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Form PTO-1594 (Rev. 03/01) OMB No. 0651-0027

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

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

1. Name of conveying party(ies):

Degussa-Huls Aktiengesellschaft

- 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

Execution Date: October 17, 2000

2. Name and address of receiving party(ies)

Name: Degussa AG Internal Bau 1042/PB 15 Address:

Street Address: D-45764 Marl Germany City: State: Zip:

- Individual(s) citizenship, Association, General Partnership, Limited Partnership, Corporation-State Federal Republic of Germany, 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)

75/448,208

B. Trademark Registration No.(s)

Additional number(s) attached Yes No

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

Name: Cecelia O. Davis

Internal Address: Millen, White, Zelano & Branigan, PC

Street Address: 2200 Clarendon Boulevard Suite 1400

City: Arlington State: VA Zip: 22201

6. Total number of applications and registrations involved:

1

7. Total fee (37 CFR 3.41): \$ 40.00

- Enclosed, Authorized to be charged to deposit account for deficiency only

8. Deposit account number:

13-3402 40E

(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.

Cecelia O. Davis Name of Person Signing

Signature

May 11, 2001 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

## Notarial Certificate

After having inspected today the Register of Commerce No. HRB 39635 at the Municipal Court at Düsseldorf, I, the undersigned Dr. Norbert Zimmermann, notary for the district of the Regional Court of Appeal at Düsseldorf with official residence at Düsseldorf, hereby certify that Degussa AG with registered office at Düsseldorf, Federal Republic of Germany, as acquiring entity has been merged with Degussa-Hüls Aktiengesellschaft with registered office at Frankfurt am Main, Federal Republic of Germany, and SKW Trostberg AG with registered office at Trostberg, Federal Republic of Germany, as transferor entities by merger agreement dated October 17, 2000.

The merger became effective upon its registration in the aforementioned register of Commerce on February 9, 2001. Thus, all assets and liabilities of Degussa-Hüls Aktiengesellschaft and SKW Trostberg AG passed into the ownership of Degussa AG.

Düsseldorf, this 20<sup>th</sup> day of February, 2001



*Zimmermann*  
Dr. Zimmermann, Notary

**Notarielle Bescheinigung**  
**gemäß § 21 Bundesnotarordnung**

Aufgrund meiner heutigen Einsichtnahme in den beglaubigten Handelsregister-Auszug des Amtsgerichts Düsseldorf (HR B 39635) vom 26. Februar 2001, in den beglaubigten Handelsregister-Auszug des Amtsgerichts Frankfurt am Main (HR B 47234) vom 6. Februar 2001 sowie in den beglaubigten Handelsregister-Auszug des Amtsgerichts Traunstein (HR B 12079) vom 1. März 2001

**bescheinige ich,**

der unterzeichnende Notar Klaus Ludes  
im Bezirk des Oberlandesgerichts zu Hamm  
mit dem Amtssitz in Marl,

hiermit, dass

- die *Degussa-Hüls Aktiengesellschaft* mit dem Sitz in Frankfurt am Main und die *SKW Trostberg AG* mit dem Sitz in Trostberg als übertragende Rechtsträger aufgrund des Verschmelzungsvertrags vom 17. Oktober 2000, des Beschlusses der Hauptversammlung der Degussa AG vom 19. Oktober 2000, des Beschlusses der Hauptversammlung der Degussa-Hüls Aktiengesellschaft vom 20. Oktober 2000 und des Beschlusses der Hauptversammlung der SKW Trostberg AG vom 24. Oktober 2000 durch Übertragung des Vermögens der Degussa-Hüls Aktiengesellschaft und der SKW Trostberg AG als Ganzes auf die *Degussa AG* mit dem Sitz in Düsseldorf als übernehmender Rechtsträger verschmolzen worden sind,
- die Verschmelzung der Degussa-Hüls Aktiengesellschaft und der SKW Trostberg AG auf die Degussa AG mit Eintragung in das Handelsregister des Amtsgerichts Düsseldorf am 9. Februar 2001 wirksam geworden ist,
- die Degussa AG ihren Sitz in *Düsseldorf* (Bennigsenplatz 1, 40474 Düsseldorf) hat.

Marl, 6. März 2001 / March 6, 2001



Notar / Notary public

**Notarial Certificate**  
**according to § 21 of the German National Rules**  
**and Regulations for Notaries**

According to my today's date inspection of the attested abstract from commercial register of the municipal court at Düsseldorf, Federal Republic of Germany, (No. HR B 39635) dated February 26, 2001, the attested abstract from commercial register of the municipal court at Frankfurt am Main, Federal Republic of Germany, (No. HR B 47234) dated February 6, 2001 and the attested abstract from commercial register of the municipal court at Traunstein, Federal Republic of Germany, (No. HR B 12079) dated March 1, 2001,

I, the undersigning notary public Klaus Ludes  
for the district of the regional appeal court at Hamm,  
Federal Republic of Germany,  
with official residence at Marl, Federal Republic of  
Germany,

**hereby certify**

that

- *Degussa-Hüls Aktiengesellschaft* with registered seat at Frankfurt am Main, Federal Republic of Germany, and *SKW Trostberg AG* with registered seat at Trostberg, Federal Republic of Germany, as transferor entities, have been merged with *Degussa AG* with registered seat at Düsseldorf, Federal Republic of Germany, as acquiring entity, on the base of the merger agreement dated October 17, 2000, Degussa AG shareholders' resolution dated October 19, 2000, Degussa-Hüls Aktiengesellschaft shareholders' resolution dated October 20, 2000 and SKW Trostberg AG shareholders' resolution dated October 24, 2000, such merger implemented by assignment of the total assets of Degussa-Hüls Aktiengesellschaft and SKW Trostberg AG,
- the merger has become effective upon its registration in the commercial register of the municipal court at Düsseldorf, Federal Republic of Germany, on *February 9, 2001*,
- the registered seat of Degussa AG has been set up at *Düsseldorf* (Bennigsenplatz 1, D-40474 Düsseldorf), Federal Republic of Germany.



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Degussa AG )  
 )  
 Mark: CHEMSITE YOUR BASE FOR CHEMICAL )  
 PRODUCTION IN EUROPE! (& Design) )  
 )  
 Application Serial No. 75/448,208 )  
 )  
 International Classes 35, 36, and 42 )  
 )  
 Filing Date: March 11, 1998 )  
 )  
 Attorney Docket No. HUELS 38T )

DESIGNATION OF DOMESTIC REPRESENTATIVE

Millen, White, Zelano & Branigan, P.C. whose postal address is Arlington Courthouse Plaza I, 2200 Clarendon Boulevard, Suite 1400, Arlington, Virginia 22201 is hereby designated registrant's representative upon whom notice or process in proceedings affecting the mark may be served.

DEGUSSA AG

By: *Gerhard Olbricht*  
(Signature)

By: *Eike Ramus*  
(Signature)

Name: Dr. Gerhard Olbricht  
(Print)

Name: Eike Ramus  
(Print)

Title: Officer with Statutory Authority  
(Print)

Title: Assistant Manager  
(Print)

Date: April 25, 2001  
(Print)

Date: April 25, 2001  
(Print)