

08-14-2002



Form PTO-1594 (Rev. 03/01)

OMB No. 0651-0027 (exp. 5/31/2002)

Tab settings

OFFICE OF RECORD

102190027

TRADEMARKS ONLY

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

P-2133-000

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

1. Name of conveying party(ies):

MMI Products, Inc.

- 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: 08/01/2000

2. Name and address of receiving party(ies)

Name: MMI Management Services, L.P.

Internal Address:

Street Address: 515 West Greens Road, Ste. 710

City: Houston State: TX Zip: 77099

- Individual(s) citizenship, Association, General Partnership, Limited Partnership, Corporation-State, Other

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

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

A. Trademark Application No.(s)

B. Trademark Registration No.(s) See List "A" attached

Additional number(s) attached Yes No

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

Name: David W. Pettis, Jr., Esq.

Internal Address: PETTIS & VAN ROYEN, P.A.

Street Address: 501 E. Kennedy Blvd., Ste 700

City: Tampa State: FL Zip: 33602-5200

6. Total number of applications and registrations involved:

25

7. Total fee (37 CFR 3.41) \$ 640.00

- Enclosed (Check No. 6892 AND Renew Postage), Authorized to be charged to deposit account

8. Deposit account number:

DO NOT USE THIS SPACE

9. Signature.

David W. Pettis, Jr., Esq. Name of Person Signing

Signature

08/06/2002

Date

Total number of pages including cover sheet, attachments, and document: 10

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

08/13/2002 GT0N11 00000210 1231633

01 FC:481 40.00 OP 02 FC:482 600.00 OP

TRADEMARK REEL: 002562 FRAME: 0950

LIST "A"

Trademark Registration N°
1,231,633
1,456,119
1,740,463
1,763,694
1,847,368
1,452,914
1,831,357
1,886,512
739,904
776,472
1,667,345
1,671,760
1,724,979
1,923,284
747,449
704,813
236,844
1,927,697
1,933,116
1,802,552
2,150,789
985,720
903,348
1,205,930
1,246,838

6

EXHIBIT B
TRADEMARK ASSIGNMENT

This TRADEMARK ASSIGNMENT ("**Trademark Assignment**") dated as of August 1, 2000 ("**Effective Date**"), is made by and between MMI Products, Inc., a Delaware corporation ("**Assignor**") and MMI Management Services LP, a Delaware limited partnership ("**Assignee**").

WHEREAS, Assignor and Assignee have entered into an Assignment of Intellectual Property, executed on even date herewith, pursuant to which Assignor has agreed to assign to Assignee the Marks (as defined below).

NOW, THEREFORE, for good and valuable consideration, including the promises and covenants set forth in the Assignment of Intellectual Property, the parties agree as follows:

1. Marks.

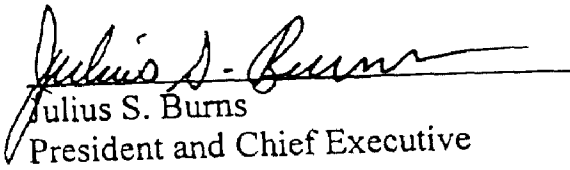
"**Marks**" shall mean the trade names, trademarks, service marks, trade dresses, logos, designs and slogans, in word mark, stylized and/or design formats which are the subject of the registrations and pending applications identified in Attachment 1 hereto.

2. Assignment.

Assignor hereby assigns, transfers and conveys to Assignee all of its rights, title and interest throughout the world in and to the Marks, and the registrations and applications relating thereto, together with the goodwill of the business symbolized by the Marks and all rights, claims and privileges pertaining thereto, including, without limitation, the right to sue and recover damages for past, present and future infringement thereof, and the right to prosecute and maintain trademark applications and the registrations for the Marks.


IN WITNESS WHEREOF, the parties hereto have caused this Trademark Assignment to be executed as of the Effective Date.

MMI PRODUCTS, INC.

By: 
Julius S. Burns
President and Chief Executive
Officer

MMI MANAGEMENT SERVICES LP

By: MMI Products, Inc., its general
partner

By: 
Robert N. Tenczar
Vice President, Chief Financial
Officer and Secretary

ATTACHMENT 1

TRADEMARKS					
Trademark Name	Application Serial No.	Application Filing Date	Reg. Number	Reg. Date	Date First Used
Tuf Link Product Application: Brand name Applied to general line of light gauge Chain link fence fabric sold to National accounts for resale In D.I.Y. Industry.			1,231,633	03/22/83	07/31/81
Woodlink Product Application: Brand name for Merchants Metals line of privacy Chain link fence which incorporates Red-wood slats preinstalled in the Chain link fence fabric.			1,456,119	09/08/87	12/24/86
Medo Mesh Product Application: Brand name Given to reinforcing bar restrainers For Earthquake load resistance. Sold Through Meadow Steel and Ivy Steel.			1,639,102	03/26/91	03/27/89
MMI Pro Set Product Application: Brand name Given to cementitious product Used as admixture and curing accelerator for concrete. Distributed Through Merchants Metals.			1,740,463	12/15/92	01/03/92
Tuf Wood Product Application: Brand name Given to Merchants Metals line Of wood fence materials.			1,763,694	04/06/93	04/02/91

<p>Tuf Wood "Plus" Product Application: Brand name Given to pressure treated water Repellant line of wood fence material Sold through Merchants.</p>			(See Above)	(See Above)	02/31/92
<p>MMI Pro Mix Product Application: Brand name Given to fast setting concrete Mixture. Distributed through Merchants Metals' national accounts.</p>			1,847,368	07/26/94	04/19/93
<p>Priva/Link Product Application: Brand name for Merchants Metals line of privacy Vinyl coated chain link fence which Incorporates vinyl slats pre-installed In the chain link fence fabric.</p>			1,452,914	08/18/87	12/17/86
<p>Landscaper For: Non-metal fence Panels and Fence posts, in Class 19 (U.S. L.12).</p>			1,831,357	04/19/94	12/92
<p>Armacolor For: Vinyl coated metal fencing Systems comprising fabric, Framework posts, gates and fittings Therefore in Class 6 (U.S. CL.12).</p>			1,886,512	03/28/95	05/93
<p>Colorbond For: Chain Link fence in Class 13. For Pipe and fence fittings in Class 13.</p>			739,904 776,472	10/30/62 09/08/64	04/21/61 11/20/63
<p>Vintage Square For: Ornamental metal fencing in Class 6 (U.S. CL.12).</p>			1,667,345	12/10/91	02/89

<p>TimberCraft & design trademark</p> <p>For: Wooden fences, decks and Gazebos in Class 19 (U.S. CL.12).</p>			1,671,760	01/14/92	02/19/89
<p>Naturelink and design trademark</p> <p>For: Vinyl coated Chain link fencing System comprising Fittings. Framework, Fabric, posts and Gates: and vinyl Coating therefor, all Sold as a unit, in Class 6 (U.S. CLS. 12, 13 and 16).</p>			1,724,979	10/20/92	02/89
<p>Doxie and design trademark</p> <p>For: Fence Materials. T-14 metals and metal castings and forgings.</p>			56455 (IL)	04/23/85	05/01/60
<p>Easy Link and design trademark</p> <p>For: Metal casted And forged chain Linked fence fittings, posts, anchors And fabric. T-14 Metals and metal Castings and Forgings.</p>			49168 (IL)	10/10/80	10/10/80
<p>Armalume</p> <p>For: Metal fencing Systems Comprising Fabric, framework, Posts, gates, and Fittings therefor, in Class 6, (US CL.12).</p>			1,923,284	10/03/95	05/93
<p>National Mesh</p> <p>For: Welded wire Concrete Reinforcing Fabrics, in Class 19, (U.S. CL 12).</p>			747,449	04/02/63	09/27/55

<p>N National Mesh and design trademark</p> <p>For: Welded wire Concrete Reinforcing Fabrics in Class 19, (U.S. CL 12)</p>			704,813	09/27/60	08/25/59
<p>Steeltex and design trademark</p> <p>For: Reinforcement Material for plaster And cement, including Wire fabric Having a Paper Backing in Class 19, (U.S. CL 12).</p>			236,844	12/27/27	06/15/27
<p>Merchants Metals The First Name In Fence and design trademark</p> <p>For: Additive for cement; metal fences, posts and gates; and wooden fences, in CLs 1, 6 and 19 (U.S. CLs 6012).</p>			1,927,697	10/17/95	11/15/93
<p>Zig-Zag and design trademark</p> <p>For: Metal supports for reinforcing mesh, mats or bars in concrete, in Class 6, (U.S. CLs 2, 12, 13, 14, 23, 25 and 50).</p>			1,933,116	11/07/95	12/90
<p>Fence Pro</p> <p>Metal Fasteners, namely nails, bolts and screws, in Class 6 (U.S. CLS 13 & 14)</p>			1,802,552	11/02/93	09/18/92
<p>Safe-T-Load</p> <p>For: Shelf Angle Inserts</p>			802,588	12/20/66	12/06/65

VARIGRID For: Welded wire fabric used for reinforced concrete in Class 6.			2,150,789	04/14/98	11/80
BURKE-TRAK	Not filed				
Burke			985,720		
Penta-Ties			978,870		
Snaplug			903,348		
Snaplugs			899,048		
The Concrete Supermarket			1,723,783		
Pentagon Design			969,488		
Spartan-Cote			1,116,059		
Rapid-Lift			1,205,930		
BC Logo			1,092,027		
Burke Super Lift			1,246,838		
Burke Shield 244			1,633,637		
Burke Industries			1,063,868		
BC Logo			B358,680 Australia		
BC Design			248,273 Canada		
Burke Shield 244			379,734 Canada		
Burke Super Lift			331,742 Canada		

Penta-Ties			195,806 Canada		
Hexagon Design			190,480 Canada		
Rapid-Lift			333,263 Canada		
The Concrete Supermarket			382,298 Canada		
Burke			206,925 Canada		
Burke			357,070 Chile		
Burke			71,504 Costa Rica		
BC Logo with Burke			B01700 Hong Kong		
Burke			2,427,354 Japan		
Burke in Katakana			2,403,876 Japan		
Burke			209,707 Korea		
Burke			246,278 Korea		
Burke			443,963 Mexico		
Burke			267/19 Saudi Arabia		
BC Logo with Burke			4844/89 Singapore		
BC Logo with Burke			5845/89 Singapore		
Burke			118,690 Taiwan		
Burke			121,642 Taiwan		

BC Logo			Kor 17341 Thailand		
BC Logo with Burke			Kor 17342 Thailand		
Burke			Kor 43038 Thailand		
Burke			Kor 44189 Thailand		
BC Logo with Burke			B1,390,798 United Kingdom		
BC Logo with Burke			B1,390,779 United Kingdom		