



04-16-2001  
U.S. Patent & TMO/TM Mail Rcpt Dt. #70

4-16-01

Attorney Docket No. GLO 5 0065

**PATENT  
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

ASSIGNEE : GELcore, LLC 04-27-2001  
FOR : DIOLUX  
REGISTRATION NO. : 1,856,213  
FILED : September 27, 1994  
ATTORNEY DOCKET NO. : GOL 5 0065



101689731

**ASSIGNMENT TRANSMITTAL LETTER**

Asst. Commissioner for Patents and Trademarks  
Washington, DC 20231

Dear Sir:

Please record the attached original document or copy thereof.

1. Name of Parties conveying an interest:

Ecolux, Inc.  
1847 32nd Avenue  
Lachine, Quebec  
CANADA

2. Name of Party receiving an interest:

GELcore, LLC  
6180 Halle Drive  
Valley View, Ohio 44125

3. Description of the interest conveyed:

Assignment                      \_\_\_ Change of Name  
 Security Agreement              \_\_\_ Merger  
Other \_\_\_\_\_

04/26/2001 AAHMED1 00000327 1856213  
01 FC:581 40.00 DP

4. Name and address of Party to whom correspondence concerning this document should be mailed:

Scott A. McCollister  
Reg. No. 33,961  
FAY, SHARPE, FAGAN, MINNICH & McKEE, LLP  
1100 Superior Avenue, Seventh Floor  
Cleveland, Ohio 44114-2518

5. One trademark application(s) is/are involved.

6.  Amount of fee enclosed: \$40.00  
 Amount authorized to be charged to Deposit Account No. 06-0308:

The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 06-0308.

7. The assignment shows it was signed on: August 31, 2000.


8. 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.

9. Total number of pages enclosed: 3.

Respectfully submitted,

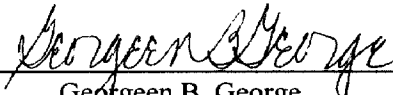
FAY, SHARPE, FAGAN,  
MINNICH & McKEE, LLP

April 10, 2001  
Date

  
\_\_\_\_\_  
Scott A. McCollister  
Reg. No. 33,961  
1100 Superior Avenue, Seventh Floor  
Cleveland, OH 44114-2518  
(216) 861-5582

**First Class Mail Certificate**

I hereby certify that this TRANSMITTAL LETTER and ASSIGNMENT are being deposited with the United States Postal Service by first class mail procedure in an envelope addressed to the Commissioner of Patents and Trademarks, Washington, D.C. 20231 on April 10, 2001.

  
\_\_\_\_\_  
Georgeen B. George

IN THE UNITED STATES PATENT AND TRADEMARKS OFFICE

ASSIGNEE : GELcore, LLC  
a Delaware limited liability corporation

REGISTRATION NO. : 1,856,213

REGISTRATION DATE : September 27, 1994

TRADEMARK : DIOLUX

Honorable Commissioner of Patents & Trademarks  
BOX ASSIGNMENT  
Washington - D.C. 20231

SUBSTITUTE POWER OF ATTORNEY AT LAW

Dear Sir:

Registrant hereby appoints Scott A. McCollister, member of the law firm FAY, SHARPE, FAGAN, MINNICH & MCKEE LLP, whose postal address is Seventh Floor, 1100 Superior Avenue, Cleveland, Ohio 44114-2518. United States of America, its attorney to register, to transact all business in the Patent and Trademark Office connected therewith.

Please direct all correspondence to Scott A. McCollister, member of the law firm FAY, SHARPE, FAGAN, MINNICH & MCKEE LLP, whose postal address is Seventh Floor, 1100 Superior Avenue, Cleveland, Ohio 44114-2518. United States of America, - telephone No. : (216) 861-5582, facsimile No. (216) 241-1666.

SUBSTITUTE DESIGNATION OF DOMESTIC REPRESENTATIVE

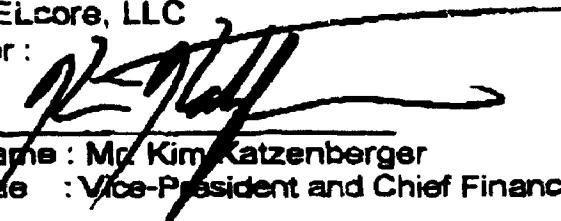
The law firm of FAY, SHARPE, FAGAN, MINNICH & MCKEE LLP, whose postal address is Seventh Floor, 1100 Superior Avenue, Cleveland, Ohio 44114-2518. United States of America, is hereby appointed registrant's representative upon whom notice or process in proceedings affecting the mark may be served.

Date :

3/9/01

GELcore, LLC

per :



Name : Mr. Kim Katzenberger

Title : Vice-President and Chief Financial Officer

TRADEMARK AND SERVICE MARK ASSIGNMENT

RECITALS

- A. Ecolux, Inc., a Quebec corporation, having an address at 1847, 32<sup>nd</sup> Avenue, Lachine, Quebec, Canada, H8T 3J1 ("Assignor"), has adopted, used and is using the trademarks and service marks listed on the attached Schedule A (Collectively, the "Marks");
- B. Assignor is registered owner of the Marks and the applications and registrations therefor that are listed on the attached Schedule A; and
- C. GELcore, LLC, a Delaware limited liability corporation, having its principle place of business at 6180 Halle Drive, Valley View, Ohio, 44125, U.S.A. ("Assignee"), is desirous of acquiring the Marks, the applications and registrations therefor, and the goodwill associated therewith.


NOW, THEREFORE, for good and valuable consideration, Assignor does hereby assign unto Assignee all right, title and interest in and to the Marks, including all claims for damages for past infringement, together with the goodwill associated therewith.

This TradeMark and Service Mark Assignment is being delivered subject to and pursuant to the terms and conditions of an Asset Purchase Agreement, dated August 3, 2000, entered into by Assignor and Assignee, among others (the "Purchase Agreement"). The rights and obligations of Assignor and Assignee set forth in the representations, warranties, covenants, indemnities, agreements and other terms and provisions of the Purchase Agreement shall be neither limited, altered or impaired nor enhanced or enlarged hereby or by performance hereunder.

IN WITNESS WHEREOF, Assignor has executed and delivered this Assignment on

August 31, 2000.

ECOLUX INC.

By:   
Name: CLAUDE DEMERS  
Title: PRESIDENT

## SCHEDULE A

### Canada:

Diolux, registered under no. TMA429,149; Date of registration: 06/17/94

Ecolux, registered under no. TMA416,750; Date of registration: 09/10/93

Ecolux, demand for extension no. TMO707,416(1); Filing date: 12/09/98

### United States:

Diolux, registered under no. 1,856,213; Date of registration: 09/27/94

SWORN TO BEFORE ME AT THE CITY AND DISTRICT  
OF MONTREAL, PROVINCE OF QUEBEC,  
THIS 31ST DAY OF AUGUST, 2000.

*Lina Rocca*

Commissioner of Oaths for the City and District of Montreal  
Province of Quebec.

