

03-13-2002

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

102013523

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

1. Name of conveying party(ies):

E-Mon Corporation

2-27-02

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

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

2. Name and address of receiving party(ies)

Name: E-Mon, L.P.

Internal

Address:

Street Address: 1445 Ross Avenue

City: Dallas State: Texas

Zip: 75202

Individual(s) citizenship

Association

General Partnership

Limited Partnership Delaware

Corporation-State

Other

If assignee is not domiciled in the United States, a domestic representative designation is attached: Yes No

Additional name(s) & address(es) attached? Yes No

3. Nature of conveyance:

- Assignment Merger Security Agreement Change of Name Other

Execution Date: January 14, 2002

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

A. Trademark Application No.(s)

B. Trademark Registration No.(s) 2,469,319, 2,469,318, 2,514,228, 2,005,000, 1,738,138, 1,734,546, 1,664,844,

Additional number(s) attached Yes No 1,518,764, 1,353,859

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

Name: David H. Tannenbaum

Internal Address: Fulbright & Jaworski L.L.P.

Street Address: 2200 Ross Avenue

Suite 2800

City: Dallas State: Texas Zip: 75201

6. Total number of applications and registrations involved: 9

7. Total fee (37 CFR 3.41): \$240.00

Enclosed

Authorized to be charged to deposit account

8. Deposit account number:

(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.

Linda M. Merritt

Name of Person Signing

Signature

2/1/02

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

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01 FC:481 02 FC:482

40.00 DP 200.00 DP

TRADEMARK REEL: 002459 FRAME: 0332

TRADEMARK ASSIGNMENT

This TRADEMARK ASSIGNMENT (this "Assignment") is entered into by E-MON CORPORATION, a New Jersey corporation ("Assignor"), as assignor, in favor of E-MON, L.P., a Delaware limited partnership ("Assignee"), as assignee, with reference to the following facts and circumstances:

Assignor and Assignee have entered into that certain Asset Purchase Agreement dated as of January 14th, 2002 (the "Asset Purchase Agreement"), which, along with the promises contained herein, constitute mutual consideration for the promises herein;

Assignor is the owner of the trademarks as shown on the attached Exhibit A (the "Trademarks").

WHEREAS, Assignee desires to acquire all right, title and interest in and to the Trademarks and related rights.


NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, Assignor does hereby assign and transfer unto Assignee all right, title and interest of Assignor in and to the Trademarks, together with the business, or portion thereof, to which the Trademarks pertain and the goodwill of the business symbolized by the Trademarks, as well as its entire right, title and interest in and to all registrations of the Trademarks heretofore granted or applied for, any and all common law rights to the Trademarks in the United States and any state thereof and in any country in the world, and any and all claims and demands it may have either at law or in equity arising out of any past infringements.

Assignor does hereby expressly agree that Assignee may singly, and without assistance or consent from Assignor, undertake, procedures to record the transfer of the Trademarks to Assignee in the United States Patent and Trademark Office or other applicable agency or governmental entity.

In testimony whereof, Assignor has caused this Assignment to be executed by its officer(s) thereunto duly authorized.

ASSIGNOR

E-MON CORPORATION

By: 
Name: Donald R. Millstein
Title: Pres. del

Dated: January 14th, 2002

STATE OF New Jersey)
COUNTY OF Middlesex)

On January 14, 2002, before me, Barbara G. Salles,
Notary Public, personally appeared Donald P. Millstein, personally known
to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is
subscribed to the within instrument and acknowledged to me that he executed the same in his
authorized capacity, and that by his signature on the instrument the person, or the entity upon
behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal,

Barbara G. Salles
Notary Public

BARBARA G. SALLES
A Notary Public of New Jersey
My Commission Expires May 5, 2005
ID #2251073

EXHIBIT A**Trademarks****United States**

Mark	Registration Number	Registration Date	Application Number	Application Date
RESI-MON	2,469,319	7/17/2001	75/919,096	2/14/2000
PRO-MON	2,469,318	7/17/2001	75/918,817	2/14/2000
EMONENERGY.COM	2,514,228	12/4/2001	75/918,872	2/14/2000
E-CON	2,005,000	10/1/1996	74/593,114	10/31/1994
ENERGY MONITOR & DESIGN	1,738,138	12/8/1992	74/251,113	3/2/1992
ENERGY MONITOR	1,734,546	11/24/1992	74/250,907	3/2/1992
CE-MON	1,664,844	11/19/1991	74/125,481	12/21/1990
E-MON D-MON	1,518,764	1/3/1989	73/727,609	5/10/1988
E-MON	1,353,859	8/13/1985	73,521,467	2/11/1985

Canada

Mark	Registration Number	Registration Date	Application Number	Application Date
E-MON	TMA 392,183	12/20/1991	067368300	1/11/1991
E-MON D-MON	TMA 396738	4/3/1992	067367500	1/11/1991