

JAN 29



To the Honorable Commissioner of Patents and Trademarks

Documents or copy thereof.

100953526

1. Name of conveying party(ies):

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

Progress Lighting Inc.

Progress Lighting Properties, Inc.
3221 W. Big Beaver Road, Suite 200
Troy, Michigan 48084-2811

- Individual(s)
- General Partnership
- Corporation-Delaware
- Other
- Association
- Limited Partnership

- Individual(s) citizenship: _____
- Association: _____
- General Partnership: _____
- Limited Partnership: _____
- Corporation: Michigan
- Other: _____

Additional name(s) of conveying party(ies) attached Yes No

If assignee is not domiciled in the United States, a domestic representative designation is attached Yes No
(Designation must be a separate document from Assignment)
Additional name(s) & addresses attached? Yes No

3. Nature of Conveyance: 1-29-99

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

Execution Date: December 7, 1998

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

B. Trademark Reg. No.(s): **SEE SCHEDULES A AND B**

A. Trademark Application No.(s):

Additional numbers attached Yes No

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

6. Total number of applications and registrations involved: 19

Harriet E. Perkins, Esq.
Seidel, Gonda, Lavorgna & Monaco, P.C.
Suite 1800 Two Penn Center Plaza
Philadelphia, PA 19102

7. Total fee (37 CFR 3.41) \$490.00

- Enclosed
- Authorized to be charged to deposit account

Attorney Docket No. 920-248

8. Deposit Account Number: 19-1135

490E

DO NOT USE THIS SPACE

9. 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.

HARRIET E. PERKINS

22 January 1999

Name of Person Signing

Signature

Date

Total number of pages including cover sheet, attachments and document: 7

OMB No. 0651-0011 (exp. 4/94)

Do not detach this portion

Mail documents to be recorded with required cover sheet information to:

Commissioner of Patents and Trademarks
Box Assignments
Washington, D.C. 20231

2/01/1999 JMWK:INS 0000004 191135

40.00 CH
450.00 CH

FC:401
FC:402

TRADE MARK
REEL: 1846 FRAME: 0868

SCHEDULE A

UNITED STATES TRADEMARKS AND REGISTRATIONS

<u>Mark</u>	<u>Registration No.</u>	<u>Registration Date</u>
TOWN AND COUNTRY	826,378	March 28, 1967
TOWN AND COUNTRY & Design	839,065	November 21, 1967
PROGRESS	908,467	February 23, 1971
TRAK-1	1,148,756	March 24, 1981
THERMA-GARD	1,263,496	January 10, 1984
LCA	1,402,009	July 22, 1986
PROGRESS & Design	1,458,228	September 22, 1987
BRAVO & Design	1,489,229	May 24, 1988
ESSENCE	1,850,280	August 16, 1994
HIDE-A-LITE	1,706,531	August 11, 1992
HARD-NOX	1,812,856	December 21, 1993
BRIGHT-WHITE	1,806,878	November 23, 1993
PROGRESS LIGHTING & Design	1,990,374	July 30, 1996
BRASS GUARD	2,044,258	March 11, 1997
THE PRESCOTT COLLECTION	2,047,062	March 25, 1997
VIANNE LANTERN	2,002,728	September 24, 1996

SCHEDULE A - continued

**UNREGISTERED MARKS IN USE AS OF MARCH 26, 1997
(excluding the applications for federal registration)**

**ALPHA TRAK
TRIM LOK
ATHENA COLLECTION**

SCHEDULE B (federal registrations issued after March 26, 1997)

<u>MARK</u>	<u>REGISTRATION NO.</u>	<u>REGISTERED</u>
ALPHA TRAK	2,165,029	June 16, 1998
TRIM LOK	2,161,318	June 2, 1998
ATHENA COLLECTION	2,170,170	June 30, 1998

**NUNC PRO TUNC ASSIGNMENT
OF UNITED STATES TRADEMARKS**

WHEREAS, Progress Lighting Inc., a Delaware corporation, with a place of business located at 101 Corporate Drive, Suite L, Spartanburg, South Carolina 29303 (hereafter "ASSIGNOR"), had adopted, used and was the owner of trademarks, including but not limited to, those trademarks which are registered in the United States Trademark Office as set forth on the attached Schedule A, or which had pending applications for registration in the United States Trademark Office as set forth on the attached Schedule B (hereafter the "Marks");

WHEREAS, Progress Lighting Properties, Inc. a Michigan corporation, with a place of business at 3221 W. Big Beaver Road, Suite 200, Troy, Michigan 48084-2811 (hereinafter "ASSIGNEE") did acquire as of March 26, 1997 all right, title and interest in and to the Marks, including any choses in action relating to said Marks, together with the goodwill of the business symbolized by the Marks; and

WHEREAS, it is desired that the Assignment of the Marks, Nunc Pro Tunc, be made of record in the U.S. Patent and Trademark Office.

NOW, THEREFORE, intending to be legally bound hereby, ASSIGNOR acknowledges that it did on March 26, 1997, sell, assign, transfer and convey unto ASSIGNEE all of its rights, title and interest in and to the Marks, including any choses in action relating to the Marks, claims for damages, profits and costs, both in equity and law, for any infringement or infringements of the Marks accruing on or before March 26, 1997, together with the goodwill of the business symbolized by the Marks, and further,

ASSIGNOR hereby covenants, agrees and undertakes to execute whenever requested by ASSIGNEE all applications, assignments, lawful oaths and any other papers which ASSIGNEE may deem necessary or desirable for securing to ASSIGNEE or for maintaining for ASSIGNEE all the Marks hereby acknowledged to have been assigned and the choses in action therefor, all without further compensation to ASSIGNOR.

PROGRESS LIGHTING INC.

BY: Walter A. Gragg, Jr.
Name: WALTER A. GRAGG, JR.
Title: Vice President, Finance

STATE OF SOUTH CAROLINA :
COUNTY OF Spartanburg : ss.

BEFORE ME, the undersigned authority, on this 13 day of Jan, 1999, personally appeared Walter A. Gragg, Jr., personally known to me (or proven to me on the basis of satisfactory evidence) to be the person who executed the foregoing instrument, who being duly sworn, did say that he was Vice President of Finance of Progress Lighting Inc., the corporation therein named as the Assignor, and that he had the authority to sign said instrument on behalf of the corporation; and he acknowledged to me that the instrument was the free deed and act of said corporation for the purposes set forth therein and intending that this instrument be recorded.

Debra W. Meabee
NOTARY PUBLIC

My Commission Expires: 4-30-2008

Debra W. Meabee
Printed or stamped name of notary

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