

## TRADEMARK ASSIGNMENT

Electronic Version v1.1  
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SUBMISSION TYPE:	NEW ASSIGNMENT		
NATURE OF CONVEYANCE:	NUNC PRO TUNC ASSIGNMENT		
EFFECTIVE DATE:	03/15/2011		
CONVEYING PARTY DATA			
	Name	Formerly	Entity Type
	VISION CARE HOLDINGS, LLC		LIMITED LIABILITY COMPANY: DELAWARE
RECEIVING PARTY DATA			
Name:	LASIK VISION INSTITUTE, LLC, THE		
Street Address:	2000 Palm Beach Lakes Blvd.		
City:	West Palm Beach		
State/Country:	FLORIDA		
Postal Code:	33409		
Entity Type:	LIMITED LIABILITY COMPANY: DELAWARE		
PROPERTY NUMBERS Total: 1			
	Property Type	Number	Word Mark
	Registration Number:	3349073	BETTER VISION. BETTER VALUE.
CORRESPONDENCE DATA			
Fax Number:	4078352072		
<i>Correspondence will be sent to the e-mail address first; if that is unsuccessful, it will be sent via US Mail.</i>			
Phone:	4078392195		
Email:	jbrown@rumberger.com		
Correspondent Name:	Joshua R. Brown		
Address Line 1:	Post Office Box 1873		
Address Line 4:	Orlando, FLORIDA 32802-1873		
ATTORNEY DOCKET NUMBER:	119295		
NAME OF SUBMITTER:	Joshua R. Brown		

OP \$40.00 3349073

Signature:	/Joshua R. Brown/
Date:	03/19/2013
Total Attachments: 4 source=Transfer pursuant to Reorganization#page1.tif source=Transfer pursuant to Reorganization#page2.tif source=Transfer pursuant to Reorganization#page3.tif source=Transfer pursuant to Reorganization#page4.tif	

**TRANSFER OF TRADEMARKS PURSUANT TO REORGANIZATION**

WHEREAS, Vision Care Holdings, LLC, a Delaware Limited Liability Company, whose principal place of business was located at 2000 Palm Beach Lakes Blvd., Suite 800, West Palm Beach, Florida 33409 (hereinafter referred to as “ASSIGNOR”) filed in 2010 a voluntary petition for relief under Chapter 11 of the United States Bankruptcy Code (hereinafter the “Reorganization”);

WHEREAS, ASSIGNOR, as the Debtor, subsequently proposed a First Amended Plan of Reorganization that was accepted by ASSIGNOR’s creditors and confirmed, as modified by later motion, by the United States Bankruptcy Court of the Southern District of Florida (hereinafter the “Plan”) (a copy of the Order Confirming (I) Debtor’s First Amended Plan of Reorganization and (II) Debtor’s Modification to First Amended Plan of Reorganization dated November 19, 2010 (hereinafter the “Confirmation Order”) is attached as Exhibit A);

WHEREAS, before 2010, ASSIGNOR adopted and was using various trademarks (hereinafter the “VCH Trademarks”), including but not limited to the trademark “Better Vision. Better Value.” (U.S. Registration No. 3,349,073) (hereinafter the “Better Vision Trademark”), and was the owner of all rights, titles and interests directly or by means of assignment in and to the VCH Trademarks, including but not limited to the Better Vision Trademark;

WHEREAS, The LASIK Vision Institute, LLC, a Delaware Limited Liability Company, whose principal place of business is located at 2000 Palm Beach Lakes Blvd., Suite 800, West Palm Beach, Florida 33409 (hereinafter referred to as “ASSIGNEE”), survived the bankruptcy as the Reorganized Debtor;

WHEREAS, pursuant to the Confirmation Order, “all legal or equitable interests of the Debtor in any and all real or personal property of any nature, together with any real estate,

buildings, structures, improvements, privileges, rights, easements, leases, subleases, licenses, goods, inventory, consigned inventory acquired by the Debtor pre-petition, materials, supplies, furniture, fixtures equipment, work in process, accounts, accounts receivable, chattel paper, cash, deposit accounts, reserves, deposits, contractual rights, intellectual property rights, and any other general intangibles, and the proceeds, product, offspring, rents or profits thereof; and (ii) any and all litigation claims, causes of action, demands, suits, actions at law or equity and other legal, beneficial and equitable rights, claims or interests that the Debtor has or may have against any Entity as of the Effective Date ... shall be conveyed to and ownership vest in The LASIK Vision Institute, LLC ("LVI") free and clear of all liens, claims, encumbrances and interests of any kind except as provided under the Plan" (Confirmation Order, ¶7);

WHEREAS, pursuant to the Confirmation Order, the Debtor and Reorganized Debtor were "authorized and empowered to execute and deliver any and all documents and take any and all action necessary to consummate the Plan" (Confirmation Order, ¶8);

WHEREAS, the Effective Date of the Plan was March 15, 2011;

WHEREAS, before the Reorganization, ASSIGNEE was a wholly owned operating subsidiary of ASSIGNOR; and as such, ASSIGNEE used the VCH Trademarks, including but not limited to the Better Vision Trademark, as a related company pursuant to 15 U.S.C. § 1055; and

WHEREAS, since the Reorganization, ASSIGNEE has continued to use the VCH Trademarks, including but not limited to the Better Vision Trademark, in the same manner on the same products and services and with the same customers.

THEREFORE, pursuant to the Confirmation Order, and for good and valuable considerations, the receipt of which is hereby acknowledged, ASSIGNOR, effective March 15,

2011, assigned, transferred, conveyed and granted to ASSIGNEE, its successors and assigns, any and all rights, titles and interests that ASSIGNOR had in and to the VCH Trademarks, including but not limited to the Better Vision Trademark, together with the goodwill of the VCH Trademarks, thereby including the right to bring or maintain suit at law and equity for past infringements of the VCH Trademarks and to retain for the benefit of ASSIGNEE all damages or settlements arising from said past infringements.

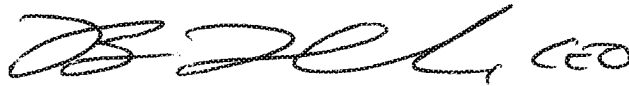
ASSIGNOR authorizes and requests the Director of the United States Patent and Trademark Office and the empowered official of any foreign trademark office to issue all future documents pertaining to the VCH Trademarks, including but not limited to the Better Vision Trademark, in the name of the ASSIGNEE, its successors and assigns, in accordance with this Assignment.

ASSIGNOR binds itself, as well as its successors, assigns and legal representatives, to execute and deliver to ASSIGNEE any further documents or instruments and do any and all further acts that may be necessary to vest in ASSIGNEE, its successors and assigns, the title herein conveyed, and to enable such title to be recorded in the United States Patent and Trademark Office and in the corresponding offices of countries foreign to the United States.

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SIGNED under seal this 11<sup>th</sup> day of March, 2013.

Vision Care Holdings, LLC



By: Ben L. Cook, President and Chief Executive Officer

The LASIK Vision Institute, LLC



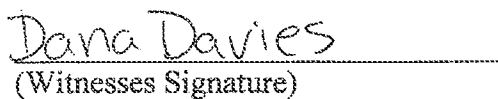
By: Ben L. Cook, Chief Executive Officer

Witnessed by: Erika Jackson



(Witnesses Signature)

Witnessed by: Dana Davies



(Witnesses Signature)