

12-04-1998

To the Honorable Commissioner of

ed original documents or copy thereof.



100913964

1. Name of conveying party(ies):
Allagash Fluid Controls, Inc.
3333 North Torrey Pines Court, Suite 200
La Jolla, CA 92037

s of receiving party(ies)

Name: THMX Holdings, LLC

Internal Address:

3. Nature of conveyance:

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

Street Address: 4850 East Airport Dr.

City: Ontario State: CA ZIP: 91761

Execution Date: November 24, 1998

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

Trademark Application No(s). 74/649494

B. Trademark Registration No(s).

Additional numbers attached? Yes No

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

Name: Linda A. Heban

Internal Address: JONES, DAY, REAVIS & POGUE

Street Address: 77 W. Wacker

City: Chicago State: IL ZIP: 60601-1692

6. Total number of applications and registrations involved: /

7. Total fee (37 CFR 3.41) \$ 40.00

Enclosed

Authorized to be charged to deposit account.

8. Deposit account number:

10-1202

(Attach duplicate copy of this page if paying by deposit account)

DO NOT USE THIS SPACE

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.

LINDA HEBAN

Linda Heban

Nov 25, 1998

Name of Person Signing

Signature

Date

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Total number of pages including cover sheet, attachments, and document: 4

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE U.S POSTAL SERVICE AS FIRST CLASS MAIL IN AN ENVELOPE ADDRESSED TO: COMMISSIONER OF PATENTS AND TRADEMARKS, BOX ASSIGNMENTS, WASHINGTON, D.C. 20231

ON NOVEMBER 25, 1998

Melanie M. Williams

ASSIGNMENT OF TRADEMARK

WHEREAS, Allagash Fluid Controls, Inc., a Delaware corporation, located at 3333 North Torrey Pines Court, Suite 230, La Jolla, California 92037 ("Assignor"), has adopted, used, is using, and is the owner of the trademark THERMAL DYNAMICS, the goodwill symbolized by said mark, and the United States Application Serial No. 74/649,494 with respect to said mark (hereinafter referred to as the "Mark"); and

WHEREAS, THMX Holdings, LLC, a Delaware limited liability company, located at 4850 East Airport Drive, Ontario, California 91761 ("Assignee"), is desirous of acquiring all of the right, title and interest of Assignor in and to the Mark, the goodwill symbolized by the Mark, and the United States Application Serial Number 74/649,494.

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Assignor hereby sells, assigns, transfers and conveys to Assignee all right, title and interest in and to, and to the use of the Mark and United States Application Serial No. 74/649,494 for the Mark, and the right to recover for past acts of infringement, free and clear of all liens and encumbrances.

The United States Patent and Trademark Office is hereby authorized to deliver to Assignee, its attorneys, agents, successors or assigns, all official documents and communications as may be warranted by this agreement.

Allagash Fluid Controls, Inc.

Date: 11/24/98

By: *Allen M. Hodges*
Name: *Allen M. Hodges*
Title: *Vice President Administration*