

07-01-1998

Docket No.:

001172.517



Tab settings

To the Honorable Commissioner of Patent and Trademark Office

100751435

3 original documents or copy thereof.

1. Name of conveying party(ies):

Duke Power Company

- Individual(s)
- General Partnership
- Corporation-State North Carolina
- Other
- Association
- Limited Partnership

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

3. Nature of conveyance:

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

Execution Date: June 17, 1997

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

Name: Duke Energy Corporation

Internal Address:

Street Address: 422 South Church Street

City: Charlotte State: NC ZIP: 28242

- Individual(s) citizenship
- Association
- General Partnership
- Limited Partnership
- Corporation-State North Carolina
- 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

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

A. Trademark Application No. (s)

75/280,575

Additional numbers

B. Trademark Registration No. (s)

2,156,818 1,780,619 1,448,419

Yes No

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

Name: Karl S. Sawyer, Jr.

Internal Address:

Kennedy Covington Lobdell & Hickman, LLP

Street Address: NationsBank Corporate Center

Suite 4200, 100 North Tryon Street

City: Charlotte, State: NC ZIP: 28202

6. Total number of applications and registrations involved: 4

7. Total fee (37 CFR 3.41) \$ 1115.00

- Enclosed
- Authorized to be charged to deposit account

8. Deposit account number:

6/29/1998 DNGUYEN 00000213 2156818

DO NOT USE THIS SPACE

1 FC:481 40.00 OP
2 FC:482 75.00 OP

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.

Karl S. Sawyer, Jr.

Name of Person Signing

Karl Sawyer
Signature

June 4, 1998
Date

Total number of pages including cover sheet, attachments, and TRADEMARK 3
REF: 1746 FRAMES 0768

ARTICLES OF AMENDMENT
OF
DUKE POWER COMPANY

0-0043506

FILED

12:10PM

JUN 17 1997

EFFECTIVE June 18, 1997 10:55 AM
ELAINE P. MARSHALL
SECRETARY OF STATE
NORTH CAROLINA

The undersigned corporation hereby submits these Articles of Amendment for the purpose of amending its Articles of Incorporation:

1. The name of the corporation is Duke Power Company.
2. The following amendment to the Articles of Incorporation of the corporation was adopted by the holders of its Common Stock on the 24th day of April, 1997, in the manner prescribed by law:

Article I was amended to read as follows:

The name of the Corporation is Duke Energy Corporation.

The first unnumbered paragraph of Article IV of the Articles of Incorporation was amended to read as follows:

The total number of authorized shares of this Corporation is 524,000,000 shares, divided into 12,500,000 shares of Preferred Stock of the par value of \$100 each (hereafter called Preferred Stock), 10,000,000 shares of Preferred Stock A of the par value of \$25 each (hereafter called Preferred Stock A), 1,500,000 shares of Preference Stock of the par value of \$100 each (hereafter called Preference Stock), and 500,000,000 shares of Common Stock without nominal or par value (hereafter called Common Stock).

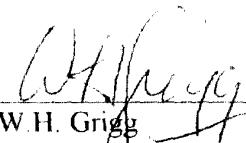
3. Only shares of Common Stock of the corporation were entitled to vote with respect to the amendment. The number of such shares of the corporation outstanding at the time of such adoption was 201,589,596; the number of votes entitled to be cast thereon was 201,589,596; and the number of votes indisputably represented at the meeting of shareholders was 169,677,882.

4. The number of votes cast for such amendment was 146,795,932, and the number of votes cast against such amendment was 1,784,873. The total number of undisputed votes cast for the amendment was sufficient for approval of the amendment.

5. These Articles of Amendment will become effective at 10:55 o'clock a.m. EDT on June 18, 1997.

This 17th day of June, 1997

DUKE POWER COMPANY

By: 
W.H. Grigg
Chairman and Chief Executive Officer

TRADEMARK

REEL: 1746 FRAME: 0769

STATE OF NORTH CAROLINA



Department of The
Secretary of State

To all whom these presents shall come, Greetings:

I, **ELAINE F. MARSHALL**, Secretary of State of the State of North Carolina, do hereby certify the following and hereto attached to be a true copy of

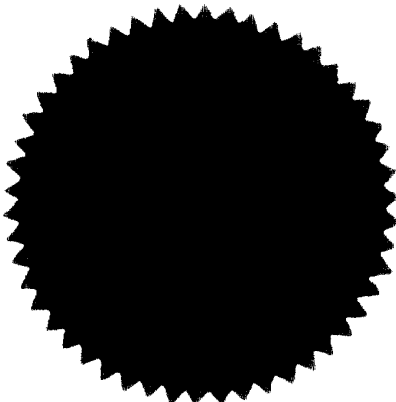
ARTICLES OF AMENDMENT

OF

DUKE POWER COMPANY WHICH CHANGED ITS NAME TO: DUKE ENERGY CORPORATION

the original of which is now on file and a matter of record in this office.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal at the City of Raleigh, this 2nd day of February, 1998.



Elaine F. Marshall

Secretary of State

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