

6-01-01

08-17-2001

FORM PTO-1594
(Rev. 03/01)
OMB No. 0651-0027 (EXP. 5/31/2002)



T U.S. DEPARTMENT OF COMMERCE
U.S. PATENT AND TRADEMARK OFFICE

101813208

Attorney Docket No.: 15244-181

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

1. Name of conveying party(ies):
 Schnee-Morehead, Inc.
 111 North Nursery Road
 Irving, Texas 75060

___ Individual(s) ___ Association
 ___ General Partnership ___ Limited Partnership
 Corporation-State: Texas
 ___ Other _____

Additional name(s) of conveying party(ies) attached? ___ yes no

2. Name and Address of receiving party(ies):
 Name: Schnee-Morehead Business Trust
 Street Address: 111 North Nursery Road
 City: Irving State: Texas Zip 75060

___ Individual(s) Citizenship _____
 ___ Association _____
 ___ General Partnership _____
 ___ Limited Partnership _____
 ___ Corporation-State _____
 Other: Delaware Business Trust

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) and address(es) attached? ___ yes no

3. Nature of Conveyance:
 Assignment ___ Merger
 ___ Security Agreement ___ Change of Name
 ___ Other: _____

Execution Date: February 1, 2001

Additional numbers attached? Yes ___ No

4. Application number(s) or registration number(s):
 A, Trademark Application No.(s) 75/559,544

B. Trademark Registration No.(s)
 Additional numbers attached? ___ Yes No

5. Name and address of party to whom correspondence concerning Document should be mailed:
 Name: Kay Lyn Schwartz
 Gardere Wynne Sewell LLP
 Address: 1601 Elm Street, Suite 3000
 City: Dallas
 State: Texas Zip: 75201-4761

6. Total number of applications and registrations involved: 1

7. Total Fee (37 CFR 3.41).....\$40.00
 Enclosed
Authorized to charge to deposit account.

8. Deposit Account No: 07-0153
 (Attach duplicate copy 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.

Kay Lyn Schwartz Kay Lyn Schwartz May 20, 2001
 Printed Name of Person Signing Signature Date

Total Number of Pages Including Cover Sheet, Attachments and Document: 5

Mail documents to be recorded with required cover sheet information to:
 Commissioner of Patent & Trademarks, Box Assignments
 Washington, D.C. 20231

DALLAS 1016128v1

TRADEMARK
REEL: 002311 FRAME: 0904

NUNC PRO TUNC TRADEMARK ASSIGNMENT

This Assignment is between SCHNEE-MOREHEAD, INC., a corporation of the State of Texas and doing business at 111 North Nursery Road, Irving, Texas 75060 (hereinafter "ASSIGNOR") and SCHNEE-MOREHEAD BUSINESS TRUST, a Delaware Business Trust and doing business at 111 North Nursery Road, Irving, Texas 75060 (hereinafter "ASSIGNEE").

WHEREAS, ASSIGNOR has adopted and is using the trademark of Schedule A for which it has filed an application in the United States Patent and Trademark Office for registration; and

WHEREAS, ASSIGNEE, is desirous of acquiring said trademark and application of Schedule A;

NOW, THEREFORE, for good and valuable consideration, receipt of which is hereby acknowledged, said ASSIGNOR does hereby sell, assign and transfer to said ASSIGNEE all right, title and interest in and to said trademark and application of Schedule A, together with the goodwill of the business symbolized by the trademark of Schedule A and in and to all income, royalties, damages, claims and payments now or hereafter due or payable with respect hereto, and in and to all causes of action in law or in equity for past, present or future infringement of said trademark and application of Schedule A, and to all rights corresponding to the foregoing throughout the world.

Effective February 1, 2001.

SCHNEE-MOREHEAD, INC.

By: Betty Buchanan
Title: Corp. Secretary

SCHEDULE A
APPLICATIONS

Serial No.	Mark	Application Date
75/559,544	SM CHUBS	09/25/98

DALLAS 1014352v1

214-999-4702
KSchwartz@GARDERE.COM
DIRECT FAX 214-999-3702

VIA FIRST CLASS U.S. MAIL

May 30, 2001

BOX: ASSIGNMENTS

Commissioner for Patents and Trademarks
Washington, D.C. 20231

RE: SCHNEE-MOREHEAD, INC. TO SCHNEE-MOREHEAD BUSINESS TRUST
Our File No. 15244-181

Dear Sir:

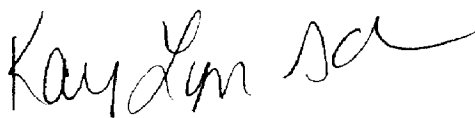
Enclosed please find the following:

1. Recordation Form Cover Sheet;
2. Check in the amount of \$40.00; and
3. Postcard.

It is believed that no additional fee is due. If this is incorrect, the Commissioner is hereby authorized to charge any fees that may be required by this paper to Deposit Account 07-0153.

Respectfully submitted,

Gardere Wynne Sewell LLP



Kay Lyn Schwartz
Enclosures

DALLAS 1016129v1



**UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office**

ASSISTANT SECRETARY AND COMMISSIONER
OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

AUGUST 15, 2001

PTAS



101741708A

GARDERE WYNNE SEWELL LLP
KAY LYN SCHWARTZ
1601 ELM STREET, SUITE 3000
DALLAS, TEXAS 75201-4761

UNITED STATES PATENT AND TRADEMARK OFFICE
NOTICE OF NON-RECORDATION OF DOCUMENT

DOCUMENT ID NO.: 101741708

THE ENCLOSED DOCUMENT HAS BEEN EXAMINED AND FOUND NON-RECORDABLE BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. THE REASON(S) FOR NON-RECORDATION ARE STATED BELOW. DOCUMENTS BEING RESUBMITTED FOR RECORDATION MUST BE ACCOMPANIED BY A NEW COVER SHEET REFLECTING THE CORRECT INFORMATION TO BE RECORDED AND THE DOCUMENT ID NUMBER REFERENCED ABOVE.

THE ORIGINAL DATE OF FILING OF THIS ASSIGNMENT DOCUMENT WILL BE MAINTAINED IF RESUBMITTED WITH THE APPROPRIATE CORRECTION(S) WITHIN 30 DAYS FROM THE DATE OF THIS NOTICE AS OUTLINED UNDER 37 CFR 3.51. THE RESUBMITTED DOCUMENT MUST INCLUDE A STAMP WITH THE OFFICIAL DATE OF RECEIPT UNDER 37 CFR 3. APPLICANTS MAY USE THE CERTIFIED PROCEDURES UNDER 37 CFR 1.8 OR 1.10 FOR RESUBMISSION OF THE RETURNED PAPERS, IF THEY DESIRE TO HAVE THE BENEFIT OF THE DATE OF DEPOSIT IN THE UNITED STATES POSTAL SERVICE.

SEND DOCUMENTS TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231. IF YOU HAVE ANY QUESTIONS REGARDING THIS NOTICE, YOU MAY CONTACT THE INDIVIDUAL WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723.

1. THE COVER SHEET SUBMITTED FOR RECORDING IS NOT ACCEPTABLE. THE ATTACHMENTS THAT WERE INDICATED ON THE COVER SHEET WERE NOT RECEIVED BY THE ASSIGNMENT DIVISION. THE REFERENCED DOCUMENTS MUST BE PRESENT BEFORE RECORDING.

STEVEN POST, EXAMINER
ASSIGNMENT DIVISION
OFFICE OF PUBLIC RECORDS

RECORDED: 06/01/2001

TRADEMARK
REEL: 002311 FRAME: 0908