

01-09-2002



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TO: The Commissioner of Patents and Trademarks: Please record the attached original document(s) or copy(ies).

Submission Type

- New
- Resubmission Document ID#  (Non-Recordation)
- Correction of PTO Error  
Reel #  Frame #
- Corrective Document  
Reel #  Frame #

Conveyance Type

- Assignment  License
- Security  Nunc Pro Tunc Assignment
- Merger
- Change of Name
- Other

Effective Date  
Month Day Year  
10/31/01

Conveying Party

Mark if additional names of conveying parties attached

Name

Execution Date  
Month Day Year

10/31/01

Formerly

- Individual  General Partnership  Limited Partnership  Corporation  Association
- Other

Citizenship/State of Incorporation/Organization

Receiving Party

Mark if additional names of receiving parties attached

Name

DBA/AKA/TA

Composed of

Address (line 1)

Address (line 2)

Address (line 3)     
City State/Country Zip Code

- Individual  General Partnership  Limited Partnership  Association
- Corporation
- Other

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.)

Citizenship/State of Incorporation/Organization

01/09/2002 LMKELLER 00600045 75669500

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01 EC:481 40.00 00

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Mail documents to be recorded with required cover sheet(s) information to:  
Commissioner of Patents and Trademarks, Box Assignments, Washington, D.C. 20231

**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

Name

Address (line 1)

Address (line 2)

Address (line 3)

Address (line 4)

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

**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).

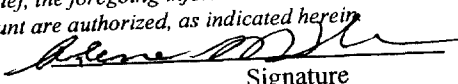
Trademark Application Number(s)			Registration Number(s)		
<input type="text" value="75/669,500"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>

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

**Fee Amount** Fee Amount for Properties Listed (37 CFR 3.41): \$

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: #   
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.  
Arlene D. Hanks  12-05-01  
Name of Person Signing Signature Date Signed

## ASSIGNMENT OF TRADEMARKS AND ACCOMPANYING GOODWILL

**WHEREAS**, Hawker Eternacell, Inc., a New York corporation, whose address is 495 Boulevard, Elmwood Park, New Jersey 07407, (hereinafter the "Assignor") is the owner of the trademark ETERNACELL, and the applications and registrations therefor in the United States Patent and Trademark Office and in similar offices or agencies of other countries as more fully set forth on the attached Exhibit "A," (the "Trademarks"), the goodwill of the business associated therewith and symbolized thereby, and all rights appurtenant thereto, including, but not limited to, all common law rights, causes of action and the right to recover for past infringement, dilution or other misappropriation thereof; and

**WHEREAS**, SAFT America, Inc., a Delaware corporation, whose address is 711 Gil Harbin Industrial Boulevard, Valdosta, Georgia 31601, (hereinafter the "Assignee") is desirous of acquiring the Trademarks and the applications and registrations thereof, and all goodwill associated therewith and symbolized thereby and all appurtenant rights thereto;

**NOW, THEREFORE**, in consideration of the sum of Ten and No/100 Dollars (\$10.00) and for other good and valuable consideration, receipt of which Assignor acknowledges by its execution below:

1. Assignor hereby assigns to Assignee all of its rights, title and interest in and to the Trademarks, together with the goodwill of the business connected with the use of and symbolized by said Trademarks, and together with any and all interests, claims and rights for damages and profits by reason of any past infringement or unauthorized use of the Trademarks,

false designations of origin, unfair competition, deceptive trade practices and/or dilution related to the Trademarks, use of confusingly similar marks or names by others and all other related causes of action and the right to sue therefor.

2. Assignor agrees to perform all reasonable and proper additional acts and to execute any additional documents at the request and expense of Assignee which Assignee may require in order to transfer all of Assignor's rights, title and interest in and to the said Trademarks in Assignee, its successors or assigns.

IN WITNESS WHEREOF, we have hereto set our hand(s) and seal(s) this 31 day of October, 2001.

**Hawker Eternacell, Inc.**

Assignor

By: 

Name: Thomas J. Alcorn

Title: Secretary

**SAFT America, Inc.**

Assignee

By: 

Name: David J. Cox

Title: CFO

STATE OF North Carolina  
COUNTY OF Durham

I, R. K. Allison, a Notary Public of the aforesaid County and State, do hereby certify that Thomas Alcide personally appeared before me this day and acknowledged that he/she is the Secretary of Hawker Eternacell, Inc, a corporation organized and existing pursuant to the laws of the State of New Jersey, and that by authority duly given and as an act of the corporation, the foregoing instrument was signed in its name by him/her as its \_\_\_\_\_, as the free act and deed of the corporation.

WITNESS MY HAND AND NOTARIAL SEAL this 31 day of October,  
2001.

R. K. Allison

Notary Public

My Commission Expires:

6/7/05

STATE OF North Carolina  
COUNTY OF Durham

I, R. K. Allison, a Notary Public of the aforesaid County and State, do hereby certify that David Cox personally appeared before me this day and acknowledged that he/she is the CFO of SAFT America, Inc, a corporation organized and existing pursuant to the laws of the State of Delaware, and that by authority duly given and as an act of the corporation, the foregoing instrument was signed in its name by him/her as its \_\_\_\_\_, as the free act and deed of the corporation.

WITNESS MY HAND AND NOTARIAL SEAL this 31 day of October,  
2001.

R. K. Allison

Notary Public

My Commission Expires:

6/7/05

**EXHIBIT A**

**U.S. Trademarks**

**Pending Application**

<b>Mark</b>	<b>Application No.</b>	<b>Application Date</b>
ETERNACELL	75/669,500	5/7/99

**Foreign Trademarks**

**Registered Trademarks**

<b>Country</b>	<b>Mark</b>	<b>Registration No.</b>	<b>Registration Date</b>
France	ETERNACELL	1464442	1/22/88
Germany	ETERNACELL	975729	8/25/78
Great Britain	ETERNACELL	1090027	1/25/78
Norway	ETERNACELL	103185	unknown
Sweden	ETERNACELL	165636	12/1/78