

05-24-2002



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

102102754

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

1. Name of conveying party(ies):

Bird Electronic Corporation

5-22-02

- 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: March 8, 2002

2. Name and address of receiving party(ies)

Name: Bird Technologies Group Inc.

Internal

Address:

Street Address: 5900 Landerbrook Road, #390

City: Mayfield Heights State: OH Zip: 44124

- 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) 826031

Additional number(s) attached Yes No

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

Name: Keith A. Vanderburg

Internal Address:

Street Address: 6055 Rockside Woods Boulevard

Suite 200

City: Cleveland State: OH Zip: 44131

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

8. Deposit account number:

DO NOT USE THIS SPACE

9. Signature.

Keith A. Vanderburg

Name of Person Signing

Signature

4-30-02

Date

Total number of pages including cover sheet, attachments, and document: 3

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

05/23/2002 LMUeller 00000117 826031

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40.00 DP

OFFICE OF PUBLIC RECORDS 2002 MAY 22 AM 8:08 FINANCE SECTION

TRADEMARK ASSIGNMENT


WHEREAS, Bird Electronic Corporation, an Ohio corporation with its principal place of business located at 30303 Aurora Road, Solon, OH 44139 (“Assignor”), owns the trademark TENULINE, having Registration Number 826031, and Docket Number S2047 (“Trademark”); and

WHEREAS, Assignor has agreed to assign the Trademark to Bird Technologies Group Inc., a Delaware corporation having a principal place of business located at 5900 Landerbrook Road, Suite 390 Mayfield Heights, OH 44124 (“Assignee”);

NOW, THEREFORE, for good valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Assignor does hereby assign and transfer unto Assignee all of its right, title and interest in and to the Trademark set forth herein together with the goodwill of the business symbolized by said mark, including without limitation any and all rights to sue and collect damages for infringement (whether occurring before or after this Assignment) effective as of March 8, 2002.

IN WITNESS WHEREOF, Assignor has executed this Trademark Assignment though its duly authorized representative, as of March 8, 2002.

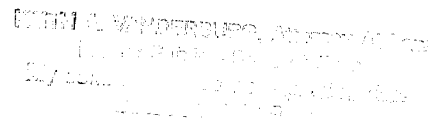
Bird Electronic Corporation

By: 
Peter J. Rutkowski
Its: Vice President of Finance

STATE OF OHIO)
)
COUNTY OF CUYAHOGA)


On this 8th day of March, 2002, before me, a Notary Public in and for the County and State aforesaid, personally appeared Peter J. Rutkowski to me known, and known to me to be the Vice President of Finance of Bird Electronic Corporation who acknowledged that he executed the foregoing document by authority of Bird Electronic Corporation and for the uses and purposes therein expressed.


NOTARY PUBLIC



The foregoing assignment is hereby accepted:

Bird Technologies Group Inc.

By: 
Peter J. Rutkowski
Its: Chief Financial Officer

STATE OF OHIO)
)
COUNTY OF CUYAHOGA)

On this 8th day of March, 2002, before me, a Notary Public in and for the County and State aforesaid, personally appeared Peter J. Rutkowski to me known, and known to me to be the Chief Financial Officer of Bird Technologies Group Inc. who acknowledged that he executed the foregoing document by authority of Bird Technologies Group Inc. and for the uses and purposes therein expressed.



NOTARY PUBLIC

This instrument prepared by:
Keith A. Vanderburg
Wegman, Hessler & Vanderburg
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