

05-18-2000



101360931

### RECORDATION FORM COVER SHEET TRADEMARKS ONLY

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

Execution Date  
Month Day Year  
4/9/99

Name

Formerly

- Individual  General Partnership  Limited Partnership  Corporation  Association
- Other
- Citizenship/State of Incorporation/Organization

#### Receiving Party

Mark if additional names of receiving parties attached

Name

DBA/AKATA

Composed of

Address (line 1)

Address (line 2)

Address (line 3)

- Individual  General Partnership  Limited Partnership  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.)
- Corporation  Association
- Other

Citizenship/State of Incorporation/Organization

05/17/2000 DNGUYEN 00000201 75464575

FOR OFFICE USE ONLY

01 FC:481 40.00 OP  
02 FC:482 1800.00 OP

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

TRADEMARK  
REEL: 002070 FRAME: 0218

**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

Name

Address (line 1)

Address (line 2)

Address (line 3)

Address (line 4)

**Pages**

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

#

**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)		
<input type="text" value="75/464,575"/>	<input type="text"/>	<input type="text"/>	<input type="text" value="2,218,210"/>	<input type="text" value="832,147"/>	<input type="text" value="1,374,659"/>
<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text" value="1,139,538"/>	<input type="text" value="2,038,693"/>	<input type="text" value="1,489,005"/>
<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text" value="2,136,572"/>	<input type="text" value="1,745,648"/>	<input type="text" value="944,905"/>

**Number of Properties**

Enter the total number of properties involved.

#

**Fee Amount**

Fee Amount for Properties Listed (37 CFR 3.41):

\$

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:

#

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.

Shelley J. Safer

*Shelley J. Safer*

4/27/00

Name of Person Signing

Signature

Date Signed



**RECORDATION FORM COVER SHEET  
CONTINUATION  
TRADEMARKS ONLY**

FORM PTO-1618C  
Expires 06/30/99  
OMB 0651-0027

U.S. Department of Commerce  
Patent and Trademark Office  
**TRADEMARK**

**Conveying Party**

Enter Additional Conveying Party

Mark if additional names of conveying parties attached

Execution Date  
Month Day Year

Name



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Individual     General Partnership     Limited Partnership     Corporation     Association

Other

Citizenship State of Incorporation/Organization

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DBA/AKA/TA

Composed of

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Address (line 2)

Address (line 3)




City

State/Country

Zip Code

Individual     General Partnership     Limited Partnership

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**Registration Number(s)**

1,873,235	770,782	2,252,793
2,161,530	1,207,889	846,803
2,015,694	1,916,150	2,062,261
1,597,187	967,011	1,917,725
1,635,227	2,021,839	1,001,499
2,087,693	2,076,474	598,151
1,583,260	2,084,653	668,878

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CONTINUATION  
TRADEMARKS ONLY

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<input type="text"/>	<input type="text"/>	<input type="text"/>
<input type="text"/>	<input type="text"/>	<input type="text"/>

Registration Number(s)

690,856	1,525,103	1,443,861
822,124	965,851	1,937,667
389,572	991,656	387,233
390,651	515,737	564,541
604,810	990,874	201,871
903,829	1,239,979	1,588,461
1,053,501	1,321,628	1,493,776

Office of the Secretary of State

I, EDWARD J. FREEL, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY THE ATTACHED IS A TRUE AND CORRECT COPY OF THE CERTIFICATE OF AMENDMENT OF "MALTEC, LLC", CHANGING ITS NAME FROM "MALTEC, LLC" TO "WESTFALIA-SURGE LLC", FILED IN THIS OFFICE ON THE NINTH DAY OF APRIL, A.D. 1999, AT 9 O'CLOCK A.M.



*Edward J. Freel*

Edward J. Freel, Secretary of State

3010309 8100

991159507

AUTHENTICATION: 9702848

DATE: 04-22-99

CERTIFICATE OF AMENDMENT

OF

MALTEC, LLC

1. The name of the limited liability company is  
MALTEC, LLC

2. The Certificate of Formation of the limited liability company is hereby amended as follows

Paragraph FIRST of the Certificate of Formation, relating to the corporate title of the limited liability company, is hereby amended to read as follows:

"FIRST: The name of the limited liability company is:  
WESTFALIA-SURGE LLC"

IN WITNESS WHEREOF, the undersigned has executed this Certificate of Amendment of the ninth day of April, 1999.

S/DIRK HEGNAL

Dirk Hegnal, Vice President