

FORM PTO-1594

(Rev. 6-93)

OMB No. 0651-0011 (exp. 10/25/99)

RECORDATIC

TRADE

11-04-1999



U.S. DEPARTMENT OF COMMERCE Patent and Trademark Office

Tab settings

M110 10/25/99

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Documents or copy thereof.

To the Honorable Commissioner of Patents and Trade

1. Name of conveying party(ies):

ELKEM METALS COMPANY L.P.

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

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

2. Name and address of receiving party(ies)

Name: ERAMET MARIETTA INC.

Internal Address:

Route 7  
Street Address: South Riverview Road  
Marietta State: OHIO ZIP: 45750

- 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)

Additional name(s) & address(es) attached?  Yes  No

3. Nature of conveyance:

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

Execution Date: June 30, 1999

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

A. Trademark Application No.(s)

FBREX - 75/461,735 - 4-3-98

B. Trademark Registration No.(s)

ELCHROME 696,645 - 4-26-60  
ELMANG 696,646 - 4-26-60  
CHROMSOL 864,127 - 1-28-69  
SIMPLEX 579,997 - 9-15-53  
CHROMSILTEMP 724,700 - 12-5-61

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

Name: Donald C. Lucas, Esq.

Internal Address: BIERMAN, MUSERLIAN AND LUCAS

Street Address: 600 Third Avenue

City: New York State: NY ZIP: 10016

11/03/1999 DNGUYEN 00000267 75461735

6. Total number of applications and registrations involved: 6

7. Total fee (37 CFR 3.41).....\$ 165.00

- Enclosed
- Authorized to charge any fee due or credit any overpayment to deposit account

8. Deposit account number:

02-2275

(Attach duplicate copy of this page if paying by deposit account)

01 FC:481  
02 FC:482

40.00 OP  
125.00 OP

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.

Donald C. Lucas, Esq.

Name of Person Signing

Donald C. Lucas

Signature

Oct. 27, 1999

Date

Total number of pages including cover sheet, attachments, and document: 6

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

TRADEMARK

REEL: 001984 FRAME: 0845

ASSIGNMENT OF FEREX TRADEMARK APPLICATION

The FEREX trademark application Serial No. 75//461,735 is an intent-to-use application, and has been assigned by the Applicant to Eramet Marietta Inc. (EMI). EMI is the successor of that portion of the business of the Applicant to which the mark pertains and that portion of the business is on-going and existing. Thus, in accordance with 15 USC 1060, Section 10 of the Lanham Act, such an assignment is valid.

# TRADEMARK ASSIGNMENT

**WHEREAS, ELKEM METALS COMPANY L.P.**, a limited partnership under the laws of New York, USA, hereinafter referred to as "EMC", is the sole and exclusive owner of the entire right, title and interest in, to and under the trademarks and registrations thereof, or pending applications therefor, listed in Schedule "A" hereto, (collectively the "Marks"), and the goodwill of the business appertaining to the Marks in the countries in which they are registered or applications are pending; and

**WHEREAS ERAMET MARIETTA INC.**, a corporation organized and existing under the laws of Delaware, USA, hereinafter referred to as "Assignee", is desirous of acquiring the entire right, title and interest in, to and under the Marks, and the goodwill of the business appertaining to the Marks in the respective countries;

**NOW, THEREFORE**, be it known that for and in consideration of the sum of One Dollar (\$1.00) and other good and valuable consideration, the receipt of which is hereby acknowledged, EMC has sold, assigned and transferred and by these presents does sell, assign, and transfer to Assignee, its successors and assigns forever, the entire right, title and interest in, to and under the Marks, together with (i) the goodwill of the business appertaining to the Marks in the respective countries, (ii) all registrations and applications therefor, in the United States and all other countries, including any renewals and extensions of the registrations that are or may be secured under the laws of the United States and all other countries, now or later in effect, (iii) all rights of action, (both at law and in equity), and rights to sue, counterclaim and/or recover for past present and


future infringements by others of the Marks , and (iv) all income, royalties, damages and payments now due or which later become payable in respect thereto and the same to be held and enjoyed by Assignee, its successors and assigns forever as fully and entirely as the same could have been held and enjoyed by EMC if this assignment had not been made.

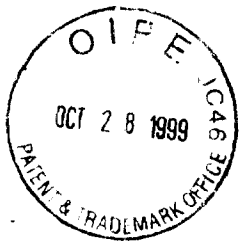
EMC agrees to sign any additional assignments and other appropriate documentation necessary to effectuate and validate this Assignment under the relevant local laws of the countries set forth on Schedule A, as soon as is practicable after the date of this Assignment.

IN WITNESS WHEREOF, EMC has caused this Assignment to be executed by its corporate officers thereunto duly authorized this 30th day of June, 1999.

**ELKEM METALS COMPANY L.P.**

By: Ferro Invest II Inc.  
Its General Partner

By:   
Francis A. King  
Vice President and General Counsel



**SCHEDULE "A" TO TRADEMARK ASSIGNMENT**

**DATED JUNE 30, 1999 FROM**

**ELKEM METALS COMPANY L.P.**

**TO**

**ERAMET MARIETTA INC.**

**ELKEM CASE V 0080.0**

**Trademark: ELCHROME**

**Registered trademarks:**

<b>Country</b>	<b>Reg. No.:</b>	<b>Reg. date:</b>	<b>Renewal date:</b>
Japan	2,299,411	31.01.1991	31.01.2001
Mexico	99190	01.01.1959	11.11.1999
USA	696645	26.04.1960	26.04.2000
Canada	119626	30.09.1969	30.09.2005
Argentina	1489564	07.07.1960	30.11.2003

**ELKEM CASE V 0081.0**

**Trademark: ELMANG**

**Registered trademarks:**

<b>Country</b>	<b>Reg. No.:</b>	<b>Reg. date:</b>	<b>Renewal date:</b>
USA	696646	26.04.1960	26.04.2000
Norway	115941	01.03.1984	01.03.2004
Great-Britain	824084	10.08.1961	10.08.2006
Germany	764324	08.08.1961	08.08.2001
Argentina	1489565	29.07.1960	30.11.2003
Canada	119380	09.09.1960	09.09.2005

**ELKEM CASE V 0084.0**

**Trademark: CHROMSOL**

**Registered trademarks:**

<b>Country</b>	<b>Reg. No.:</b>	<b>Reg. date:</b>	<b>Renewal date:</b>
Australia	A221093	26.07.1968	26.07.2003
Canada	164309	01.08.1969	01.08.1999
Sweden	86844	03.04.1959	03.04.1999
USA	864127	28.01.1969	28.01.2009
Venezuela	67837	21.02.1972	21.02.2002



**ELKEM CASE V 0085.0**  
**Trademark: SIMPLEX**

**Registered trademarks:**

Country	Reg. No.:	Reg. date:	Renewal date:
Benelux	69213	21.03.1963	21.10.2001
Canada	113069	30.01.1959	30.01.2004
Switzerland	179967	02.03.1960	02.03.2000
Germany	754198	01.03.1960	01.03.2000
France	1300453	17.03.1960	26.02.2005
Great-Britain	B801770	16.02.1960	16.02.2005
Italy	33247 C/80	04.03.1960	04.03.2000
Japan	676347	21.05.1965	21.05.2005
USA	579997	15.09.1953	15.09.2003

**ELKEM CASE V 0086.0**  
**Trademark: CHROMTEMP**

**Registered trademarks:**

Country	Reg. No.:	Reg. date:	Renewal date:
Italy	33494 C/80	31.03.1960	31.03.2000

**ELKEM CASE V 0096.0**  
**Trademark: EM**

**Registered trademarks:**

Country	Reg. No.:	Reg. date:	Renewal date:
Canada	108.043	20.09.1957	20.09.2002

**ELKEM CASE V 0120.0**  
**Trademark: CHROMSILTEMP**

**Registered trademarks:**

Country	Reg. No.:	Reg. date:	Renewal date:
USA	724700	05.12.1961	05.12.2001

**ELKEM CASE V 0213.0**  
**Trademark: FEREX 100**

**Trademark application:**

Country	Appl. No.:	Appl. date:
USA	75/461,735	03.04.1998