

M.R.D.  
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ney Docket No.: 1172-01400  
Date: September 7, 2000

**ASSIGNMENT (DOCUMENT) COVER SHEET - TRADEMARKS**

To the Assistant Commissioner for Trademarks: Please record the attached original document or copy thereof:

**1. Name of conveying party(ies) (Assignor):**

Foam Enterprises, Inc.  
13630 Water Tower Circle  
Minneapolis, MN 55441

**2. Name and address of party(ies) to whom transfer is made:**

Floatec Corporation  
13393 Murphy Road  
Stafford, Texas 77477

**3. Nature of conveyance:**  Assignment  Change of Name  Other \_\_\_\_\_

Execution Date: August 28, 2000

**4. Identification of application:**

Serial No. 78/020,570  
Filing Date: August 10, 2000  
Mark: ELASTOPHERE

**5. Address to which document should be returned after recordal:**

Marcella D. Watkins  
Conley, Rose & Tayon, P.C.  
P. O. Box 3267  
Houston, Texas 77253-3267

**6. Total number of pages including cover sheet, attachments and document: 3**

**7. Fee payment is provided for as follows:**

- Attached is a check in the sum of \$\_\_\_\_\_.
- Charge account No. 03-2769 if any additional fee is due or credit account No. 03-2769 with any overpayment.
- Charge account No. 03-2769 for any fees due..

**8. 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.

Marcella D. Watkins  
Reg. No. 36,962  
Conley, Rose & Tayon, P.C.  
P. O. Box 3267  
Houston, Texas 77253-3267  
Tel. No. (713) 238-8000

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ASSIGNMENT OF REGISTERED TRADEMARKS

**WHEREAS**, Foam Enterprises, Inc., a Minnesota corporation, with offices at 13630 Water Tower Circle, Minneapolis, Minnesota (hereafter called "Assignor"), is the owner of the following trademarks and the United States Trademark Registrations therefor:

<u>Trademark</u>	<u>Serial Number</u>	<u>Date</u>
ELASTOPHERE	78/020,570	August 10, 2000

**WHEREAS**, Floatec Corporation a Minnesota corporation, with offices at 13393 Murphy Road, Stafford, Texas 77477 (hereafter called "Assignee"), is desirous of acquiring the Assignor's right, title and interest in and to each of said trademarks and the registrations thereof;

**NOW, THEREFORE**, in consideration of the sum of Ten Dollars (\$10.00) and other good and valuable consideration to it in hand paid, the receipt and sufficiency of which are hereby acknowledged, Assignor hereby sells, assigns and transfers unto Assignee, its successors and assigns, Assignor's entire right, title and interest in and to said trademarks and said registrations thereof, together with the goodwill of the business symbolized by and associated with said trademarks.

Assignor further covenants that it or its representative will, upon request, but without expense to it, do all other lawful acts necessary to enable Assignee to obtain, maintain and enforce full benefits from the rights and interests herein assigned. This assignment shall be binding on the successors and assigns of Assignor and shall inure to the benefit of the successors and assigns of Assignee.

EXECUTED this the 28 day of August, 2000.

ASSIGNOR

FOAM ENTERPRISES, INC.

By: 

Name: Gregory Gustafson

Title: Senior Vice President and General Counsel

ASSIGNEE

FLOATEC CORPORATION

By: 

Name: Richard L. Wyke

Title: President

BEFORE ME, the undersigned, a Notary Public in and for the State of Minnesota, on this day personally appeared Gregory Gustafson, known to me to be the person and officer whose name is subscribed to the foregoing instrument and acknowledged to me that the same was the act of the said Foam Enterprises, Inc., a Minnesota corporation, and that he executed the same as the act and deed of such corporation and for the purpose and consideration therein expressed and in the capacity therein stated.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, this 28 day of August, 2000.



Elvi Anne Peterson  
Notary Public in and for the  
State of Minnesota

BEFORE ME, the undersigned, a Notary Public in and for the State of Texas, on this day personally appeared Richard L. Wyke, known to me to be the person and officer whose name is subscribed to the foregoing instrument and acknowledged to me that the same was the act of the said Floatec Corporation, a Minnesota corporation, and that he executed the same as the act and deed of such corporation and for the purpose and consideration therein expressed and in the capacity therein stated.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, this \_\_\_\_\_ day of \_\_\_\_\_, 2000.

[S E A L]

\_\_\_\_\_  
Notary Public in and for the  
State of Minnesota