

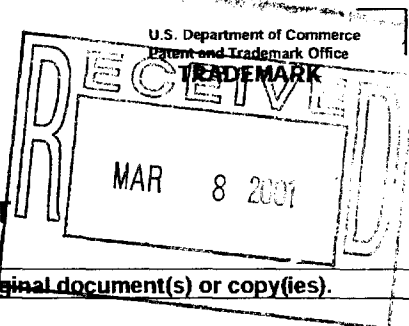
03-26-2001

FORM PTO-1618A
Expires 06/30/99
OMB 0651-0027



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RECORDATION FORM COVER SHEET TRADEMARKS ONLY

TO: The Commissioner of Patents and Trademarks: Please record the attached original document(s) or copy(ies).

Submission Type

- New
- Resubmission (Non-Recordation)
Document ID #
- Correction of PTO Error
Reel # Frame #
- Corrective Document
Reel # Frame #

Conveyance Type

- Assignment License
- Security Agreement Nunc Pro Tunc Assignment
Effective Date
Month Day Year
- Merger
- Change of Name
- Other

Conveying Party

Mark if additional names of conveying parties attached

Name Execution Date
Month Day Year

Formerly

- Individual General Partnership Limited Partnership Corporation Association
- Other
- Citizenship/State of Incorporation/Organization

Receiving Party

Mark if additional names of receiving parties attached

CERTIFICATE OF MAILING
I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner of Patents and Trademarks, Washington, D.C. 20231, on March 6, 2001

Name

DBA/AKA/TA

Composed of

Address (line 1)

Address (line 2)

Address (line 3) City State/Country Zip Code

- Individual General Partnership Limited Partnership If document to be recorded is an assignment and the receiving party is not domiciled in the United States, an appointment of a domestic representative should be attached. (Designation must be a separate document from Assignment.)
- Corporation Association
- Other
- Citizenship/State of Incorporation/Organization

Sandi Schlegel
Typed or printed name of person mailing paper or fee
Sandi Schlegel 3/6/01
Signature of person mailing paper or fee Date

FOR OFFICE USE ONLY

Public burden reporting for this collection of information is estimated to average approximately 30 minutes per Cover Sheet to be recorded, including time for reviewing the document and gathering the data needed to complete the Cover Sheet. Send comments regarding this burden estimate to the U.S. Patent and Trademark Office, Chief Information Officer, Washington, D.C. 20231 and to the Office of Information and Regulatory Affairs, Office of Management and Budget, Paperwork Reduction Project (0651-0027), Washington, D.C. 20503. See OMB Information Collection Budget Package 0651-0027, Patent and Trademark Assignment Practice. DO NOT SEND REQUESTS TO RECORD ASSIGNMENT DOCUMENTS TO THIS ADDRESS.

Mail documents to be recorded with required cover sheet(s) information to:
Commissioner of Patents and Trademarks, Box Assignments, Washington, D.C. 20231

TRADEMARK
REEL: 002257 FRAME: 0293

Domestic Representative Name and Address

Enter for the first Receiving Party only.

Name

Address (line 1)

Address (line 2)

Address (line 3)

Address (line 4)

Correspondent Name and Address

Area Code and Telephone Number

Name

Address (line 1)

Address (line 2)

Address (line 3)

Address (line 4)

Pages

Enter the total number of pages of the attached conveyance document including any attachments. #

Trademark Application Number(s) or Registration Number(s)

Mark if additional numbers attached

Enter either the Trademark Application Number or the Registration Number (DO NOT ENTER BOTH numbers for the same property).

Trademark Application Number(s)

Registration Number(s)

<input type="text"/>	<input type="text"/>	<input type="text"/>
<input type="text"/>	<input type="text"/>	<input type="text"/>
<input type="text"/>	<input type="text"/>	<input type="text"/>

<input type="text" value="1,425,761"/>	<input type="text" value="1,425,762"/>	<input type="text" value="1,478,717"/>
<input type="text" value="1,659,768"/>	<input type="text" value="2,047,756"/>	<input type="text" value="2,154,238"/>
<input type="text"/>	<input type="text"/>	<input type="text"/>

Number of Properties

Enter the total number of properties involved. #

Fee Amount

Fee Amount for Properties Listed (37 CFR 3.41): \$

Method of Payment: Enclosed Deposit Account

Deposit Account (Enter for payment by deposit account or if additional fees can be charged to the account.)
Deposit Account Number: #

Authorization to charge additional fees: Yes No

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. Charges to deposit account are authorized, as indicated herein.

Matthew R. Jenkins



3-6-01

Name of Person Signing

Signature

Date Signed

APPROVED
S. SA
Date 2-20-97
Amount 35.00
97022105701

ARTICLES OF INCORPORATION
OF
D-Q ACQUISITION COMPANY

The undersigned, desiring to form a corporation for profit under the General Corporation Law of Ohio, does hereby certify:

FIRST The name of this corporation is **D-Q Acquisition Company**

SECOND The place in Ohio where its principal office is located is the City of Monroe, Butler County, Ohio

THIRD The purposes for which the corporation is formed are

To engage in any lawful act or activity for which corporations may be formed under Sections 1701.01 to 1701.98, inclusive, of the Ohio Revised Code and amendments thereto. Nothing herein shall be deemed to limit or exclude in any manner any capacity, power, right, privilege or authority granted to, or inhering within, this corporation by virtue of the common law and the General Corporation Law of Ohio, as the same may be amended from time to time

FOURTH The authorized number of shares of the corporation is Eight Hundred Fifty (850), all of which shall be designated Common Shares, no par value.

FIFTH Whenever the vote, consent, waiver or release of the shareholders shall be required under the General Corporation Law of Ohio, as the same may be amended from time to time, there shall be required only an affirmative or negative vote, as the case may be, of the holders of a majority of the shares for the particular vote, consent, waiver or release to become effective.


SIXTH When authorized by the affirmative vote of the Board of Directors, without the action or approval of the shareholders of this corporation, this corporation may purchase, or contract to purchase, at any time and from time to time, shares of any class issued by this corporation, voting trust certificates for shares, bonds, debentures, notes, scrip, warrants, obligations, evidences of indebtedness or any other securities of this corporation, for such prices and upon and subject to such terms and conditions as the Board of Directors may determine, provided that no such purchase shall be made, pursuant to any such contract or otherwise, if after such purchase the assets of this corporation would be less than its liabilities plus stated capital or if it is insolvent as defined in the General Corporation Law of Ohio or if there is reasonable ground to believe that by such purchase it would be rendered insolvent

SEVENTH No holder of shares of any class of this corporation shall, as such holder, have any preemptive rights in, or preemptive rights to purchase or subscribe to, any shares of the

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corporation or any bonds, debentures, or other securities convertible into any shares of the corporation

IN WITNESS WHEREOF, the undersigned has executed this instrument this 26th day of February, 1997



Jeffrey A. Melnick

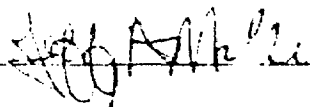
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ORIGINAL APPOINTMENT OF STATUTORY AGENT

The undersigned, being the sole incorporator of **D-Q Acquisition Company** hereby appoints Jeffrey A. Melnick to be statutory agent upon whom any process, notice or demand required or permitted by statute to be served upon the corporation may be served.

The complete address of the agent is: 33 W. First Street, Suite 600, Dayton, Ohio 45402.


Date: 2/2/97



Sole Incorporator

ACCEPTANCE OF APPOINTMENT

The undersigned, Jeffrey A. Melnick, named herein as the statutory agent for **D-Q Acquisition Company**, hereby acknowledges and accepts the appointment of statutory agent for said corporation.



Statutory Agent

2011 ENCL 001

968923
UNITED STATES OF AMERICA,
STATE OF OHIO,
OFFICE OF THE SECRETARY OF STATE

I, BOB TAFT, Secretary of State of the State of Ohio, do hereby certify that the foregoing is a true and correct copy, consisting of 3 pages, as taken from the original record now in my official custody as Secretary of State.



WITNESS my hand and official seal at
Columbus, Ohio, this 2nd day of
February A.D. 19 98

Bob Taft

BOB TAFT
Secretary of State

By: Jay Sullivan

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06088-0417

768923
Approved _____
Date 12/6/97
Fee 100

971205 1530T
cc-f. 12/6/97
DEC 03 1997

CERTIFICATE OF MERGER

In accordance with the requirements of Ohio law, the undersigned corporations, ~~limited liability companies~~ and/or limited partnerships, desiring to effect a merger, set forth the following facts:

I. SURVIVING ENTITY

A. The name of the entity surviving the merger is: D-Q Acquisition Company

(if the surviving entity is an Ohio limited partnership or qualified foreign limited partnership, its registration number must be provided)

B. Name change: As a result of this merger, the name of the surviving entity has been changed to the following: Dayton Technologies, Inc.

(complete only if the name of surviving entity is changing through the merger)

C. The surviving entity is a: *(Please check the appropriate box and fill in the appropriate blanks)*

- Domestic (Ohio) corporation
- Foreign (Non-Ohio) corporation incorporated under the laws of the state/country of _____ and licensed to transact business in the state of Ohio.
- Foreign (Non-Ohio) corporation incorporated under the laws of the state/country of _____, and NOT licensed to transact business in the state of Ohio.
- Domestic (Ohio) limited liability company
- Foreign (Non-Ohio) limited liability company organized under the laws of the state/country of _____, and registered to do business in the state of Ohio.
- Foreign (Non-Ohio) limited liability company organized under the laws of the state/country of _____, and NOT registered to do business in the state of Ohio.
- Domestic (Ohio) limited partnership, registration number _____
- Foreign (Non-Ohio) limited partnership organized under the laws of the state/country of _____, and registered to do business in the state of Ohio, under registration number _____

[] Foreign (Non-Ohio) limited partnership organized under the laws of the state/country of , and not registered to do business in the state of Ohio.

II. Merging Entities

The name, type of entity, and state/country of incorporation or organization, respectively, of each entity, other than the survivor, which is a party to the merger are as follows: (If insufficient space to cover this item, please attach a separate sheet listing the merging entities; Ohio registered or foreign qualified limited partnerships must include registration number)

Name	State/Country of Organization	Type of Entity
<u>Dayton Technologies, Inc</u>	<u>Delaware</u>	<u>Corporation</u>
_____	_____	<u>FL 95,309-13</u>
_____	_____	_____
_____	_____	_____
_____	_____	_____

III. Merger Agreement on File

The name and mailing address of the person or entity from whom/which eligible persons may obtain a copy of the agreement of merger upon written request:

Name	Address
<u>Neal Pemberton</u>	<u>351 N. Garver Road</u> (street and number)
	<u>Montee</u> <u>OH</u> <u>45050</u> (city, village or township) (state) (zip code)

IV. Effective Date of Merger

This merger is to be effective on: December 6, 1997

(If a date is specified, the date must be a date on or after the date of filing; the effective date of the merger cannot be earlier than the date of filing; if no date is specified, the date of filing will be the effective date of the merger).

V. Merger Authorized

The laws of the state or country under which each constituent entity exists, permits this merger

This merger was adopted, approved and authorized by each of the constituent entities in compliance with the laws of the state under which it is organized, and the persons signing this certificate on behalf of each of the constituent entities are duly authorized to do so.

VI. Statutory Agent

The name and address of the surviving entity's statutory agent upon whom any process, notice or demand may be served is:

Name

Address

Jeffrey A. Melnick

33 W. First Street, Ste. C-0

(complete street address)

Dayton, Ohio

45402

(city, village or township)

(zip code)

(This item MUST be completed if the surviving entity is a foreign entity which is not licensed, registered or otherwise authorized to conduct or transact business in the State of Ohio)

Acceptance of Agent

The undersigned, named herein as the statutory agent for the above referenced surviving entity, hereby acknowledges and accepts the appointment of statutory agent for said entity.

Signature of Agent

(The acceptance of agent must be completed by domestic surviving entities if through this merger the statutory agent for the surviving entity has changed, or the named agent differs in any way from the name reflected on the Secretary of State's records.)

VII. Statement of Merger

Upon filing, or upon such later date as specified herein, the merging entity/entities listed herein shall merge into the listed surviving entity.

VIII. Amendments

The articles of incorporation of the surviving domestic entity herein, are amended as set forth in the attached "Exhibit A"

(Please note that any amendments to articles of incorporation, articles of organization or to a certificate of limited partnership MUST be attached if the surviving entity is a DOMESTIC corporation, limited liability company, or limited partnership.)

IX. Qualification or Licensure of Foreign Surviving Entity

A. The listed surviving foreign corporation, limited liability company, or limited partnership desires to transact business in Ohio as a foreign corporation, foreign limited liability company, or foreign limited partnership, and hereby appoints the following as its statutory agent upon whom process, notice or demand against the entity may be served in the State of Ohio. The name and complete address of the statutory agent is:

(name)

(street and number)

(city, village or township)

Ohio _____

(zip code)

The subject surviving foreign corporation, limited liability company or limited partnership irrevocably consents to service of process on the statutory agent listed above as long as the authority of the agent continues, and to service of process upon the Secretary of State if the agent cannot be found, if the corporation, limited liability company or limited partnership fails to designate another agent when required to do so, or if the corporation's, limited liability company's, or limited partnership's license or registration to do business in Ohio expires or is cancelled.

B. The qualifying entity also states as follows: (complete only if applicable)

1. **Foreign Qualifying Limited Liability Company**

(If the qualifying entity is a foreign limited liability company, the following information must be completed)

a. The name of the limited liability company in its state of organization/registration is _____

b. The name under which the limited liability company desires to transact business in Ohio is _____

c. The limited liability company was organized or registered on _____ month day year
under the laws of the state/country of _____

d. The address to which interested persons may direct request for copies of the articles of organization, operating agreement, bylaws, or other charter documents of the company is: _____

2. **Foreign Qualifying Limited Partnership**

(If the qualifying entity is a foreign limited partnership, the following information must be completed)

a. The name of limited partnership is _____

b. The limited partnership was formed on _____
under the laws of the state/country of _____
month day year

c. The address of the office of the limited partnership in its state/country of organization is _____

d. The limited partnership's principal office address is _____

e. The names and business or residence addresses of the GENERAL partners of the partnership are as follows:

Name	Address
_____	_____
_____	_____
_____	_____

(if insufficient space to cover this item, please attach a separate sheet listing the general partners and their respective addresses)

f. The address of the office where a list of the names and business or residence addresses of the limited partners and their respective capital contributions is to be maintained is:

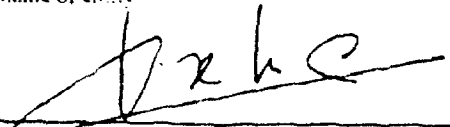
The limited partnership hereby certifies that it shall maintain said records until the registration of the limited partnership in Ohio is cancelled or withdrawn.

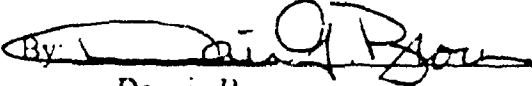
The undersigned constituent entities have caused this certificate of merger to be signed by its duly authorized officers, partners and representatives on the date(s) stated below.

06088-0452

D-Q Acquisition Company
exact name of entity

Dayton Technologies, Inc
exact name of entity

By: 
Clement De Meersman

By: 
Darwin Brown

Its: President

Its: President

Date: November 20, 1997

Date: November 20, 1997

(Please note that the chairman of the board, the president, vice president, secretary or an assistant secretary must sign on behalf of each constituent corporation, and at least one general partner must sign on behalf of each constituent limited partnership; If insufficient space for signature, a separate sheet should be attached containing such signatures)

GCCL222059030MGR1 CER

CERTIFICATE OF AMENDMENT
TO ARTICLES OF INCORPORATION
OF D-Q ACQUISITION COMPANY 06088-0453

Pursuant to Section B of the Agreement of Merger by and between D-Q Acquisition Company and Dayton Technologies, Inc., Article FIRST of the Articles of Incorporation of D-Q Acquisition Company is amended in its entirety to read as follows:

FIRST. The name of this corporation shall be Dayton Technologies, Inc.

2205\505AMND EXH

UNITED STATES OF AMERICA, 968923
STATE OF OHIO,
OFFICE OF THE SECRETARY OF STATE

I, BOB TAFT, Secretary of State of the State of Ohio, do hereby certify that the foregoing is a true and correct copy, consisting of 7 pages, as taken from the original record now in my official custody as Secretary of State.



WITNESS my hand and official seal at
Columbus, Ohio, this 2nd day of
February A.D. 19 28

Bob Taft
BOB TAFT
Secretary of State

By: Joy Sellner

NOTICE: This is an official certification only when reproduced in red ink

JACOX, MECKSTROTH & JENKINS

ATTORNEYS AT LAW

PATENT, TRADEMARK & COPYRIGHT MATTERS

2310 FAR HILLS BUILDING

DAYTON, OHIO 45419-1575

TELEPHONE
937/298-2811

FACSIMILE
937/298-7418

February 21, 2001

BOX ASSIGNMENTS

Commissioner of Patents and Trademarks
Washington, DC 20231

Sir:

Transmitted herewith for filing is:

XX Change of Name for D-Q Acquisition Company, an Ohio Corporation to Dayton Technologies, Inc., an Ohio Corporation. For recordal against:

Registration No. : 1,425,761	DAYTEX	DTI 009 T2
Registration No. : 1,425,762	SLENDERLINE	DTI 010 T2
Registration No. : 1,478,717	THE UN-TOUCHABLES	DTI 011 T2
Registration No. : 1,659,768	SWING-LOK	DTI 015 T2
Registration No. : 2,154,238	TRU-LOK	DTI 017 T2
Registration No. : 2,047,756	PRIME-LOK	DTI 018 T2

XX The Commissioner is authorized to charge the fee in the amount of \$ 165.00 to **Deposit Account No. 50-1287**.

XX The Commissioner is hereby authorized to charge any additional fees under 37 C.F.R. 2.6 which may be required by this paper, or to credit any overpayment, to **Deposit Account No. 50-1287**. Two copies of this sheet are enclosed. (Should Account No. 50-1287 be deficient, please charge any further deficiency to Deposit Account No. 10-0220.)

Respectfully submitted,

JACOX, MECKSTROTH & JENKINS

By Matthew R. Jenkins
Matthew R. Jenkins, Reg. No. 34,844

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner of Patents and Trademarks, Washington, D.C. 20231, on March 6, 2001

Sandi Schlegel
Typed or printed name of person mailing paper or fee
Sandi Schlegel 3/6/01
Signature of person mailing paper or fee Date