



**OCEAN TOMO™**  
INTELLECTUAL CAPITAL EQUITY®



**AMERICAN  
STOCK EXCHANGE®**  
Equities Options ETFs

**FOR IMMEDIATE RELEASE**

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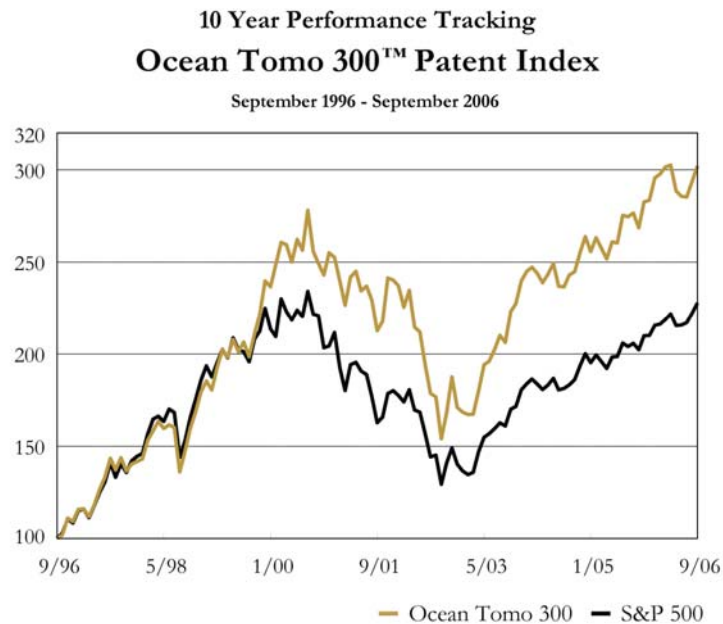
**OCEAN TOMO INTRODUCES FIRST EQUITY INDEX BASED ON VALUE OF  
INTELLECTUAL PROPERTY**

*Ocean Tomo 300™ Patent Index, Priced and Published In Real-Time by the American Stock Exchange®,  
Will Track a Diversified Portfolio of 300 Intellectual Property-Rich Global Companies*

*Index Will Focus Institutional and Retail Investors on Intellectual Property as a Distinct Asset Class*

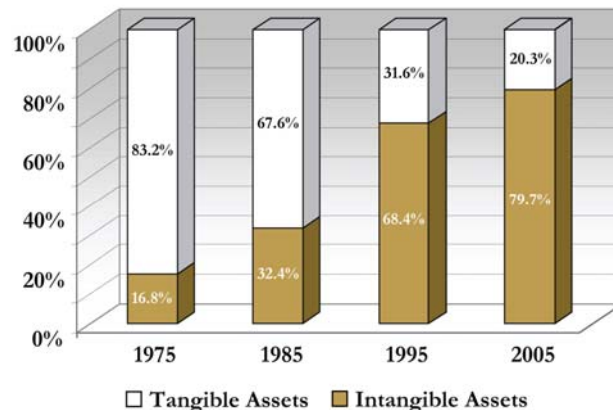
CHICAGO and NEW YORK, October 25, 2006 – Ocean Tomo, a leading provider of diversified intellectual property-related services, today announced the launch of the Ocean Tomo 300™ Patent Index (Amex: OTPAT), the first equity index based on the value of corporate intellectual property. The Index, which is priced and published by the American Stock Exchange® (Amex®), represents a diversified portfolio of 300 companies that own the most valuable patents relative to their book value. The Ocean Tomo 300™ Patent Index is the first major, broad-based market equity index to be launched in 35 years, and follows the progression from the Dow Jones Industrial Average in 1896, to the Standard & Poor's 500 in 1957 and then to the NASDAQ Composite Index in 1971.

“The creation of the Ocean Tomo 300™ Patent Index marks the first time equity markets can identify and value the role innovation plays in our economy,” said James E. Malackowski, President and CEO of Ocean Tomo. “It will be a valuable resource for fund analysts, financial advisors and investors, as the Ocean Tomo 300™ Patent Index would have outperformed the S&P 500 by an average of 300 basis points per annum between September 1996 and September 2006.”



“Today, nearly 80 percent of the average company’s value isn’t reported on its books. As the United States continues to shed its industrial past and shift to a knowledge-based economy, the ability to invest in the intellectual capital represented by the Index becomes even more relevant to equity markets,” Malackowski added.

Components of S&P 500 Market Value



Source: Ned Davis Research

Data: Ned Davis Research, Inc.

Cliff Weber, Senior Vice President, Amex<sup>®</sup> ETF Marketplace, said, “The American Stock Exchange<sup>®</sup> continues to develop innovative and powerful indices and products by working with partners like Ocean Tomo. The Ocean Tomo 300<sup>™</sup> Patent Index is a much-needed new benchmark that brings attention to the underlying role that intellectual property plays in creating equity market value.”

The Ocean Tomo 300<sup>™</sup> Patent Index was created by Keith Cardoza, a Managing Director of Ocean Tomo, as well as Chief Investment Officer of Ocean Tomo Asset Management. Most recently, Cardoza chaired the Boeing Company’s Investment Strategy and Asset Allocation Committee, where his team was responsible for more than \$60 billion in combined pension and 401(k) assets, and was previously a portfolio manager for the Illinois State Board of Investment pension fund.

“Intellectual property today is an inefficient market, and the Index leads to greater opportunities to unlock value for investors,” said Cardoza. “Diversified across all sectors, styles, and capitalizations, the Index presents a unique and powerful way for sophisticated investors to enhance their portfolio.”

The Index is designed to represent a group of companies that own high-quality patent portfolios. The Index selection methodology identifies six companies within each of 50 size and style groups, reflecting a broad spectrum of market capitalizations and investment styles, including value, relative value, blend, growth at a reasonable price (GARP) and growth by decile, that have the highest ratio of patent value to book value. The analytical engine used to evaluate the value of each company’s patent portfolio is Ocean Tomo’s

PatentRatings™ software, which calculates the relative attractiveness of the more than 4 million patents issued by the U.S. Patent and Trademark Office since 1983 and which is widely recognized by the intellectual property valuation industry.

The methodology developed by Ocean Tomo is a 100 percent rules-based, quantitative approach to selecting stocks from a universe of 1,000 companies. The Index constituent selection process utilizes multi-factor proprietary selection rules to identify those stocks that offer the greatest patent value opportunities while maintaining broad-based diversification. The Index annually reconstitutes after the close of business on the last business day of October.

Among the companies that will be included in the Ocean Tomo 300™ Patent Index as of November 1, 2006 are Accenture Ltd., AT&T Inc., BellSouth Corp., 3COM Corp., Eastman Kodak Co., Ford Motor Co., General Electric Co., Honeywell International Inc, IBM Corp., InterDigital Communications Corp., Kimberly Clark Corp., Motorola, Inc., Microsoft Corp., The Proctor & Gamble Co., Stryker Corp. and Time Warner Inc. The full list of companies in the Index and other materials are available at [www.OceanTomoIndexes.com](http://www.OceanTomoIndexes.com) and [www.amex.com](http://www.amex.com). The Ocean Tomo 300™ Patent Index is available at numerous media outlets including: Bloomberg website (^OTPAT), Bloomberg terminal (OTPAT <Index> <GO>), Reuter's website (OTPA.A), Reuters terminal (.OTPA), CNET (^OTPAT) and Yahoo! Finance (^OTPAT). The companies in the Ocean Tomo 300™ Patent Index were notified of their selection today.

The Ocean Tomo 300™ Patent Index is patent-pending and was created by and is a trademark of Ocean Tomo Capital, LLC. Ocean Tomo's PatentRatings™ software is protected by U.S. Patent Number 6,556,992.

### **Web Cast Presentation**

Ocean Tomo will webcast a presentation to discuss the Ocean Tomo 300™ Patent Index on Wednesday, October 25, at 10:30 a.m. Eastern Time that can be accessed by visiting <http://www.wsw.com/webcast/cc/ot>. A replay of the presentation will be available approximately two hours following the conclusion of the call.

### **About Ocean Tomo, LLC**

Established in 2003, Ocean Tomo, LLC ([www.oceantomo.com](http://www.oceantomo.com)) is a fully-integrated intellectual capital merchant bank that specializes in understanding and leveraging intellectual property assets. The company provides advice in IP-related mergers and acquisitions, valuations, expert services, analytics and IP auctions.

Headquartered in Chicago, Ocean Tomo also has offices in San Francisco, Palm Beach, Orange County and Washington, D.C. In May 2006, Ocean Tomo was appointed as Back-Up Intellectual Property Manager for an approximately \$1.8 billion trademark royalty rights securitization, the largest IP securitization ever. Subsidiaries of Ocean Tomo include: Ocean Tomo Capital Fund, LP, a \$200 million private equity investment fund; and Ocean Tomo Asset Management, LLC, an SEC-Registered Investment Advisor offering hedge funds utilizing IP-based investment strategies.

### **About the American Stock Exchange**

The American Stock Exchange® (Amex®) offers trading across a full range of equities, options and exchange traded funds (ETFs), including structured products and HOLDRS<sup>SM</sup>. In addition to its role as a national equities market, the Amex is the pioneer of the ETF, responsible for bringing the first domestic product to market in 1993. Leading the industry in ETF listings, the Amex lists 196 ETFs to date. The Amex is also one of the largest options exchanges in the U.S., trading options on broad-based and sector indexes as well as domestic and foreign stocks. For more information, please visit [www.amex.com](http://www.amex.com)

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