

02-08-1999

HEET

Docket No.:

ILY

HTV-60-2000



100963416

Tab settings

To the Honorable Commissioner of

the attached original documents or copy thereof.

1. Name of conveying party(ies): Metaullics Systems co, ALI:PE
 777 FEB -4 11 9:53
 MFP 2-4-99

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

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

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

Name: Zook Enterprises, L.L.C.
 Internal Address: _____
 Street Address: 16809 Park Circle Drive
 City: Chagrin Falls State: OH ZIP: 44022

Individual(s) citizenship _____
 Association _____
 General Partnership _____
 Limited Partnership _____
 Corporation-State _____
 Other Delaware Limited Liability Company

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

3. Nature of conveyance: 22

Assignment Merger
 Security Agreement Change of Name
 Other _____

Execution Date: 01/11/99

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

A. Trademark Application No.(s)
974,573 TM

Additional numbers Yes No

B. Trademark Registration No.(s)

Additional numbers Yes No

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

Name: Patrick Daugherty
 Internal Address: _____

 Street Address: Old Village Hall
8383 Mentor Ave., Suite 201
 City: Mentor State: OH ZIP: 44060

6. Total number of applications and registrations involved:..... 1

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

Enclosed
 Authorized to be charged to deposit account

8. Deposit account number: 08-2575
 Please debit account for any underage and credit any overage.

DO NOT USE THIS SPACE

40E

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.

Patrick Daugherty, Esq. [Signature] Jan 29, 1999
 Name of Person Signing Signature Date

Total number of pages including cover sheet, attachments, and

5

TRADEMARK

TRADEMARK ASSIGNMENT

For One Dollar (\$1.00) and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, **METALLICS SYSTEMS CO. L.P.**, a Delaware limited partnership, ("Assignor"), hereby sells, assigns and transfers to **ZOOK ENTERPRISES, L.L.C.**, a Delaware limited liability company, having a principal place of business at 16809 Park Circle Drive, Chagrin Falls, Ohio 44022 ("Assignee") its successors, assigns or other legal representatives, the entire right to, title and interest of Assignor in and to the trademark "FALLS" and trademark registration listed on Exhibit A, attached hereto, together with the right to file further applications in any country for the trademark and to receive registrations therefor and the goodwill of the business symbolized or represented by such trademark and registration thereof.

Assignor and Assignee shall sign all other documents which may be necessary or useful to give effect to the foregoing or to establish that Assignor does not have any other right, title, and interest in and to the trademark.

Assignor further assigns to Assignee, its successors, assigns or other legal representatives, any and all claims for damages by reason of past and continuing infringement of such trademark and registration, and the right to sue for and collect the same for its own use and benefit and that of its successors, assigns or other legal representatives to the full end of the term for which said trademark is granted, as fully and entirely as the same would have been held and enjoyed by Assignor if this assignment had not been made.

This Assignment is governed by, and interpreted and enforced in accordance with, the laws of the State of Ohio.

IN WITNESS WHEREOF, Assignor has executed this trademark



**SCHEDULE A
TRADEMARK ASSIGNMENT**

U.S. TRADEMARK

**"FALLS"
U.S. TM Registration No. 974,573**

Registration Date: December 11, 1973