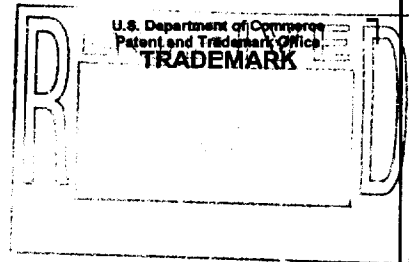


07-29-1999



101105560

RECORDATION FORM COVER SHEET  
TRADEMARKS ONLY



7.27.99

TO: The Commissioner of Patents and Trademarks: Please record the attached original document(s) or copy(ies).

Submission Type

New

Resubmission (Non-Recordation)  
Document ID #

Correction of PTO Error  
Reel #  Frame #

Corrective Document  
Reel #  Frame #

Conveyance Type

Assignment  License

Security Agreement  Nunc Pro Tunc Assignment

Merger  
Effective Date  
Month Day Year

Change of Name

Other

Conveying Party

Mark if additional names of conveying parties attached

Name  Execution Date  
Month Day Year

Formerly

Individual  General Partnership  Limited Partnership  Corporation  Association

Other

Citizenship/State of Incorporation/Organization

Receiving Party

Mark if additional names of conveying parties attached

Name

DBA/AKA/TA

Composed of

Address (line 1)

Address (line 2)

Address (line 3)     
City State/Country Zip Code

Individual  General Partnership  Limited Partnership  Corporation  Association

Other

Citizenship/State of Incorporation/Organization

If document to be recorded is an assignment and the receiving party is not domiciled in the United States, an appointment of a domestic representative should be attached. (Designation must be a separate document from Assignment.)

07/29/1999 DNGUYEN 00000082 1900498

FOR OFFICE USE ONLY

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

Public burden reporting for this collection of information is estimated to average approximately 30 minutes per Cover Sheet to be recorded, including time for reviewing the document and gathering the data needed to complete the Cover Sheet. Send comments regarding this burden estimate to the U.S. Patent and Trademark Office, Chief Information Officer, Washington, D.C. 20231 and to the Office of Information and Regulatory Affairs, Office of Management and Budget, Paperwork Reduction Project (0651-0027), Washington, D.C. 20503. See OMB Information Collection Budget Package 0651-0027, Patent and Trademark Assignment Practice. DO NOT SEND REQUESTS TO RECORD ASSIGNMENT DOCUMENTS TO THIS ADDRESS.

Mail documents to be recorded with required cover sheet(s) information to:  
Commissioner of Patents and Trademarks, Box Assignments, Washington, D.C. 20231

**Domestic Representative Name and Address**

Enter for the first Receiving Party only.

Name

Address (line 1)

Address (line 2)

Address (line 3)

Address (line 4)

**Correspondent Name and Address**

Area Code and Telephone Number

(214) 969-1542

Name

Dwain K. Rogers, Jr.

Address (line 1)

Thompson & Knight, P.C.

Address (line 2)

1700 Pacific Avenue, Suite 3300

Address (line 3)

Dallas, Texas 75201

Address (line 4)

**Pages**

Enter the total number of pages of the attached conveyance document including any attachments.

#

1

**Trademark Application Number(s) or Registration Number(s)**

Mark if additional numbers attached

Enter either the Trademark Application Number or the Registration Number (DO NOT ENTER BOTH numbers for the same property).

Trademark Application Number(s)

Registration Number(s)

75384619

1900498

**Number of Properties**

Enter the total number of properties involved.

#

2

**Fee Amount**

Fee Amount for Properties Listed (37 CFR 3:41):

\$

65.00

Method of Payment:

Enclosed

Deposit Account

Deposit Account

(Enter for payment by deposit account or if additional fees can be charged to the account.)

Deposit Account Number:

#

20-0821

Authorization to charge additional fees:

Yes

No

**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. Charges to deposit account are authorized, as indicated herein.

DWAIN K. ROGERS, JR.

Name of Person Signing

*Dwain K. Rogers, Jr.*

Signature

7/27/99

Date Signed

# INTELLECTUAL PROPERTY ASSIGNMENT AGREEMENT

This Intellectual Property Assignment Agreement (this "Agreement"), executed on June 29, 1999 in Las Vegas, Nevada but effective as of 11:59 p.m. on June 30, 1999 (the "Effective Date"), is made by and between EWC GP Corp., a Delaware corporation ("Assignor"), and Encore Wire Limited, a Texas limited partnership ("Assignee").

## WITNESSETH:

WHEREAS, Assignor is the owner of an undivided one percent (1%) interest in and to the trademarks listed on Exhibit A to this Agreement in connection with the goods listed thereon (the "Marks");

WHEREAS, Assignor is the owner of an undivided one percent (1%) interest in and to certain trade secrets, know-how, and confidential and proprietary information that relate to Assignor's business (the "Information"); and

WHEREAS, Assignor has agreed to assign and Assignee has agreed to acquire all of Assignor's right, title and interest in and to the Information and the Marks, both registered and common law, the goodwill of the business symbolized thereby, and the right to recover damages and profits for past infringement thereof.


NOW, THEREFORE, in consideration of the premises and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the parties agree as follows:

1. Assignor hereby assigns, transfers and conveys unto Assignee all of Assignor's right, title and interest in and to the Information and the Marks, both registered and common law, the goodwill of the business symbolized thereby, and the right to recover damages and profits for past infringement thereof.

2. This Agreement shall be governed by and construed in accordance with the laws of the United States of America and of the State of Texas.

IN WITNESS WHEREOF, the parties have caused their duly authorized representatives to execute this Assignment on the date first above written but effective as of the Effective Date.

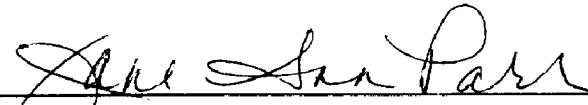
**[SIGNATURE PAGES FOLLOW]**

By:   
Name: Scott D. Weaver  
Title: Vice President

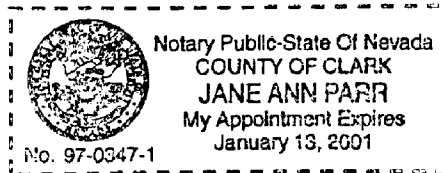
STATE OF NEVADA       §  
                                  §  
COUNTY OF CLARK     §

On this day, before me, the undersigned, a Notary Public, duly commissioned, qualified and acting, the within named Scott D. Weaver, who stated that he was the Vice President of EWC GP Corp., a Delaware corporation, and was duly authorized in his capacity to execute the foregoing instrument for and in the name and behalf of said corporation, and further stated that and acknowledged that he had so signed, executed and delivered said foregoing instrument for consideration, uses and purposes therein mentioned and set forth.

IN TESTIMONY WHEREOF, I have hereunto set my hand and official seal on this 29th day of June, 1999.

  
Notary Public

My Commission Expires:  
Jan. 13, 2001



ENCORE WIRE LIMITED

By: EWC GP CORP.  
its General Partner

By: *[Signature]*  
Name: Scott D. Weaver  
Title: Vice President

STATE OF NEVADA §  
  §  
COUNTY OF CLARK §

On this day, before me, the undersigned, a Notary Public, duly commissioned, qualified and acting, the within named Scott D. Weaver, who stated that he was the Vice President of EWC GP Corp., a Delaware corporation, and was duly authorized in his capacity to execute the foregoing instrument for and in the name and behalf of said corporation, and further stated that and acknowledged that he had so signed, executed and delivered said foregoing instrument for consideration, uses and purposes therein mentioned and set forth.

IN TESTIMONY WHEREOF, I have hereunto set my hand and official seal on this 29th day of June, 1999.

*Jane Ann Parr*  
Notary Public

My Commission Expires:  
Jan. 13, 2001

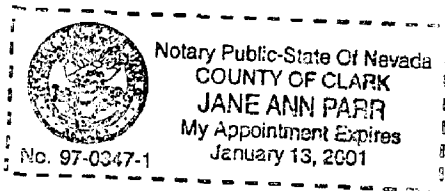


EXHIBIT A TO  
INTELLECTUAL PROPERTY ASSIGNMENT AGREEMENT

UNITED STATES TRADEMARKS


MARK (INT'L CLASS)	GOODS	SERIAL/REG. NUMBER	FILE DATE
ENCORE WIRE	Electrical building wire and cable	N/A [common law]	N/A [common law]
ENCORE WIRE LOGO	Electrical building wire and cable	1,900,498	May 31, 1994
HANDY MAN'S CHOICE	Electrical building wire	75/384,619	November 4, 1997

CERTIFICATE OF EXPRESS MAIL

Express Mail Label Number: EL163254525US

Date of Deposit: July 27, 1999

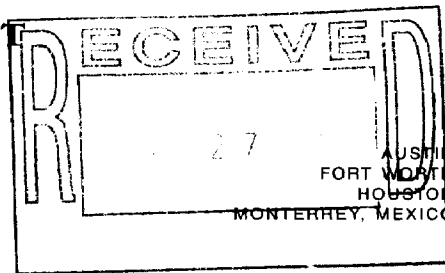
I hereby certify the foregoing documents are being deposited with the United States Postal Service as Express Mail, Post Office to Addressee, postage prepaid, in an envelope addressed to the Assistant Commissioner for Trademarks, Box ASSIGNMENT, 2900 Crystal Drive, Arlington, Virginia 22202-3513, on this the 27th day of July, 1999.

  
\_\_\_\_\_  
John Harvey

# THOMPSON & KNIGHT

A PROFESSIONAL CORPORATION  
ATTORNEYS AND COUNSELORS

1700 PACIFIC AVENUE • SUITE 3300  
DALLAS, TEXAS 75201-4693  
(214) 969 1700  
FAX (214) 969-1751



DIRECT DIAL:

(214) 969-1542  
E-mail: rogersd@tklaw.com

July 27, 1999

**VIA EXPRESS MAIL NO. EL163254525US**

**EL163254525US**

Commissioner of Patents and Trademarks  
BOX ASSIGNMENTS  
Washington, D.C. 20231

**Re: Trademark Recordation Cover Sheet for:**

**Trademark/Service Mark Assignment Agreement from EWC GP Corp. (a Delaware corporation) to Encore Wire Limited (a Texas Limited Partnership) for the marks:**

**Mark: ENCORE WIRE LOGO**  
**Reg. No.: 1,900,498**  
**Mark: HANDY MAN'S CHOICE**  
**Serial No.: 75/384,619**

Dear Sir:

Enclosed please find the recordation cover sheet referenced above, along with a check for the appropriate fees. Please note that this is for Trademarks/Service Marks only.

If there is any discrepancy between the required fees and the amount enclosed, please withdraw any deficiency from Deposit Account No. 20-0821 of Thompson & Knight, P.C.

Please acknowledge receipt of the enclosed material by date stamping and returning the enclosed pre-paid self-addressed postcard.

Please direct all correspondence and telephone communications regarding this matter to the undersigned at (214) 969-1542.

Very truly yours,

A handwritten signature in black ink, appearing to read "D. K. Rogers, Jr." with a stylized flourish at the end.

Dwain K. Rogers, Jr.

cc: Jack Little  
Tom Keltner

DKR:jhr  
Enclosures

23944 08686 Dallas 1029387.1

RECORDED: 07/27/1999

TRADEMARK  
REEL: 001935 FRAME: 0872