetts Uniform Commercial Code (Mass. Gen. Laws ch. 106, § 9-620(c)(2) (2009), Secured Party shall accept the Collateral in full satisfaction of the Secured Debt Balance, and, accordingly, the obligations otherwise due from Debtor to Secured Party shall be deemed fully discharged, subject only to a condition that the Collateral not in our possession be preserved and maintained.

If you have any objection to Secured Party's proposal to accept the Collateral in full satisfaction of the Secured Debt Balance, you must send us an authenticated statement of your objection within twenty (20) days from the date this notice was sent. If we have not received an authenticated objection within that time period, you will be deemed automatically to have consented to this proposal and will have no further right to object, and Secured Party will own all of Debtor's right, title and interest in the Collateral in full satisfaction of the Debtor's obligations under the Secured Debt.

Avantra Biosciences Corporation
26 Braddock Park
Boston, Massachusetts 02116

By: 

Name: Brian McKernan

Title: Chief Executive Officer

With copies to:

DEWEY & LEBOEUF LLP

Attn: Judy G.Z. Liu, Esq.

1301 Avenue of the Americas

New York, NY 10019

Attorneys for Avantra Biosciences Corporation

EXHIBIT A

Decision Biomarkers Incorporated
C/O Donald R. Lassman, Esq.
Law Offices of Donald R. Lassman
P.O. Box 920385
Needham, MA 02492

Harold Murphy, Esq.
Hanify & King, P.C.
One Beacon Street
Boston, MA 02108-2107

Charles Popkin
131 Woodbine Cir.
Needham Heights, MA 02494-2140

Jean Montague
76 Walnut Pl.
Brookline, MA 02445-6750

Roger Dowd
20 Franconia Ave
Natick, MA 01760-2702

Rock Maple Ventures
711 5th Ave. 5th Fl.
New York, NY 10022-3111

File a Notice:

09-22325 Decision Biomarkers Incorporated

Type: bk

Chapter: 7 v

Office: 1 (Boston)

Assets: y

Judge: wch

Case Flag: CredAdd, CounDue,
DebtEd, NTCAPR

United States Bankruptcy Court

District of Massachusetts

Notice of Electronic Filing

The following transaction was received from Christopher DeMayo entered on 1/29/2010 at 6:48 PM EST and filed on 1/29/2010

Case Name: Decision Biomarkers Incorporated

Case Number: 09-22325

Document Number: 30

Docket Text:

Notice /Notification of Proposal of Full Strict Foreclosure (Non-Consumer Transaction) filed by Creditor Avantra Biosciences Corporation (DeMayo, Christopher)

The following document(s) are associated with this transaction:

Document description:Main Document

Original filename:H:\BSG\Decision Biomakers\NYA-617099v3-Strict Foreclosure Notice.pdf

Electronic document Stamp:

[STAMP bkecfStamp_ID=1021399670 [Date=1/29/2010] [FileNumber=12325427-0] [857106512bc54deb9a7e6ae156c56c1aef431601d277f64088921e7da4ad14007bce249a78c8c55ec460fb84d207ceefd6299e673883ddfe62835ebf67720791]]

09-22325 Notice will be electronically mailed to:

Kathleen R. Cruickshank on behalf of Trustee Harold Murphy
bankruptcy@hanify.com, krc@hanify.com;pas@hanify.com

Christopher DeMayo on behalf of Creditor Avantra Biosciences Corporation
cdemayo@dl.com

John Fitzgerald
USTPRegion01.BO.ECF@USDOJ.GOV

Donald R. Lassman on behalf of Debtor Decision Biomarkers Incorporated
don@lassmanlaw.com

Harold B. Murphy
mxc@hanify.com, ma33@ecfbis.com

09-22325 Notice will not be electronically mailed to:

**Notification of Acceptance of
Collateral in Full Strict Foreclosure
(Non-Consumer Transaction)**

February 18, 2010

Re: Notification of Acceptance of Collateral in Full Strict Foreclosure
Debtor: Decision Biomarkers Incorporated
Secured Party: Avantra Biosciences Corporation
Collateral: Personal Property & Intellectual Property

PLEASE TAKE NOTICE THAT on January 29, 2010, Avantra Biosciences Corporation ("Secured Party"), provided notice pursuant to Section 9-620(c)(2) of the Massachusetts Uniform Commercial Code (Mass. Gen. Laws ch. 106, § 9-620(c)(2) (2009) (the "UCC Notice") to the parties named therein (each, a "Noticed Party") that, as the holder of valid, perfected, first priority liens in and against the personal property and intellectual property described in the UCC Notice (the "Collateral"), Secured Party proposed to accept the Collateral in full satisfaction of the indebtedness owed by Debtor to Secured Party in the aggregate amount of \$2,864,366.94 (the "Secured Debt Balance"), as more fully set forth in the UCC Notice.

PLEASE TAKE FURTHER NOTICE THAT no authenticated statement of objection was received from any Noticed Party within the twenty (20) day statutory notice period commencing from the date the UCC Notice was sent (January 29, 2010) and ending on the date hereof. Accordingly, each Noticed Party is deemed automatically to have consented to the Secured Party's proposal to accept the Collateral in full satisfaction and discharge of the Secured Debt Balance and all other obligations of Debtor to Secured Party, and has no further right to object, and Secured Party now owns all of Debtor's right, title and interest in and to the Collateral.

Avantra Biosciences Corporation
26 Braddock Park
Boston, Massachusetts 02116

By:



Name: R. Brian McKernan

Title: Chief Executive Officer

DEWEY & LEBOEUF LLP
Attn: Judy G.Z. Liu, Esq.
1301 Avenue of the Americas
New York, NY 10019
Attorneys for Avantra Biosciences

Corporation (Secured Party)

File a Notice:

09-22325 Decision Biomarkers Incorporated

Type: bk

Chapter: 7 v

Office: 1 (Boston)

Assets: y

Judge: wch

Case Flag: CredAdd, CounDue,
DebtEd, NTCAPR

United States Bankruptcy Court

District of Massachusetts

Notice of Electronic Filing

The following transaction was received from Christopher DeMayo entered on 2/18/2010 at 5:11 PM EST and filed on 2/18/2010

Case Name: Decision Biomarkers Incorporated

Case Number: 09-22325

Document Number: 34

Docket Text:

Notice /Notification of Acceptance of Collateral in Full Strict Foreclosure (Non-Consumer Transaction) (RE: [30] Notice) filed by Creditor Avantra Biosciences Corporation (DeMayo, Christopher)

The following document(s) are associated with this transaction:

Document description:Main Document

Original filename:H:\BSG\Decision Biomakers\Notice of Acceptance.pdf

Electronic document Stamp:

[STAMP bkecfStamp_ID=1021399670 [Date=2/18/2010] [FileNumber=12452307-0] [5b19da5db1525c1662867a637d5d6948edbcdb11213d7e22b8853b051bb2511ea1a5d8342f2b9fb807eef2b4f0e6ed15c7d238c779e05758f03b09ccf11e64dc]]

09-22325 Notice will be electronically mailed to:

Kathleen R. Cruickshank on behalf of Trustee Harold Murphy
bankruptcy@hanify.com, krc@hanify.com

Christopher DeMayo on behalf of Creditor Avantra Biosciences Corporation
cdemayo@dl.com

John Fitzgerald
USTPRegion01.BO.ECF@USDOJ.GOV

Donald R. Lassman on behalf of Debtor Decision Biomarkers Incorporated
don@lassmanlaw.com, attorneyclee@comcast.net

Harold B. Murphy
mxc@hanify.com, ma33@ecfbis.com

09-22325 Notice will not be electronically mailed to:

DEWEY & LEBOEUF LLP
1301 Avenue of the Americas
New York, New York 10019
Telephone: 212.259.8000
Facsimile: 212.259.6333

UNITED STATES BANKRUPTCY COURT
DISTRICT OF MASSACHUSETTS
(Eastern Division)

-----X
In re: : Chapter 7
DECISION BIOMARKERS INCORPORATED., : Case No. 09-22325 (WCH)
Debtor. :
-----X

AFFIDAVIT OF SERVICE

STATE OF NEW YORK)
) ss:
COUNTY OF NEW YORK)

Laura Saal, being duly sworn, deposes and says:

1. I am not a party to this action, am over 18 years of age and am employed by Dewey & LeBoeuf, L.L.P., 1301 Avenue of the Americas, New York, New York 10019.

2. On the 29th of January, 2010, I caused true copies of the following to be served upon the parties listed in the service list attached hereto as Exhibit A, at the addresses set forth therein via First Class U.S. Mail delivery:

- Notification of Proposal of Full Strict Foreclosure [Docket No. 30]

Laura Saal
Laura Saal

Sworn to before me the
5th day of February, 2010

Maria Havelka
Notary Public

MARIA HAVELKA
Notary Public, State of New York
No. 01HA4637976
Qualified in New York County
Commission Expires Aug. 31, 2010

Exhibit A

Decision Biomarkers Incorporated
C/O Donald R. Lassman, Esq.
Law Offices of Donald R. Lassman
P.O. Box 920385
Needham, MA 02492

Charles Popkin
131 Woodbine Cir.
Needham Heights, MA 02494-2140

Jean Montague
76 Walnut Pl.
Brookline, MA 02445-6750

Roger Dowd
20 Franconia Ave
Natick, MA 01760-2702

Rock Maple Ventures
711 5th Ave. 5th Fl.
New York, NY 10022-3111

Honorable William C. Hillman
United States Bankruptcy
District of Massachusetts
Eastern District
J.W. McCormack Post & Courthouse
5 Post Office Sq., 10th Fl, Suite 1000
Boston, MA 02109

Miscellaneous:

09-22325 Decision Biomarkers Incorporated

Type: bk

Chapter: 7 v

Office: 1 (Boston)

Assets: y

Judge: wch

Case Flag: CredAdd, CounDue,
DebtEd, NTCAPR

United States Bankruptcy Court

District of Massachusetts

Notice of Electronic Filing

The following transaction was received from Christopher DeMayo entered on 2/5/2010 at 4:22 PM EST and filed on 2/5/2010

Case Name: Decision Biomarkers Incorporated

Case Number: 09-22325

Document Number: 33

Docket Text:

Certificate of Service of *Laura Saal* (Re: [30] Notice) filed by Creditor Avantra Biosciences Corporation (DeMayo, Christopher)

The following document(s) are associated with this transaction:

Document description:Main Document

Original filename:H:\BSG\Decision Biomakers\AOS Foreclosure Notice.pdf

Electronic document Stamp:

[STAMP bkecfStamp_ID=1021399670 [Date=2/5/2010] [FileNumber=12373034-0]
] [8abb1ffe6a545c447c578e842214cb62c9279d9bd91cf4d0a18222bba0a72d8f3ff
1547240b508ad859d2605c23fea91d8d38ec346cc862b5492151c7cde1af9]]

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cdemayo@dl.com

John Fitzgerald
USTPRegion01.BO.ECF@USDOJ.GOV

Donald R. Lassman on behalf of Debtor Decision Biomarkers Incorporated
don@lassmanlaw.com

Harold B. Murphy
mxc@hanify.com, ma33@ecfbis.com

09-22325 Notice will not be electronically mailed to: