

02-25-1999

02/22/99 02/22/99



To the Honorable Commissioner of Patents

original documents or copy thereof.

100972564

1. Name of conveying party(ies)
Southwest Foam Molding, Inc.
Additional name(s) of conveying party(ies) attached? ___ Yes X No

Name: Thermo-Serv, Inc.
Street Address: 3901 Pipestone Road
City Dallas State Texas Zip 75212
Additional name(s) & address(es) attached? ___ Yes X No

3. Nature of Conveyance:
___ Assignment X Merger
___ Security Agreement ___ Change of Name
___ Other _____
Execution Date: 2/2/89

4. Application number(s) or patent number(s):
If this document is being filed together with a new application, the execution date of the application is _____
A. Trademark Application No.(s)
72/053,198
Additional numbers attached? ___ Yes X No

B. Trademark No.(s)
676,528

5. Name and address of party to whom correspondence concerning document should be mailed:
Name: Gregory M. Howison
THOMPSON & HOWISON, L.L.P.
Street Address: P.O. Box 741715
City Dallas State TX Zip 75374-1715

6. Total number of applications and trademarks involved: 1
7. Total fee (37 CFR 3.41): \$ 40.00
X Enclosed
___ Authorized to be charged to deposit account
8. Deposit Account Number: 20-0780/THER-24,510
(Attach duplicate copy of this page if paying by deposit account)

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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.
Gregory M. Howison
Name of Person Signing

Signature
2/17/99
Date

Total number of pages including cover sheets, attachments and document _____

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

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TRADEMARK
REEL: 1860 FRAME: 0925

ARTICLES OF MERGER
OF
THERMO-SERV, INC.
AND
SOUTHWEST FOAM MOLDING, INC.

Pursuant to the provisions of the Texas Business Corporation Act and the Minnesota Business Corporation Act, the undersigned corporations, one of which is a Texas corporation and one of which is a Minnesota corporation, do hereby adopt the following Articles of Merger for the purposes of merging them into one of such corporations.

ARTICLE I

The following Plan of Merger was approved by the shareholders of the undersigned Texas corporation on February 2, 1989, in the manner prescribed by the Texas Business Corporation Act, and by the undersigned Minnesota corporation on February 2, 1989, in the manner prescribed by the Minnesota Business Corporation Act.

PLAN OF MERGER

- 1. The names of the corporations on whose behalf these Articles of Merger are filed and the states under the laws of which they are respectively organized are:

<u>Name of Corporation</u>	<u>State</u>
Southwest Foam Molding, Inc.	Texas
Thermo-Serv, Inc.	Minnesota

- 2. The corporation laws of the States of Texas and Minnesota permit such merger.
- 3. Thermo-Serv, Inc., a Minnesota corporation (the "Merged Corporation"), shall be merged with and into Southwest Foam Molding, Inc., a Texas corporation (the "Surviving Corporation"), to exist and be governed by the laws of the State of Texas.
- 4. When this Plan shall become effective, the separate existence of the Merged Corporation shall cease, and the Surviving Corporation shall succeed without other transfer to all the rights and property of the Merged Corporation and shall be subject to all the debts and liabilities of the Merged Corporation in the same manner as if the Surviving Corporation had itself incurred them.

5. The Surviving Corporation will carry on business with both its own assets and the assets of the Merged Corporation.
6. The shareholders of the Merged Corporation will surrender all of their shares to the Surviving Corporation, and such Surviving Corporation will cause such shares to be cancelled. Ten Thousand (10,000) shares of the Surviving Corporation will be issued in exchange for the surrendered shares of the Merged Corporation. The Merged Corporation currently is the sole shareholder of the Surviving Corporation. As the separate existence of the respective corporations will terminate upon effectiveness of the within merger, the shares of the Surviving Corporation owned by the Merged Corporation shall be deemed cancelled upon effectiveness of the within merger.
7. Effective as of the date of this merger, the following persons shall be elected as director or officer of the Surviving Corporation in the capacities designated below until their respective successors are duly elected and qualified:

F. Folsom Bell	-	Director/Chief Executive Officer/Vice President
W. Tack Thomas	-	Director
Ronald B. Miller	-	Director/President
Richard Manke	-	Vice President/Chief Financial Officer/Assistant Secretary
Richard Parke	-	Vice President of Sales and Marketing
Elana J.W. Newsome	-	Secretary
8. The Articles of Incorporation and Bylaws of the Surviving Corporation shall be amended and restated in their entirety immediately following the effective date of this merger.
9. The effective date of this merger shall be the date on which both the Secretary of State of Texas and the Secretary of State of Minnesota shall have issued a Certificate of Merger.

ARTICLE II

As to each of the undersigned corporations, the number of shares outstanding, all of which are designated as common stock and entitled to vote on such Plan of Merger, are as follows:

<u>NAME OF CORPORATION</u>	<u>NUMBER OF SHARES OUTSTANDING AND ENTITLED TO VOTE</u>
Southwest Foam Molding, Inc.	10,000
Thermo-Serv, Inc.	117,318

ARTICLE III

As to each of the undersigned corporations, the holders of all shares outstanding and entitled to vote have signed a consent in writing approving said Plan of Merger pursuant to Article 5.07 of the Texas Business Corporation Act and Chapter 302A of the Minnesota Business Corporation Act.

DATED: February 2, 1989

SOUTHWEST FOAM MOLDING, INC.,
a Texas corporation

By: Folsom Bell
F. Folsom Bell,
Chief Executive Officer

THERMO-SERV, INC.,
a Minnesota corporation

By: Folsom Bell
F. Folsom Bell,
Chief Executive Officer

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