

07-26-2000

Client Code: DIBBL84.001TUS

REC



101414245

TO THE ASSISTANT COMMISSIONER OF PATENTS AND TRADEMARKS: Please record the attached original documents or copy thereof.

1. Name of conveying party(ies): (If multiple assignors, list numerically)

Wienerberger Ziergelindustrie AG

- Individual
- Association
- General Partnership
- Limited Partnership
- Corporation
- Other:

Additional name(s) of conveying party(ies) attached?

Yes  No

6/26/00

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

Name: London & Scandinavian Metallurgical Co Limited

Internal Address:

Street Address: 45 Wimbledon Hill Road

City: London State: ENGLAND ZIP: SW19 7LZ

- Individual
- Association
- General Partnership
- Limited Partnership
- Corporation - ENGLAND
- 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) and address(es) attached?

Yes  No

3. Nature of conveyance:

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

Execution Date: (If multiple assignors, list execution dates in numerical order corresponding to numbers indicated in 1 above) November 20, 1995

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

a. Trademark Registration No(s):  
702,056

Additional numbers attached?  Yes  No

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

Name: Andrew H. Simpson  
KNOBBE, MARTENS, OLSON & BEAR, LLP

Customer No. 20,995

Internal Address: Sixteenth Floor

Street Address: 620 Newport Center Drive

City: Newport Beach State: CA ZIP: 92660

Attorney's Docket No.: DIBBL84.001TUS

7. Total fee (37 CFR 3.41): \$40

- Enclosed
- Authorized to be charged to deposit account

8. Deposit account number: 11-1410

Please charge this account for any additional fees which may be required, or credit any overpayment to this account.

6. Total number of applications and registrations involved: 1

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.

Andrew H. Simpson  
Name of Person Signing

Signature

June 22, 2000  
Date

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

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

Commissioner of Patents and Trademarks  
Box Assignments  
Washington, D.C. 20231

07/24/2000 ASCOTT 00000115 702056

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40.00 OP

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TRADEMARK  
REEL: 002108 FRAME: 0738

DATED

November 20,

1995

(1) WIENERBERGER ZIEGELINDUSTRIE AG

and

(2) LONDON & SCANDINAVIAN METALLURGICAL CO LIMITED

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TRADE MARK ASSIGNMENT

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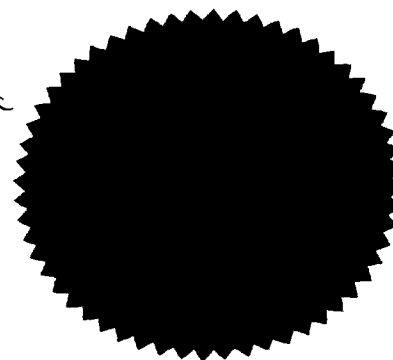
I SUSAN SMITH NOTARY PUBLIC  
SHEFFIELD ENGLAND hereby  
certify that the within  
written assignment is  
a true and correct copy of  
the original  
SSM

25 March 1999

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DIBB LUPTON  
BROOMHEAD  
SOLICITORS

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*[Handwritten signature]* e.l.e. JP

THIS DEED is made

November 20, 1995

BETWEEN:

- (1) WIENERBERGER ZIEGELINDUSTRIE AG a company incorporated in accordance with the laws of Austria and having its principal place of business at Triester Strasse 70, A.1102 Wien, Austria ("the Assignor"); and
- (2) LONDON & SCANDINAVIAN METALLURGICAL CO LIMITED (registered in England and Wales under Company No 345279) whose registered office is at 45 Wimbledon Hill Road, London SW19 7LZ, England ("the Assignee").

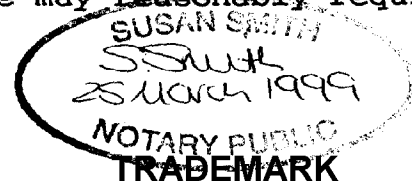
RECITALS

- A. Treibacher Chemische Werke AG ("TCW") is the registered proprietor of the trade marks ("the Trade Marks") particulars of which are set out in the Schedule hereto.
- B. The <sup>company</sup> ~~entire business~~ of TCW (including the Trade Marks) has been merged with the Assignor under a merger agreement dated <sup>July</sup> ~~September~~ 1994. *J. ell.*
- C. By an assets transfer and technical assistance agreement of even date herewith between (1) Treibacher Auermet Produktions GmbH ("TAP") and (2) the Assignee ("the Agreement") TAP agreed to procure the assignment of the Trade Marks by the Assignor to the Assignee.

NOW THIS DEED WITNESSES as follows:

1. In consideration of the Assignee entering into the Agreement and for the consideration set out in the Agreement, the Assignor hereby assigns unto the Assignee all the property, right, title and interest of the Assignor in the Trade Marks, including all statutory and common law rights attaining thereto, to hold the same to the Assignee absolutely.
2. Without limitation to the terms of the Agreement, the Assignor covenants that it shall do and execute all such documents, deeds, acts and things as the Assignee may reasonably require

*J. ell. e.l.l. jr*



for vesting absolutely in the Assignee all the property, right, title and interest of the Assignor in and to the Trade Marks.

IN WITNESS of which the duly authorised representatives of the parties have executed this Deed as follows:

**SCHEDULE**

<u>Country</u>	<u>Trade Marks</u>	<u>Class</u>	<u>Number</u>
Argentina	TECEPOL	3	AR991882
Australia	TECEPOL	3	AUA152417
Finland	TECEPOL	3	FI35048
Canada	TECEPOL	N/A	CA220261
Sweden	TECEPOL	3	SE88807
USA	TECEPOL	3&4	US702056

EXECUTED and DELIVERED on the date specified above as a DEED by WIENERBERGER ZIEGELINDUSTRIE AG acting by Johann Windisch and Wolfgang Reithofer acting under the authority of that company in the presence of: A. Jeßner

Dr. Johann Windisch

*Johann Windisch*

*Wolfgang Reithofer*

Dr. Wolfgang Reithofer

Duly Authorised Signatory

*Adolf Jeßner*

Duly Authorised Signatory

Dkfm. Adolf Jeßner

EXECUTED by LONDON & SCANDINAVIAN METALLURGICAL CO LIMITED as a Deed by these signatures and delivered the date set out above:

*ll*

Director

*ll*

Secretary

*C. L. Crowther*

f:\SP\ADAMS\TR\18A06\SUSAN STANLEY

*S. Stanley*  
25 March 1999  
NOTARY PUBLIC

TRADEMARK