

09-19-2000



HEET

101462000

To the Honorable Commissione.

d original document(s) or copy thereof.

1. Name of conveying party(ies) (assignor(s)):

DMC Co. *MCO 9.1.00*

Individual(s) Association

General Partnership Limited Partnership

Corporation-State Missouri

Other _____

Additional name(s) of conveying party(ies) attached? yes no

2. Name and Address of Party(ies) receiving an interest (assignee(s)):

Name: Duke Manufacturing Company II

Address: 2305 North Broadway

City: St. Louis

State: Missouri Zip: 63106

Country: U.S.A.

Individual(s) citizenship _____

Association _____

General Partnership _____

Limited Partnership _____

Corporation-State Missouri

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 Merger

Security Agreement Change of Name

Other _____

Execution Date: September 21, 1990

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

A. Trademark Application No.(s)

B. Trademark Registration No.(s)

See attached "Schedule A"

Additional numbers attached? Yes No

6. Total number of applications and registrations involved:
Application(s) 0 + Registration(s): 10 = Total 10

7. Total Fee (37 CFR 3.41) \$ 265.00

Enclosed

Authorized to be charged to deposit account

8. Deposit Account Number: 19-1345
(Duplicate copy of this sheet attached)

Charge any underpayment or credit any overpayment to above Deposit Account

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

Richard G. Heywood
Senniger, Powers, Leavitt & Roedel
One Metropolitan Square
16th Floor
St. Louis, Missouri 63102
(314) 231-5400 (telephone)

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.

Richard G. Heywood *Richard G. Heywood* Aug 28, 2000
Name of Person Signing Signature Date

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

5

09/18/2000 DMGUYEN 00000616 681089

01 HC:481
02 HC:482

40.00 00
225.00 00

SCHEDULE A

<u>MARK</u>	<u>REGISTRATION NO.</u>	<u>REGISTRATION DATE</u>
AEROHOT	681,089	6/30/59
AEROHOT	1,480,717	3/15/88
DUKE	274,575	9/2/30
DUKE	275,715	9/30/30
DUKE	534,532	12/12/50
ECONO MATE	1,439,983	5/19/87
HERITAGE FROM DUKE	1,439,983	5/19/87
OUR REPUTATION IS STAINLESS	1,457,318	9/15/87
SNO-KOTE	1,236,179	5/3/83
THURMADUKE	369,025	7/11/39

ASSIGNMENT

WHEREAS, DMC CO. (formerly Duke Manufacturing Co.), a Missouri corporation, whose address is 2305 N. Broadway, St. Louis, Missouri 63106, (hereinafter referred to as "DMC") has adopted and used in its business certain trademarks; and

WHEREAS, DMC has certain registrations in the United States Patent and Trademark Office relating to said trademarks; and

WHEREAS, DUKE MANUFACTURING COMPANY II, a Missouri corporation, d/b/a Duke Manufacturing Co., whose address is 2305 N. Broadway, St. Louis, Missouri 63106 (hereinafter referred to as "Duke II") is desirous of acquiring the entire right, title and interest of DMC in said trademarks and said registrations and the good will of the business in connection with which said trademarks are used;

NOW THEREFORE, in consideration of the sum of one dollar (\$1.00) and other good and valuable consideration by Duke II to DMC in hand paid, receipt of all of which is hereby acknowledged, DMC has agreed to and does hereby sell, assign and transfer unto Duke II, its successors and assigns, all of DMC's right, title and interest throughout the world in and to said trademarks and registrations together with the good will of the business in connection with which said trademarks are used, and together with full right to sue for and recover all profits and damages

recoverable from past infringements of said trademarks; including specifically, without limiting the generality of the foregoing, the United States registrations listed below.

TO BE HELD AND ENJOYED BY Duke II, its successors and assigns, as fully and entirely as the same would have been held and enjoyed by DMC had this sale and assignment not been made.

THE UNITED STATES TRADEMARK REGISTRATIONS ARE AS FOLLOWS:

<u>Reg. No.</u>	<u>Reg. Date</u>	<u>Trademark</u>
274,575	September 3, 1930	DUKE
275,715	September 30, 1930	DUKE
369,025	July 11, 1939	THURMADUKE
531,128	September 26, 1950	THURMADUKE
534,532	December 12, 1950	DUKE
681,089	June 30, 1959	AEROHOT
1,236,179	May 3, 1983	SNO-KOTE
1,439,983	May 19, 1989	HERITAGE FROM DUKE
1,347,909	July 9, 1985	ECONO MATE
1,457,318	September 15, 1987	OUR REPUTATION IS STAINLESS
1,480,717	March 15, 1988	AEROTOT

IN WITNESS WHEREOF, DMC has caused these presents to be executed by its officers thereunto

duly authorized and its corporate seal to be affixed
this 21st day of September, 1990.

DMC CO. (formerly Duke
Manufacturing Co.)

By Gen. Johnson Sheffield
President
Title

(Corporate Seal)

ATTEST:

Gen. Johnson Sheffield
Secretary