

04-11-2002

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

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



Tab settings -> -> -> ▼

102050353

To the Honorable Commissioner of Patents and Trademarks, U.S. Patent and Trademark Office, Washington, D.C. 20514. Enclosed original documents or copy thereof.

1. Name of conveying party(ies): Wilkinson Company, Inc. 3-28-02
Individual(s) Association
General Partnership Limited Partnership
Corporation-State: Ohio
Other
Additional name(s) of conveying party(ies) attached? Yes No

2. Name and address of receiving party(ies)
Name: Wilkinson-Hi-Rise, LLC
Internal Address:
Street Address: Two Hanover Square, Suite 1920
City: Raleigh State NC Zip 27601
Individual(s) citizenship
Association
General Partnership
Limited Partnership
Corporation-State
Other Limited Liability Company - North Carolina
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) & addresses attached? Yes No

3. Nature of conveyance:
Assignment Merger
Security Agreement Change of Name
Other Termination of Security Interest
Execution Date: January 8, 2002

4. Application number(s) or registration number(s):
A. Trademark Application No.(s)
Additional number(s) attached Yes No

B. Trademark Registration No.(s)
2308681, 2328043, 2334536, 2361387, 2377226, 2392630, 2072362

5. Name and address of party to whom correspondence concerning document should be mailed:
Name: W. David Mannheim, Esq.
Internal Address: Suite 300
Street Address: 4101 Lake Boone Trail
City: Raleigh State: NC Zip: 27607

6. Total number of applications and registrations involved: 7

7. Total fee (37 CFR 3.41) \$190.00
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.

W. David Mannheim
Name of Person Signing
Signature
3/8/02
Date

Total number of pages including cover sheet, attachments, and document: 13

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

04/10/2002 DBYRNE 00000044 2308681

01 FC:481 40.00
02 FC:482 150.00

IP-14121-2-255845-v1

TRADEMARK
REEL: 002480 FRAME: 0157

**CONTINUATION OF RECORDATION FORM COVER SHEET: TRADEMARK**

**Item 1. Name and address of conveying parties:**

**Name/Entity**

**Address**

Hi-Rise Recycling Systems, Inc.  
A Florida Corporation

16255 N.W. 54<sup>th</sup> Avenue  
Miami, Florida 33014

**ASSIGNMENT OF PATENTS AND TRADEMARKS**

This Assignment dated as of January 8, 2002 is between by and among Hi-Rise Recycling Systems, Inc. ("Hi-Rise"), IDC Acquisition Sub, Inc. ("IDC"), Acme Chute Company, Inc. ("Acme"), Wilkinson Company, Inc. ("Wilkinson"), KE Corporation ("KE" and together with Hi-Rise, IDC, Acme and Wilkinson, the "ASSIGNORS") and Wilkinson-Hi-Rise, LLC ("ASSIGNEE").

**WHEREAS**, ASSIGNORS are the sole and exclusive owners of all right, title, and interest in and to the patents that have been registered or applied for in the United States Patent and Trademark Office, as identified in Schedule A attached hereto and incorporated herein by reference, and any and all reissues, continuations, continuations-in-part, revisions, reexaminations, extensions and divisions thereof ("Patents") and is the sole and exclusive owner of all right, title, and interest in and to the trademarks/service marks, and all other intellectual property rights of any kind embodied in, associated with or relating in any way to below listed trademarks, as identified in Schedule B attached hereto and incorporated by reference, together with all the goodwill associated with the business of ASSIGNORS relating to the foregoing trademarks, and together with any and all rights and claims deriving from the foregoing ("Trademarks") (Patents and Trademarks shall be herein collectively referred to as the "Intellectual Property"); and

**WHEREAS**, ASSIGNORS have agreed to transfer all Intellectual Property to ASSIGNEE free and clear of any liens or other encumbrances; and

**WHEREAS**, ASSIGNEE is desirous of acquiring all right, title, and interest in and to the Intellectual Property.

**NOW, THEREFORE**, for good and valuable consideration the receipt of which is hereby acknowledged, ASSIGNORS and ASSIGNEE agree as follows:

1. ASSIGNORS hereby sell, assign, transfer, and convey to ASSIGNEE, its successors and assigns, all right, title and interest in and to the Intellectual Property consisting of the Patents and Trademarks identified on Schedules A and B attached hereto.
2. ASSIGNORS further agree to execute upon the request of ASSIGNEE such additional documents as are reasonably necessary or desirable to continue, secure, defend, register, and otherwise give full effect to and perfect the rights of ASSIGNEE under this Assignment in the Intellectual Property, including without limitation all documents necessary to register in the name of ASSIGNEE the assignment of the Intellectual Property.
3. ASSIGNORS hereby authorize and request the Commissioner of Patents and Trademarks of the United States to issue to record the title of ASSIGNEE as owner of the Patents and Trademarks.

4. ASSIGNEE hereby accepts such assignment, transfer, and conveyance and agrees to solely and exclusively bear the cost of all filing and similar fees relating to the filing or recordation of ASSIGNEE'S ownership interest in, or issuance to ASSIGNEE, of the Intellectual Property.

In testimony whereof, ASSIGNORS and ASSIGNEE have signed below, by their respective duly authorized legal representatives, as of the date first set forth above.

IDC ACQUISITION SUB, INC.

By: Ronald Miller  
Name: Ronald Miller  
Title: Vice President and Treasurer

ACME CHUTE COMPANY, INC.

By: Ronald Miller  
Name: Ronald Miller  
Title: Vice President and Treasurer

WILKINSON COMPANY, INC.

By: Ronald Miller  
Name: Ronald Miller  
Title: Vice President and Treasurer

KE CORP.

By: Ronald Miller  
Name: Ronald Miller  
Title: Vice President and Treasurer

HI-RISE RECYCLING SYSTEMS, INC.

By: Ronald Miller  
Name: Ronald Miller  
Title: Acting Chief Financial Officer

WILKINSON-HI-RISE, LLC

By: \_\_\_\_\_  
Name: John E. Skvarla  
Title: Manager

4. ASSIGNEE hereby accepts such assignment, transfer, and conveyance and agrees to solely and exclusively bear the cost of all filing and similar fees relating to the filing or recordation of ASSIGNEE'S ownership interest in, or issuance to ASSIGNEE, of the Intellectual Property.

In testimony whereof, ASSIGNORS and ASSIGNEE have signed below, by their respective duly authorized legal representatives, as of the date first set forth above.

IDC ACQUISITION SUB, INC.

ACME CHUTE COMPANY, INC.

By: \_\_\_\_\_  
Name: Ronald Miller  
Title: Vice President and Treasurer

By: \_\_\_\_\_  
Name: Ronald Miller  
Title: Vice President and Treasurer

WILKINSON COMPANY, INC.

KE CORP.

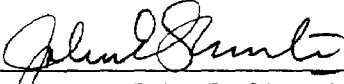
By: \_\_\_\_\_  
Name: Ronald Miller  
Title: Vice President and Treasurer

By: \_\_\_\_\_  
Name: Ronald Miller  
Title: Vice President and Treasurer

HI-RISE RECYCLING SYSTEMS, INC.

WILKINSON-HI-RISE, LLC

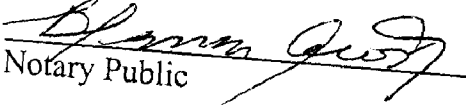
By: \_\_\_\_\_  
Name: Ronald Miller  
Title: Acting Chief Financial Officer

By:   
Name: John E. Skvarla  
Title: Manager

STATE OF Florida  
COUNTY OF Dade

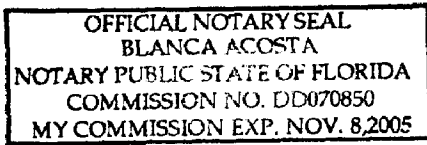
On this 8<sup>th</sup> day of January 2002, before me appeared Ronald Miller as Vice President and Treasurer of IDC Acquisition Sub, Inc., who acknowledged execution of this Assignment as a free act by him on behalf of IDC Acquisition Sub, Inc.

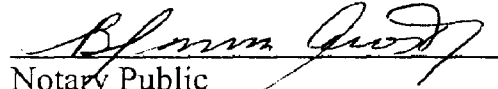
OFFICIAL NOTARY SEAL  
BLANCA ACOSTA  
NOTARY PUBLIC STATE OF FLORIDA  
COMMISSION NO. DD070850  
MY COMMISSION EXP. NOV. 8, 2005

  
Notary Public

STATE OF Florida  
COUNTY OF Dade

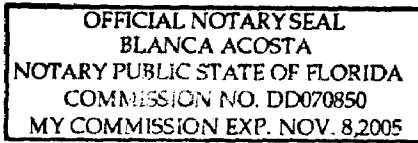
On this 8<sup>th</sup> day of January 2002, before me appeared Ronald Miller as Vice President and Treasurer of Acme Chute Company, Inc., who acknowledged execution of this Assignment as a free act by him on behalf of such Acme Chute Company, Inc.

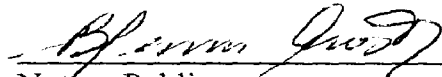


  
Notary Public

STATE OF Florida  
COUNTY OF Dade

On this 8<sup>th</sup> day of January 2002, before me appeared Ronald Miller as Vice President and Treasurer of Wilkinson Company, Inc., who acknowledged execution of this Assignment as a free act by him on behalf of such Wilkinson Company, Inc.

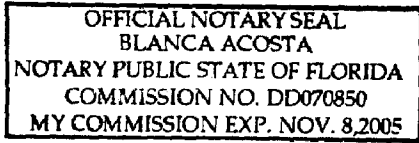


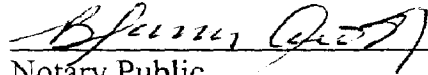
  
\_\_\_\_\_  
Notary Public



STATE OF Florida  
COUNTY OF Dade

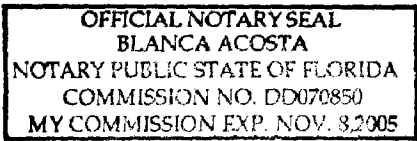
On this 8<sup>th</sup> day of January 2002, before me appeared Ronald Miller as Vice President and Treasurer of KE Corporation, who acknowledged execution of this Assignment as a free act by him on behalf of such KE Corporation.

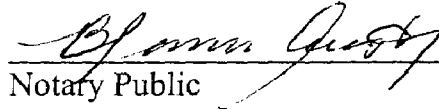


  
Notary Public

STATE OF Florida  
COUNTY OF Dade

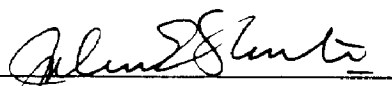
On this 8<sup>th</sup> day of January 2002, before me appeared Ronald Miller as Acting Chief Financial Officer of Hi-Rise Recycling Systems, Inc., who acknowledged execution of this Assignment as a free act by him on behalf of such Hi-Rise Recycling Systems, Inc.



  
Notary Public

ACKNOWLEDGEMENT

On behalf of Wilkinson-Hi-Rise, LLC, I hereby acknowledge receipt of assignment, for good and valuable consideration, of the Patents set forth on Schedule A and of the Trademarks set forth on Schedule B.

By: 

Name: John E. Skvarla

Title: Manager

Schedule APATENTS

<u>Patent No./ Application No.</u>	<u>Filing Date</u>	<u>Issue Date</u>	<u>Country</u>
5,031,829	July 23, 1990	July 16, 1991	USA
WO92/01615	July 23, 1990	February 6, 1992	World Intellectual Property Organization
5,568,871	January 16, 1996	October 29, 1996	USA
6,062,368	May 20, 1998	May 16, 2000	USA
5,592,780		June 1, 1995	USA
4,979,866		December 25, 1990	USA
356,419	March 14, 1995		USA
365,900	January 2, 1996		USA
368,350	March 26, 1996		USA
08/549,264	Pending		USA
072,907	May 5, 1998		USA
US 91/04217	June 13, 1991		USA

**Schedule B****Trademarks**

<b><u>Mark</u></b>	<b><u>Registration/ Docket No.</u></b>
Wilkinson Chutes	2308681
Wilkinson Company	2328043
WC	2334536
Wilkinson Compactors	2361387
Wilkinson	2377226
Wilkinson Waste/Recycling Systems	2392630
H HIRI	2072362
Wilkinson	WLK-1026
Wilkinson Logo	WLK-1027
Wilkinson Chutes	WLK-1028
Multiple Chute System	WLK-1029
Wilkinson Recycle Bin System	WLK-1030