

FORM PTO-1594

MPD
3/19/01



101670735

HEET

U.S. DEPARTMENT OF COMMERCE
Patent and Trademark Office

Y 75/727,085

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

1. Name of conveying party(ies):
Mannesmann Dematic Rapistan Corp.

Individual(s) Association
 General Partnership Limited Partnership
 Corporation-State of New York
 Other _____

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

3. Nature of conveyance: Assignee is a successor to the business of the applicant to which the mark pertains. (only if applicable)

Assignment Merger
 Security Agreement Change of Name
 Other _____

Execution Date: February 27, 2001

2. Name and address of receiving party(ies)
Name: Rapistan Systems Advertising Corp.
Internal Address: 507 Plymouth, N.E., Grand Rapids, MI 49505

Street Address: 507 Plymouth, N.E.

City: Grand Rapids State: MI ZIP: 49505

If assignee is not domiciled in the United States, a domestic representative designation is attached: Yes No
Additional name(s) of conveying party(ies) attached? Yes No

4. Application number(s) or patent number(s):
If this document is being filed together with a new application, the execution date of the application is: _____

A. Trademark Application No. _____ B. Trademark Registration No.(s) _____

Additional numbers attached? Yes No
See Attached Exhibit A

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

Name: Daniel Van Dyke
Internal Address: Van Dyke, Gardner, Linn, & Burkhardt, LLP

Street Address: 2851 Charlevoix Drive, S.E., P O Box 888695
City: Grand Rapids State: MI ZIP: 49588-8695

6. Total number of applications and registrations involved: 17

7. Total fee (37 C.F.R. § 3.41).....\$ 440.00
 Enclosed
 Any deficiencies in enclosed fees are authorized to be charged to deposit account

8. Deposit Account number:
22-0190
(Attach duplicate copy of this page if paying by deposit account)

04/05/2001 DBYRNE 00000114 75727085
01 FC:481 40.00 DP
02 FC:482 400.00 DP

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.

Daniel Van Dyke
Name of Person Signing

March 16, 2001
3/16/01
Date

EXHIBIT A

UNITED STATES TRADEMARK APPLICATIONS

| <u>Appl. No.</u> | <u>Trademark</u> | <u>Filed</u> |
|------------------|------------------|--------------|
| 75/727,085 | SORTDIRECTOR | 06/11/99 |
| 76/025,222 | DEMAGVIEW | 04/13/00 |
| 76/025,380 | PLUG & CONVEY | 04/13/00 |

UNITED STATES TRADEMARK AND SERVICE MARK REGISTRATIONS

| <u>Reg. No.</u> | <u>Trademark</u> | <u>Reg. Date</u> |
|-----------------|----------------------|------------------|
| 691,983 | APC | 01/26/60 |
| 725,792 | RAPISTAN | 01/02/62 |
| 726,161 | RAPISTAN | 01/09/62 |
| 771,275 | RAPISTAN | 06/09/64 |
| 779,431 | RAPISTAN | 11/03/64 |
| 1,169,704 | THE TECHNICS GROUP | 09/15/81 |
| 1,169,705 | TECHNICS | 09/15/81 |
| 1,169,706 | MISCELLANEOUS DESIGN | 09/15/81 |
| 1,173,947 | RAPISTAN | 10/20/81 |
| 1,195,499 | RAPISTAN + DESIGN | 05/18/82 |
| 1,672,501 | RAPIDVIEW | 01/21/92 |
| 2,297,554 | MISCELLANEOUS DESIGN | 12/07/99 |
| 2,354,162 | RAPIDSORT | 05/30/00 |
| 2,376,502 | RAPIDPICK2 | 08/15/00 |

ASSIGNMENT OF UNITED STATES TRADEMARK RIGHTS

WHEREAS, by Asset Transfer Agreement (“Agreement”) dated as of December 1, 1998, between Mannesmann Dematic Rapistan Corp., formerly named Rapistan Demag Corp. (“Assignor”) and Rapistan Systems Advertising Corp. (“Assignee”), Assignor agreed *inter alia* to sell, convey, transfer, assign, and deliver to Assignee all of its right, title, and interest in and to all trademarks and trademark applications used in the Business, as defined by the Agreement; and

WHEREAS, Assignor is a corporation duly organized and existing under the laws of the State of New York having an office located at 507 Plymouth Avenue, N.E., Grand Rapids, Michigan 49505; and

WHEREAS, Assignee, a corporation duly organized and existing under the laws of the State of Delaware, having an office located at 507 Plymouth Avenue, N.E., Grand Rapids, Michigan 49505, wishes to acquire all of Assignor’s right, title, and interest to the United States trademarks and trademark applications, listed on *Exhibit A*, along with the goodwill of the Business symbolized by the trademarks together with the right to sue and recover damages for past infringement;

NOW, THEREFORE, for good and valuable consideration, receipt of which is hereby acknowledged, Assignor does hereby sell, convey, assign, transfer, and deliver to Assignee, for its use and the use of its successors, assigns and legal representatives, all of Assignor’s right, title, and interest in and to the United States trademarks and trademark applications, and trademarks registered therefrom, listed in *Exhibit A* attached hereto and made a part hereof, along with the goodwill of the business symbolized by the trademarks, together with any and all renewals thereof for the full term or terms of all such rights, together with its right to sue and recover all claims for damages for past infringement, for its own use and for the use of its successors, assigns, and legal representatives; and

FURTHER, Assignor represents, warrants, and agrees that upon the reasonable request of Assignee and at Assignee’s expense, Assignor shall execute and deliver any further instruments or documents and take all such further action, or cause any affiliate of Assignor to do the same, to perfect Assignee’s right, title, and interest in the United States trademarks and trademark applications, and trademarks issued therefrom, assigned by the Agreement or this instrument; and

IN WITNESS WHEREOF, each of the parties hereto have caused this ASSIGNMENT OF UNITED STATES TRADEMARK RIGHTS to be executed on its behalf this 27th day of February, 2001.

MANNESMANN DEMATIC RAPISTAN CORP.
(Assignor)

By William F. Marchido
William F. Marchido
Vice President

RAPISTAN SYSTEMS ADVERTISING CORP.
(Assignee)

By Ronald J. High
Name: Ronald J High
Title: ASST. TREASURER

STATE OF MICHIGAN)
) ss.
COUNTY OF KENT)

On this 27th day of February, in the year of 2001, before me personally came William F. Marchido, to me known, who being by me duly sworn, did say that he is the Vice President of Mannesmann Dematic Rapistan Corp., the corporation described in and which executed the foregoing Assignment, and that he signed his name thereto.

Jeffrey R. Heinze
Notary Public
JEFFREY R. HEINZE
NOTARY PUBLIC KENT CO., MI
MY COMMISSION EXPIRES May 26, 2003

STATE OF MICHIGAN)
) ss.
COUNTY OF KENT)

On this 27th day of February, in the year of 2001, before me personally came Ronald J High, to me known, who being by me duly sworn, did say that he is the ASST. TREASURER of Rapistan Systems Advertising Corp., the corporation described in and which executed the foregoing Assignment, and that he signed his name thereto.

Jeffrey R. Heinze
Notary Public
JEFFREY R. HEINZE
NOTARY PUBLIC KENT CO., MI
MY COMMISSION EXPIRES May 26, 2003