

*MR*  
*8/17/98*

08-12-1998



ET

Docket No.:

.Y

ATR552

Tab settings

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To the Honorable Commissioner of Patents and Trademarks, attached original documents or copy thereof.

1. Name of conveying party(ies):

**Gentek Building Products, Inc.**

- Individual(s)
- General Partnership
- Corporation-State **Delaware**
- 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: **July 1, 1997**

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

Name: **H-R Window Supply, Inc.**

Internal Address: **Suite 1200W**

Street Address: **1341 Mockingbird Lane**

City: **Dallas** State: **TX** ZIP: **75247**

- Individual(s) citizenship
- Association
- General Partnership
- Limited Partnership
- Corporation-State **Texas**
- Other

If assignee is not domiciled in the United States, a domestic designation is  Yes  No  
(Designations must be a separate document from Additional name(s) & address(es)  Yes  No

4. Application number(s) or registration number

U.S. Patent & TMOs/TM Mail Rpt Dt #67

A. Trademark Application No.(s)

75/310,636  
75/314,283



07-27-1998

Trademark Registration No.(s)

Additional numbers  Yes  No

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

Name: **Barry Bumgardner**

Internal Address:

Street Address: **3700 Trammell Crow Center**

**2001 Ross Avenue**

City: **Dallas** State: **TX** ZIP: **75201**

6. Total number of applications and registrations involved:

2

7. Total fee (37 CFR 3.41): \$ **\$65.00**

- Enclosed
- Authorized to be charged to deposit account

8. Deposit account number:

22-0365

08/07/1998 JSHABAZZ 00000059 220365 75310636

DO NOT USE THIS SPACE

01 FC:481 40.00 CH  
02 FC:482 25.00 CH

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.

**Barry Bumgardner**

Name of Person Signing

Signature

July 22, 1998

Date

TRADEMARK

Total number of pages including cover sheet, attachments and

REF. 1788 FRA 0497

## ASSIGNMENT - TRADEMARKS

In consideration of One Dollar (\$1.00) and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged,

Gentek Building Products, Inc., a Delaware corporation with a place of business at 29325 Chagrin Boulevard, Cleveland, Ohio 44122-4613 (the "Assignor");

Hereby sells, assigns and transfers to H-R Window Supply, Inc. a Texas corporation with a place of business at 1341 Mockingbird Lane, Suite 1200W, Dallas, Texas, 75247, its successors and assigns (referred to collectively herein as the "Assignee");

the Assignor's entire right, title and interest in and to the trademarks, trademark registrations and applications for trademark registrations listed on Schedule I hereto, together with and including any and all goodwill associated with such marks, and including any and all claims for damages for past, present or future infringement of said trademarks, registrations or applications, and the right to sue for and collect the same for Assignee's own use or benefit; the same to be held and enjoyed by Assignee, for its own use and benefit and for the use and benefit of its successors, assigns or other legal representatives as full and entirely as the same would have been held and enjoyed by Assignor if this Assignment had not been made.

Assignor covenants that it has the full right to convey the entire interest assigned herein, covenants that it has not executed and will not execute any agreement in conflict herewith, and covenants and agrees that, at the request and expense of Assignee, its successors, assigns or legal representatives, Assignor will execute any and all powers of attorney, applications, assignments, declarations, affidavits and other documents, make all lawful oaths and take any other lawful actions reasonably required in order to vest title and perfect the aforesaid right, title and interest to the trademarks, registrations and applications in Assignee, its successors, assigns and legal representatives.

IN WITNESS WHEREOF, the following duly authorized representatives of Assignor have executed this Assignment as of July 1, 1997.

**Gentek Building Products, Inc.**

By: Donald R. Jones

Title: Chairman

Witness: John Hesk

And: [Signature]

Title: CHIEF FINANCIAL OFFICER

Witness: [Signature]

Schedule I

**U.S. Trademark Registrations**

- 1.) Trademark: **AARDVARK**  
Goods: Vinyl windows  
Country: United States  
Reg. No.: 1,956,834                      Reg. Date: 02-13-96  
Serial No.: 74/513,739                      Filing Date: 04-18-94
  
- 2.) Trademark: **APPLAUSE**  
Goods: Vinyl windows  
Country: United States  
Reg. No.: 1,925,477                      Reg. Date: 10-10-95  
Serial No.: 74/586,414                      Filing Date: 10-17-94
  
- 3.) Trademark: **TRIUMPH**  
Goods: Vinyl windows  
Country: United States  
Reg. No.: 1,925,476                      Reg. Date: 10-10-95  
Serial No.: 74/586,413                      Filing Date: 10-17-94

**Pending Applications for U.S. Trademark Registrations**

- 1.) Trademark: **AARDVARK - THE FIRST NAME IN VINYL WINDOWS**  
Goods: Vinyl windows  
Country: United States  
Serial No.: To Be Assigned                      Filing Date: 06-17-97
  
- 2.) Trademark: **TRADITIONS**  
Goods: Vinyl doors  
Country: United States  
Serial No.: To Be Assigned                      Filing Date: 06-24-97