

03-09-2001

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U.S. DEPARTMENT OF COMMERCE Patent and Trademark Office



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Tab settings

To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

1. Name of conveying party(ies):

Eagle Plastics, Inc.

2.23.01

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

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

3. Nature of conveyance:

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

Execution Date: November 18, 1997

2. Name and address of receiving party(ies)

Name: Eagle Pacific Industries, Inc.

Internal Address: 2430 Andersen Consulting Twr.

Street Address: 333 So. Seventh St.

City: Minneapolis State: MN ZIP: 55402

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

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

A. Trademark Application No.(s)

B. Trademark Registration No.(s)

1,640,478

Additional numbers attached? Yes No

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

Name: Denise C. Mazour

Internal Address:

Zarley, McKee, Thomte, Voorhees & Sease

1111 Commercial Federal Tower

Street Address: 2120 So. 72nd St.

City: Omaha State: NE ZIP: 68124

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:

(Attach duplicate copy of this page if paying by deposit account)

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.

Denise C. Mazour

Name of Person Signing

Signature

2/20/01 Date

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

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DEC 19 1997 84763

STATE OF NEBRASKA
SECRETARY'S OFFICE

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at page 851

[Signature]

Secretary of State

By CB 45.00pd

2:24pm

ARTICLES OF MERGER
OF
EAGLE PLASTICS, INC.
(a Nebraska corporation)

INTO

EAGLE PACIFIC INDUSTRIES, INC.
(a Minnesota corporation)

Pursuant to the provisions of Section 21-20,131 of the Nebraska Business Corporation Act, the following Articles of Merger are executed on the date hereinafter set forth:

FIRST: Attached hereto as Exhibit A is a copy of a Plan of Merger to merge Eagle Plastics, Inc., a Nebraska corporation (the "Subsidiary"), into Eagle Pacific Industries, Inc., a Minnesota corporation and the surviving corporation (the "Parent").

SECOND: Shareholder approval of the Plan of Merger was not required.

THIRD: Immediately prior to the merger, the Parent owned 100% of the outstanding shares of each class of the Subsidiary.

FOURTH: The Plan of Merger shall be effective as of the close of business on December 31, 1997.

Dated: 11/18, 1997.

EAGLE PACIFIC INDUSTRIES, INC.

By: [Signature]
G. Peter Konen, President

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