

65-01

06-13-2001

Form PTO-1594 (Rev. 03/01) OMB No. 0651-0027 (exp. 5/31/2002) Tab settings



U.S. DEPARTMENT OF COMMERCE U.S. Patent and Trademark Office

101747505

To the Honorable Commissione

Please record the attached original documents or copy thereof.

1. Name of conveying party(ies):

General Signal Power Systems, Inc. Wisconsin corporation

- Individual(s) Association General Partnership Limited Partnership Corporation-State Other

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

3. Nature of conveyance:

- Assignment Merger Security Agreement Change of Name Other Corrected assignment

Execution Date: 12-30-1999

2. Name and address of receiving party(ies)

Name: Powerware Corporation

Internal Address:

Street Address: 8609 Six Forks Road

City: Raleigh State: N.C. Zip: 27615

- Individual(s) citizenship Association General Partnership Limited Partnership Corporation-State Delaware Other

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) & address(es) attached? Yes No

4. Application number(s) or registration number(s):

A. Trademark Application No.(s)

B. Trademark Registration No.(s)

(1,253,659)

Additional number(s) attached Yes No

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

Name: Gwenn E. Roos, Esq.

Internal Address: B52-LJ

Invensys Intellectual Property

Street Address: 33 Commercial Street

City: Foxboro State: MA Zip: 02035

6. Total number of applications and registrations involved:

15

7. Total fee (37 CFR 3.41) \$ 390.00

- Enclosed Authorized to be charged to deposit account

8. Deposit account number: 06-1826

(Attach duplicate copy of this page 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.

Gwenn E. Roos, Esq. Name of Person Signing

Signature

6/5/01 Date

Total number of pages including cover sheet, attachments, and document: 4

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

06/12/2001 LMUELLER 00000094 061826 1253659

01 FC:481 40.00 CH 02 FC:482 350.00 CH

**RECORDATION FORM COVER SHEET**  
**CONTINUATION of Section 4**  
**TRADEMARKS ONLY**

**Application Numbers**

**Registration Numbers**

<hr/>	<u>1,424,672</u>
<hr/>	<u>1,424,673</u>
<hr/>	<u>1,591,765</u>
<hr/>	<u>1,633,061</u>
<hr/>	<u>1,696,883</u>
<hr/>	<u>1,738,141</u>
<hr/>	<u>1,746,324</u>
<hr/>	<u>1,826,027</u>
<hr/>	<u>1,848,089</u>
<hr/>	<u>1,870,432</u>
<hr/>	<u>1,929,807</u>
<hr/>	<u>2,061,743</u>
<hr/>	<u>2,139,065</u>
<hr/>	<u>2,155,356</u>
<hr/>	<hr/>

**ASSIGNMENT OF UNITED STATES TRADEMARK RIGHTS**

WHEREAS, GENERAL SIGNAL POWER SYSTEMS, INC., a Wisconsin corporation, having a place of business located at 400 S. Prairie Avenue, Waukesha, Wisconsin 53186 (hereinafter "Assignor"), is the owner of the trademark registrations and applications listed on the attached Appendix A; and

WHEREAS, POWERWARE CORPORATION, a Delaware corporation, having a place of business at 8609 Six Forks Road, Raleigh, North Carolina 27615 (hereinafter "Assignee"), is desirous of acquiring any and all rights that Assignor may have in and to the trademark registrations and applications listed on the attached Appendix A, together with the goodwill of the business in connection with which said trademark registrations and applications listed on the attached Appendix A are used;

NOW, THEREFORE, for good and valuable consideration, receipt of which is hereby acknowledged, said Assignor does hereby assign unto said Assignee its right, title and interest in and to said trademark registrations and applications listed on the attached Appendix A, together with the goodwill of the business in connection with which same is used, the same to be held and enjoyed by the Assignee, its successors and assigns to the full end of the terms for which the aforesaid trademark registrations and applications listed on the attached Appendix A are valid and any renewals of the terms thereof.

IN WITNESS WHEREOF, Assignor has caused this Assignment of United States Trademarks to be executed by its duly authorized officer this 30<sup>th</sup> day of December, 1999.

GENERAL SIGNAL POWER SYSTEMS,  
INC.

By: \_\_\_\_\_

Name: Christopher J. Kearney

Title: Vice President & Secretary

APPENDIX A

TRADEMARKS

U.S. Trademarks:

Mark: BEST	Registration No. 1253659
Mark: FERRUPS	Registration No. 1424672
Mark: MICRO-FERRUPS	Registration No. 1424673
Mark: BEST (STYLIZED DESIGN)	Registration No. 1591765
Mark: CHECKUPS	Registration No. 1633061
Mark: FORTRESS	Registration No. 1696883
Mark: CITADEL	Registration No. 1738141
Mark: PATRIOT	Registration No. 1746324
Mark: NATIONAL POWER LABORATORY	Registration No. 1826027
Mark: POWER PARTNER	Registration No. 1848089
Mark: HI-SURGE	Registration No. 1870432
Mark: PHON TEK	Registration No. 1929807
Mark: UNITY I	Registration No. 2061743
Mark: BEST	Registration No. 2139065
Mark: BEST POWER AND DESIGN	Registration No. 2155356

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Powerware Corporation  
8609 Six Forks Road  
Raleigh, North Carolina 27615

Box: ASSIGNMENTS  
Patent and Trademark Office  
Washington, D.C. 20231

Re: Assignment of Trademark Rights

Sir: Transmitted herewith for filing are the following:

- [ X ] PTO Form-1594 Recordation Cover Sheet
- [ X ] Continuation Sheet with additional marks
- [ X ] Assignment Document (2 pages) Corrected to replace Assignment recorded under Reel/Frame 002116/0877 dated 07/10/2000 wherein Assignor state of incorporation was incorrect.

DEPOSIT ACCOUNT AUTHORIZATION

The applicant of the above trademark respectfully requests that the Fee of \$390 as well as any other fees associated with this mark be debited from The Foxboro Company's Deposit Account No. 06-1826.

Please refer all communications relating to this assignment to my attention at 33 Commercial Street, B52-1J, Foxboro, MA 02035, 508-649-6320.

Respectfully submitted,

By: Gwenn Roos  
Gwenn E. Roos, Esq.  
Attorney for Applicant  
(508) 549-6320

CERTIFICATE OF EXPRESS MAILING

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as EXPRESS MAIL, Label No. EL 755336745 US, in an envelope addressed to Box: Assignments To Patent & Trademark Office, Washington, D. C. 20231.

6/5/2001  
Date of Deposit

Mary T. Kuciel  
Signature of Depositor