

4130101

05-07-2001

FORM PTO-1618A

Expires 06/30/99

OMB 0651-0027



Department U.S. of Commerce  
Patent and Trademark Office

TRADEMARK

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- New
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Conveyance Type

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

Conveying Party

Mark if additional names of conveying parties attached

Name                  Simins Falotico Group, Inc  
Formerly

Execution Date  
Month      Day      Year  
04          18          2001

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

Receiving Party

Mark if additional names of receiving attached

Name                  EYP Mission Crtical Facilities, Inc.

DBA/AKA/TA

Composed of

Address (line 1)    100 St. Mary's Avenue

Address (line 2)

Address (line 3)    Staten Island                          NY                          10305  
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 - New York

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Mail documents to be recorded with required cover sheet(s) information to:  
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REEL: 002287 FRAME: 0264

**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

(617) 570-1292

Name Miriam J. Rovner, Senior Legal Assistant

Address (line 1) Goodwin Procter LLP

Address (line 2) Exchange Place

Address (line 3) 53 State Street

Address (line 4) Boston, MA 02109-2881

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

# 7

**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)

Trademark Registration Number(s)

2,430,573

**Number of Properties** Enter the total number of properties involved

# 1

**Fee Amount**

Fee Amount for Properties Listed (37 CFR 3.41):

\$ 40.00

Method of Payment:

Enclosed Deposit Account 

Deposit Account

(Enter for payment by deposit account or if additional fees can be charged to the account.)

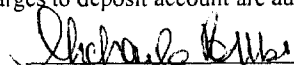
Deposit Account Number: # 07-1700

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.

Michaela Allbee

Name and Person Signing



Signature

April 27, 2001

Date Signed

State of New York }  
Department of State } ss:

I hereby certify that the annexed copy has been compared with the original document in the custody of the Secretary of State and that the same is a true copy of said original.

Witness my hand and seal of the Department of State on

APR 18 2001



A handwritten signature in black ink, appearing to read "J. Shub", with a long horizontal line extending to the right.

Spacial Deputy Secretary of State

DDS-1266 (7/00)

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KIRKLAND &amp; ELLIS

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**CERTIFICATE OF AMENDMENT OF THE  
CERTIFICATE OF INCORPORATION**

OF

**SIMINS FALOTICO GROUP, INC.**

Under Section 805 of the Business Corporation Law

It is hereby certified that:

**FIRST:** The name of the corporation is Simins Falotico Group, Inc. (hereinafter referred to as the "Corporation"). The Corporation was formed under the name Chas.R. Ward Engineering Corporation.

**SECOND:** The Certificate of Incorporation of the Corporation was filed by the Department of State on May 4, 1918.

**THIRD:** The amendments of the Certificate of Incorporation of the Corporation to be effected by this certificate of amendment are as follows:

- a. To change the name of the Corporation to EYP Mission Critical Facilities, Inc.
- b. To change the post office address to which the Secretary of State shall mail a copy of any process against the Corporation served upon him.

**FOURTH:** To accomplish the foregoing amendments, Paragraphs First, Third and Fifth of the Certificate of Incorporation, relating to the name of the Corporation, and the service of process, are hereby stricken amended to read as follows:

**"FIRST:** The name of the corporation (the "Corporation") is EYP Mission Critical Facilities, Inc.

**"FIFTH:** The Secretary of State is designated as agent of the Corporation upon whom service of process against it may be served. The post office address in which the Secretary of State shall mail a copy of any process against the Corporation served upon him is 412 Broadway, Albany, New York 12207."

**FIFTH:** The foregoing amendments of the Certificate of Incorporation were authorized by consent in writing of all of the members of the Board of Directors of the

Corporation, followed by the vote of the holders of at least a majority of all of the outstanding shares of the Corporation entitled to vote on said amendment of the Certificate of Incorporation.

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IN WITNESS WHEREOF, the undersigned has subscribed this document on the date set forth below and does hereby affirm, under the penalties of perjury, that the statements contained therein have been examined by the undersigned and are true and correct.

Date: April 18, 2001

/s/ Steven Einhorn

Steven Einhorn,  
President

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CERTIFICATE OF AMENDMENT

OF

SIMINS FALOTICO GROUP, INC.

Under Section 805 of the Business Corporation Law

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FILED BY: KIRKLAND & ELLIS  
153 East 53rd Street  
39th Floor  
New York, NY 10022  
Cust. Ref#119064CST

DRAWDOWN

SAC

STATE OF NEW YORK  
DEPARTMENT OF STATE

FILED APR 18 2001

TAX \$ \_\_\_\_\_  
BY: SAC

Albany

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