

08-18-1999

U.S. DEPARTMENT OF COMMERCE
Patent and Trademark Office

8-16-99



To the Honorable Commissioner of Patents

101122901

Original documents or copy thereof.

1. Name of conveying party(ies):

CBS Corporation (formerly known as Westinghouse Electric Corporation)

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

Additional name(s) of conveying party attached? Yes ☒ No

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

Name: Westinghouse Electric Company LLC
Address: Law Department - IPS
P.O. Box 355
Pittsburgh, PA 15230-0355
Street Address: 4350 Northern Pike
Monroeville, PA 15146-3866

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

If assignee is not domiciled in the United States, a domestic representative designation is attached: Yes ☒ No

(Designations must be a separate document from Assignment)

(ies Additional names & address(es) attached Yes ☒ No

3. Nature of conveyance:

☒ Assignment Merger
Security Change of Name
Other

Execution Date: 3/22/99

4. Application number(s) or registration number(s): - SEE ATTACHED SCHEDULE -

A. Trademark Application No.(s)

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: Patricia Leshnock
Address: Westinghouse Electric Company LLC
Law Department - IPS
P.O. Box 355
Pittsburgh, PA 15222

6. Total number of applications and registrations involved:

20

☒ Total fee (37 CFR 3.41)..... \$ 515.00
Enclosed

☒ Authorized to be charged to deposit account above fee and any additional fees

8. Deposit account number: 50-0947
(Attach duplicate copy of this page if paying by deposit account)

08/17/1999 DC0ATES 00000087 500947 1540195

01 FC:481 40.00 CH
02 FC:482 475.00 CH

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.

Patricia Leshnock
Name of Person Signing

Patricia Leshnock
Signature

8/13/99
Date

Total number of pages including cover sheet, attachments, and document: 1

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

8/13/99

EJ116764366US

TRADEMARK
REEL: 001944 FRAME: 0226

PATRICIA LESHNOCK
Patricia Leshnock

SCHEDULE A

U.S. TRADEMARK REGISTRATIONS

<u>W.E. Case</u>	<u>Mark</u>	<u>Registration No.</u>
54,148	ARTICU-CLAMP	1,540,195
56,710	GRAFTER	1,707,842
57,232	ANSER	1,810,184
57,232	ANSER	1,906,358
57,409	DISKE	1,787,184
57,410	DISCOVERY BY KNOWLEDGE EXTRACTION	1,789,755
57,965	DTR	1,933,607
57,978	WESDYNE	1,875,855
57,978	WESDYNE & DESIGN	1,878,285
58,154	WESSTRIP	1,897,923
58,397	GATEWAY UTILITY GROUP	1,991,724
58,631	RAPID EIDMS	1,951,127
58,673	TRACKWORKS & DESIGN	2,070,374
58,965	Q-GUARD	2,171,731

WELCO

SCHEDULE A

U.S. TRADEMARK APPLICATIONS

<u>W.E. Case</u>	<u>Mark</u>	<u>Application No.</u>
58,970	BELOCA	75/146501
TM002	BELOCA	75/585819
58,966	WILCO	75/131008
58,978	COREXPRT	75/199854
59,001	DART	75/445631
TM001	STATEPOINTPLUS	75/532394

WELCO

WELCO

ASSIGNMENT OF UNITED STATES TRADEMARKS

WHEREAS, CBS CORPORATION, formerly known as WESTINGHOUSE ELECTRIC CORPORATION, a Pennsylvania corporation having its principal offices in New York, New York ("ASSIGNOR") and WGNH Acquisition, LLC, a Delaware limited liability company ("WGNH"), have entered into an Asset Purchase Agreement, dated as of June 25, 1998 (the "Agreement"), pertaining to the sale by ASSIGNOR of certain of its assets (the "Acquired Assets" as defined in the Agreement) relating to the Energy Systems Business to WGNH; and

WHEREAS, WGNH, by that certain ESBU Assignment and Assumption Agreement between WGNH and Westinghouse Electric Company LLC, a Delaware limited liability company having its principal offices in Pittsburgh, Pennsylvania ("WELCO"), of even date herewith, desires the U.S. trademarks, service marks, trade names, slogans, corporate names, and corporate nick names or initialisms, whether registered, subject of a pending application for registration, or unregistered, within the Acquired Assets (the "U.S. Trademarks") to be directly assigned from ASSIGNOR to WELCO.

NOW, THEREFORE, pursuant to the Agreement, ASSIGNOR hereby distributes, assigns and transfers to WELCO, its successors and assigns, its entire right, title and interest in and to the U.S. Trademarks, including the trademark registrations and trademark applications, service mark registrations and service mark applications as identified in Schedule A attached hereto, together with the goodwill of the business in which the U.S. Trademarks are used, along with any and all rights of enforcement with respect thereto, including all rights to sue or recover for the past infringement thereof.

This Assignment shall not operate to assign, sell, transfer or deliver any Acquired Assets or any claim, right or benefit arising thereunder or resulting therefrom if such assignment, sale, transfer or delivery thereof, without the consent of a third party (where such consent has not been previously obtained), would constitute a breach or default thereof or a violation of applicable law.

The respective rights of ASSIGNOR, on the one hand, and WELCO, on the other hand, with respect to the Acquired Assets sold, conveyed, transferred, assigned and delivered hereby shall be governed by the Agreement.

Nothing in this Assignment shall be construed to be a modification of, or limitation on, any provision of the Agreement, including the representations and warranties set forth therein and the obligations of WELCO pursuant to the terms thereof. To the extent that any provision of this Assignment conflicts or is inconsistent with the terms of the Agreement, the terms of the Agreement shall govern.

IN WITNESS WHEREOF, ASSIGNOR has caused this Assignment to be executed by its duly authorized representative on this 22 day of March, 1999.

CBS CORPORATION

By: Robert G. Freedline
Name: Robert G. Freedline
Title: Vice President and Controller

County of New York:)
State of New York :)

Witnessed before me this
22 day of March

Colin O'Connor
Notary Public

COLIN OCONNOR
NOTARY PUBLIC, State of New York
No. 01OC8013891
Qualified in Suffolk County
Commission Expires Sept. 28, 2000

C O M M O N W E A L T H O F P E N N S Y L V A N I A

D E P A R T M E N T O F S T A T E

AUGUST 04, 1999

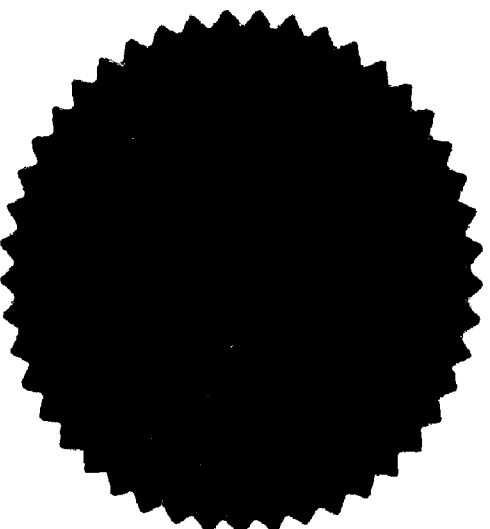
TO ALL WHOM THESE PRESENTS SHALL COME, GREETING:

CBS CORPORATION

I, Kim Pizzingrilli, Secretary of the Commonwealth of
Pennsylvania do hereby certify that the foregoing and annexed is a true
and correct photocopy of Articles of Amendment

which appear of record in this department

IN TESTIMONY WHEREOF, I have
hereunto set my hand and caused
the Seal of the Secretary's
Office to be affixed, the day
and year above written.


Kim Pizzingrilli
Secretary of the Commonwealth

DBOH

CONSENT TO USE OF SIMILAR NAME
DOCB:17.3 (Rev 90)

Pursuant to 19 Pa. Code § 17.3 (relating to use of a confusingly similar name) the undersigned association, desiring to consent to the use by another association of a name which is confusingly similar to its name, hereby certifies that:

1. The name of the association executing this Consent to Use of Similar Name is: CBS Inc.

2. The (a) address of this association's current registered office in this Commonwealth or (b) name of its commercial registered office provider and the county of venue is (the Department is hereby authorized to correct the following information to conform to the records of the Department):

(a) _____	City	State	Zip	County
(b) c/o: The Prentice-Hall Corporation System, Inc.			New York	
Name of Commercial Registered Office Provider				County

For an association represented by a commercial registered office provider, the county in (b) shall be deemed the county in which the association is located for venue and official publication purposes.

3. The date of its incorporation or other organization is: January 27, 1927

4. The statute under which it was incorporated or otherwise organized is: Business Corporation Law of the State of New York

5. The association(s) entitled to the benefit of this Consent to Use of Similar Name is (are): _____
Westinghouse Electric Corporation which intends to change its
name to CBS Corporation

6. A check in this box: _____ indicates that the association executing this Consent to Use of Similar Name is the parent or prime affiliate of a group of associations using the same name with geographic or other designations, and that such association is authorized to and does hereby act on behalf of all such affiliated associations, including the following (see 19 Pa. Code § 17.3(d)(6)): _____

IN TESTIMONY WHEREOF, the undersigned association has caused this consent to be signed by a duly authorized officer thereof this 18th day of November, 1997.

CBS Inc.
 (Name of Association)
 BY: C. E. Morf
 (Signature) C. E. Morf
 TITLE: Vice President and Treasurer

9784-1544

NOV 18 1997

Microfilm Number _____

Filed with the Department of State on _____

Entity Number 0386973

Secretary of the Commonwealth

ARTICLES OF AMENDMENT-DOMESTIC BUSINESS CORPORATION
DSCB:15-1915 (Rev 90)

In compliance with the requirements of 15 Pa.C.S. § 1915 (relating to articles of amendment), the undersigned business corporation, desiring to amend its Articles, hereby states that:

1. The name of the corporation is: Westinghouse Electric Corporation

2. The (a) address of this corporation's current registered office in this Commonwealth or (b) name of its commercial registered office provider and the county of venue in (the Department is hereby authorized to correct the following information to conform to the records of the Department):

(a) _____
Number and Street City State Zip County

(b) c/o: CT Corporation System Allegheny
Name of Commercial Registered Office Provider County

For a corporation represented by a commercial registered office provider, the county in (b) shall be deemed the county in which the corporation is located for venue and official publication purposes.

3. The statute by or under which it was incorporated is: Special Act of the General Assembly approved April 9, 1872

4. The date of its incorporation is: April 9, 1872

5. (Check, and if appropriate complete, one of the following):

____ The amendment shall be effective upon filing these Articles of Amendment in the Department of State.

X The amendment shall be effective on December 1, 1997 at 12:01 AM
Date Hour

6. (Check one of the following):

____ The amendment was adopted by the shareholders (or members) pursuant to 15 Pa.C.S. § 1914(a) and (b).

X The amendment was adopted by the board of directors pursuant to 15 Pa.C.S. § 1914(c).

7. (Check, and if appropriate complete, one of the following):

____ The amendment adopted by the corporation, set forth in full, is as follows:

PA DEPT. OF STATE

NOV 18 1997

(PA-1427-18793)

9/28/97
DSCR: 15-1915 (Rev 96)-2

X The amendment adopted by the corporation as set forth in full in Exhibit A attached hereto and made a part hereof.

8. The restated Articles of Incorporation supersede the original Articles and all amendments thereto.

IN TESTIMONY WHEREOF, the undersigned corporation has caused these Articles of Amendment to be signed by a duly authorized officer thereof this 18th day of November, 19 97.

Westinghouse Electric Corporation

(Name of Corporation)

BY: Angeline Straka
Angeline Straka (Signature)

TITLE: Vice President, Secretary and
Associate General Counsel

SENT BY: C T SYSTEM/PITTSBURGH : 11-18-97 : 13:52 : CT SYSTEM, PITTSBURGH-

CT HARRISBURG: # 4/14

9784-1546

EXHIBIT A

RESOLVED, that Article FIRST of the Restated Articles of Incorporation of the Company is hereby amended and restated in its entirety to read as follows: The name of the corporation (hereinafter called the "Company") is CBS Corporation.