

12-06-2000

Docket No.:

21755.005



Tab settings

To the Honorable Commissioner of Patents

101541540

Attached original documents or copy thereof.

1. Name of conveying party(ies):

Scientech, Inc.

Handwritten: M.K.D. 11.15.00

- Individual(s)
- General Partnership
- Corporation-State **Idaho**
- Other
- Association
- Limited Partnership

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

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

Name: **Scientech NES, Inc.**

Internal Address:

Street Address: **44 Shelter Rock Road**

City: **Danbury** State: **CT** ZIP: **06810**

- Individual(s) citizenship
- Association
- General Partnership
- Limited Partnership
- Corporation-State **Delaware**
- 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
- Security Agreement
- Other
- Merger
- Change of Name

Execution Date: **April 28, 2000**

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

A. Trademark Application No.(s)

B. Trademark Registration No.(s)

1,217,009

Additional numbers attached? Yes No

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

Name: **Karl S. Sawyer, Jr.**

Internal Address: **Kennedy Covington Lobdell &**

Hickman, LLP

4200 Bank of America Corporate Center

Street Address: **100 N. Tryon St.**

City: **Charlotte** State: **NC** ZIP: **28202**

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:

18-1215

11-15-2000

U.S. Patent & TMO/TM Mail Rcpt Dt. #01

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.

Karl S. Sawyer, Jr.

Name of Person Signing

Handwritten Signature: Karl Sawyer

Signature

November 15, 2000

Date

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

3

TRADEMARK

REEL: 002189 FRAME: 0479

ASSIGNMENT *NUNC PRO TUNC*

This ASSIGNMENT *NUNC PRO TUNC* is made as of the 8th day of August, 2000, between SCIENTECH, INC., a corporation organized and existing under the laws of Idaho (“Assignor”), to SCIENTECH NES, INC., a corporation organized and existing under the laws of Delaware (“Assignee”).

WHEREAS, Assignor was previously the owner of the following trademark (“Mark”) and the U.S. registration therefor (“Trademark Registration”):

<u>Mark</u>	<u>Reg. No.</u>	<u>Date</u>
NES	1,217,009	November 16, 1982

WHEREAS, Assignee previously acquired from Assignor the Mark and Trademark Registration as part of a transfer from Assignor to Assignee;

WHEREAS, Assignor and Assignee desire to reduce to writing and memorialize the transfer of the Mark and Trademark Registration *nunc pro tunc* effective on or about October 6, 1998;

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Assignor has heretofore assigned, and hereby confirms, verifies and ratifies the assignment *nunc pro tunc* effective on or about October 6, 1998, unto said Assignee of the entire right, title and interest in and to the Mark and Trademark Registration, together with the goodwill of the business symbolized thereby, and the right to sue for past, current and future infringements thereof.

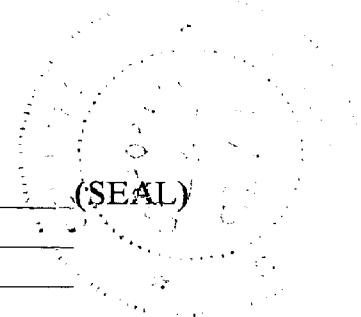
[SIGNATURE PAGE FOLLOWS]

1834589.01
LIB:

**TRADEMARK
REEL: 002189 FRAME: 0480**

ASSIGNOR:
SCIENTECH, Inc.

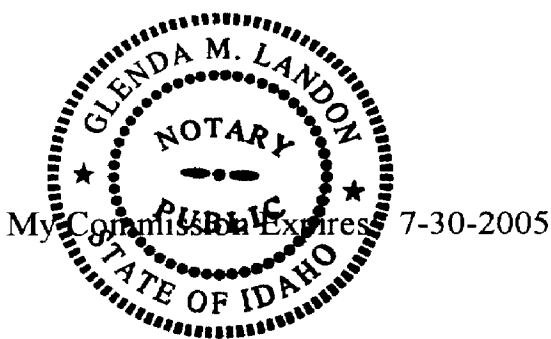
By: Scott R. Robuck (SEAL)
Name: Scott R. Robuck
Title: Chief Financial Officer



State of Idaho)
)
County of Bonneville)

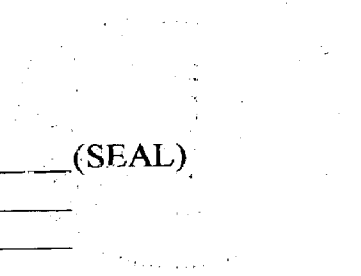
On this 8th day of August, 2000, before me a Notary Public, came **Scott R. Robuck**, to me known and known by me to be the individual described in and who executed the foregoing Assignment, and duly acknowledged the same to be his free act and deed.

Glenda M. Landon
Notary Public



ASSIGNEE:
SCIENTECH NES, Inc.

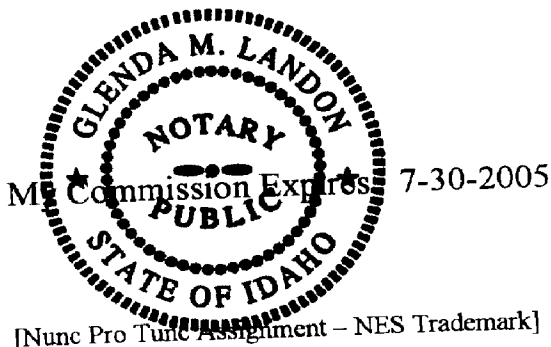
By: Scott R. Robuck (SEAL)
Name: Scott R. Robuck
Title: Secretary



State of Idaho)
)
County of Bonneville)

On this 8th day of August, 2000, before me a Notary Public, came **Scott R. Robuck**, to me known and known by me to be the individual described in and who executed the foregoing Assignment, and duly acknowledged the same to be his free act and deed.

Glenda M. Landon
Notary Public



[Nunc Pro Tunc Assignment - NES Trademark]