

07-03-2000

Docket No.:

56246-010 (IOLL-300)

6.1.00



101394253

Tab settings

To the Honorable Commissioner of Patents and Trademarks. Attached original documents or copy thereof.

1. Name of conveying party(ies):

Sunpoint Products, Inc.

Re

06-01-2000

U.S. Patent & TMO/c/TM Mail Rcpt Dt. #30

- Individual(s)
- General Partnership
- Corporation-State Massachusetts
- Other

Additional names(s) of conveying party(ies)  Yes  No

3. Nature of conveyance:

- Assignment
- Security Agreement
- Other
- Association
- Limited Partnership
- Merger
- Change of Name

Execution Date: May 23, 2000

Name and address of receiving party(ies):

Name: Ionics, Incorporated

Internal Address: 65 Grove Street

Street Address:

City: Watertown State: MA ZIP: 02472

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

If assignee is not domiciled in the United States, a domestic designation is  Yes  N  
(Designations must be a separate document from Additional name(s) & address(es)  Yes  N

4. Application number(s) or registration numbers(s):

A. Trademark Application No.(s)

B. Trademark Registration No.(s)

2,119,122

Additional numbers  Yes  No

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

Name: Mark G. Lappin, Esq.

Internal Address: McDermott, Will & Emery

Street Address: 28 State Street

City: Boston State: MA ZIP: 02109

6. Total number of applications and registrations involved:.....

1

7. Total fee (37 CFR 3.41):.....\$ \$40.00

- Enclosed
- Authorized to be charged to deposit account

8. Deposit account number:

50-1133 (any deficiencies to be charged only)

DO NOT USE THIS SPACE

06/30/2000 DC0ATES 00000138 2119122

01 FC:481

40.00 00

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.

Elizabeth A. Levy, Esq.

Name of Person Signing

*Elizabeth A. Levy*  
Signature

May 30, 2000

Date

Total number of pages including cover sheet, attachments, and

14

TRADEMARK

REEL: 002094 FRAME: 0952

FORM PTO-1594 (Rev. 6-93) OMB No 0651-0011 (Exp 4/94)

RI

~~12-12-1997~~

DEPT U.S. DEPARTMENT OF COMMERCE Patent and Trademark Office



100588626

DEC 01 1997

RECEIVED Patent and Trademark Office DIV.

To the Honorable Commissioner of Patents and Trademarks, Washington, D.C. 20231

1. Name of conveying party(ies): MLD 12-1-97  
Clear Vue Products, Inc.

2. Name and address of receiving party(ies)

Name: Sunpoint Products, Inc

Internal Address: \_\_\_\_\_

Street Address: 417 Canal Street

City: Lawrence State: MA ZIP: 01842

- Individual(s)
- General Partnership
- Corporation-State: Massachusetts
- Other \_\_\_\_\_
- Association
- Limited Partnership

- Individual(s) citizenship \_\_\_\_\_
- Association \_\_\_\_\_
- General Partnership \_\_\_\_\_
- Limited Partnership \_\_\_\_\_
- Corporation-State: Massachusetts
- Other \_\_\_\_\_

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

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  Merger  
 Security Agreement  Change of Name  
 Other \_\_\_\_\_

Execution Date: September 10, 1997

4. Application number(s) or registration number(s):  
A. Trademark Application No.(s)  
75/103,838 and 75/124,897

B. Trademark Registration No.(s)  
617,675 and 617,676

Additional numbers attached?  Yes  No

5. Name and address of party to whom correspondence concerning document should be mailed:  
Name: Thomas V. Smurzynski  
Internal Address: Lahive & Cockfield, LLP  
Street Address: 28 State Street  
City: Boston State: MA ZIP: 02109

6. Total number of applications and registrations involved: 4

7. Total fee (37 CFR 3.41)..... \$ 115.00

- Enclosed
- Authorized to be charged to deposit account

8. Deposit account number:  
12-0060

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.

Thomas V. Smurzynski  
Name of Person Signing

Thomas V. Smurzynski  
Signature

Nov. 25, 1997  
Date

Total number of pages including cover sheet, attachments, and document.

5

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

12/11/1997 TTB:LL  
01 FC:AM  
02 FC:AM

0000177 617675

42.00  
73.00

## TRADEMARK ASSIGNMENT

WHEREAS, SUNPOINT PRODUCTS, INC., a corporation organized and existing under the laws of the Commonwealth of Massachusetts, with its principal place of business at 417 Canal Street, Lawrence, Massachusetts 01842, United States of America (“Assignor”), has adopted, used, is using, and is the owner of Trademark Reg. No. 2,119,122 for “VOLCANO JUICE” (the “Trademark”), which was registered by Clear Vue Products, Inc. on December 9, 1997, as described in Exhibit A hereto, and assigned to Assignor pursuant to a change of name recorded on December 1, 1997, as described in Exhibit B hereto; and

WHEREAS, IONICS, INCORPORATED, a corporation organized and existing under the laws of the Commonwealth of Massachusetts, with its principal place of business at 65 Grove Street, Watertown, Massachusetts 02472, United States of America (“Assignee”), is desirous of acquiring any and all rights that Assignor may have throughout the world in and to the Trademark and the applications and registrations therefor, together with the goodwill associated therewith;

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, Assignor does hereby assign unto Assignee all of Assignor’s rights, title, and interest in and to the Trademark and the registration therefor, together with the goodwill of the business in connection with which the Trademark is used and which is symbolized by the Trademark, throughout the world, along with the right to recover damages and profits for past, present, and future infringements thereof.

Assignor agrees to execute and deliver, at the request of the Assignee, all documents, instruments and assignments, and to perform any other reasonable acts the Assignee may require, in order to vest all of Assignor’s rights, title, and interest in and to the Trademark to the Assignee and to provide evidence to support any of the foregoing in the event such evidence is necessary to effectuate the assignment, to the extent such evidence is in the possession or control of Assignor.

EXECUTED as of the 23rd day of May, 2000.

ASSIGNOR:

SUNPOINT PRODUCTS, INC.

By Brooks O'Kane  
Brooks O'Kane  
President

Signed and sworn to before me this

23rd day of May, 2000.

Jeanne Belli  
Notary Public, State of Massachusetts  
My commission expires 21 Oct 2005

IONICS, INCORPORATED

By Alan M. Crosby  
Alan M. Crosby  
Vice President

Signed and sworn to before me this

23rd day of May, 2000.

Jeanne Belli  
Notary Public, State of Massachusetts  
My commission expires 21 Oct 2005

Int. Cl.: 1

Prior U.S. Cls.: 1, 5, 6, 10, 26 and 46

Reg. No. 2,119,122

**United States Patent and Trademark Office**

Registered Dec. 9, 1997

**TRADEMARK  
PRINCIPAL REGISTER**

**VOLCANO JUICE**

CLEAR VUE PRODUCTS, INC. (MASSACHU-  
SETTS CORPORATION)  
P.O. BOX 567  
LAWRENCE, MA 01842

FIRST USE 10-0-1996; IN COMMERCE  
10-0-1996.

SER. NO. 75-124,897, FILED 6-25-1996.

FOR: ADDITIVE FOR WINDSHIELD WASH-  
ING FLUID TO ENHANCE ICE MELTING, IN  
CLASS 1 (U.S. CLS. 1, 5, 6, 10, 26 AND 46).

PAULA MAYS, EXAMINING ATTORNEY



**CONTINUATION SHEET**

**VOTED:** That the name of the Corporation be, and it hereby is, changed to "SUNPOINT PRODUCTS, INC."

**VOTED:** That the portion of the Articles of Organization of the Corporation concerning the name by which the Corporation shall be known be amended to read as follows:

**"ARTICLE I**

The name of the corporation is:

**SUNPOINT PRODUCTS, INC."**

and that such amendment be, and it hereby is, authorized and approved.

51032.1 - 8/29/97-9:55 am

The foregoing amendment(s) will become effective when these Articles of Amendment are filed in accordance with General Laws, Chapter 136B, Section 6 unless these articles specify, in accordance with the vote adopting the amendment, a later effective date not more than thirty days after such filing, in which event the amendment will become effective on such later date

Later effective date, \_\_\_\_\_

SIGNED UNDER THE PENALTIES OF PERJURY, this \_\_\_\_\_ day of September, 19 97

Brooks O'Kane \_\_\_\_\_ \*President / ~~Assistant President~~

Herbert L. Schultz \_\_\_\_\_ \*Clerk / ~~Assistant Clerk~~  
*Delete the inapplicable words*



THE COMMONWEALTH OF MASSACHUSETTS

ARTICLES OF AMENDMENT  
(General Laws, Chapter 156B, Section 72)

I hereby approve the within Articles of Amendment and, the filing fee in the amount of \$ 100 having been paid, said articles are deemed to have been filed with me this 10<sup>th</sup> day of September 19 97.

Effective date: \_\_\_\_\_



WILLIAM FRANCIS GALVIN  
*Secretary of the Commonwealth*

TO BE FILLED IN BY CORPORATION

Photocopy of document to be sent to:

Brian J. McMillin, Esq.  
LYNCH, BREWER, HOFFMAN & SANDS, LLP  
101 Federal Street, 22nd Floor  
Boston, MA 02110-1000