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U.S. DEPARTMENT OF COMMERCE Patent and Trademark Office

2002 AUG 27 AM 9:54



FINANCE SECTION

102205056

To the Honorable Commissioner of Patents and Trademarks: Please record this document.

1. Name of conveying party(ies): FTS Systems, Inc.

8-27-02

- Individual(s), Association, General Partnership, Limited Partnership, Corporation-New York, Other

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

3. Nature of conveyance:

- Assignment, Security Agreement, Other, Merger, Change of Name

Execution Date: November 17, 2000

2. Name and address of receiving party(ies)

Name: Kinetics Thermal Systems, Inc. Internal Address: Street Address: 3538 Main Street Stone Ridge, New York 12484

- Individual(s) citizenship, Association, General Partnership, Limited Partnership, Corporation-New York, 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) 1,713,407

Additional numbers attached? [ ] Yes [X] No

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

Name: Peter C. Lando Address: WOLF, GREENFIELD & SACKS, P.C. Federal Reserve Plaza 600 Atlantic Avenue Boston, MA 02210

6. Total number of applications and registrations involved: [ 1 ]

7. Total fee (37 CFR 3.41).....\$ 40.00 [X] Enclosed 8. Deposit Account No. 23/2825

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.

Peter C. Lando Name

Signature

20 August 2002 Date

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

Mail documents to be recorded with required cover sheet information to: Box Assignment Commissioner of Patents and Trademarks Washington, D.C. 20231

08/28/2002 TDIAZI 00000139 1713407

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**State of New York } ss:  
Department of State**

I hereby certify, that the Certificate of Incorporation of KINETICS THERMAL SYSTEMS, INC. was filed on 11/30/1970, under the name of FTS SYSTEMS, INC., with perpetual duration, and that a diligent examination has been made of the Corporate index for documents filed with this Department for a certificate, order, or record of a dissolution, and upon such examination, no such certificate, order or record has been found, and that so far as indicated by the records of this Department, such corporation is a subsisting corporation.

A Certificate of Amendment FTS SYSTEMS, INC., changing its name to KINETICS THERMAL SYSTEMS, INC., was filed 11/17/2000.

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*Witness my hand and the official seal  
of the Department of State at the City  
of Albany, this 15th day of March  
two thousand and one.*



*Special Deputy Secretary of State*



**CERTIFICATE OF AMENDMENT  
OF  
ARTICLES OF INCORPORATION  
OF**

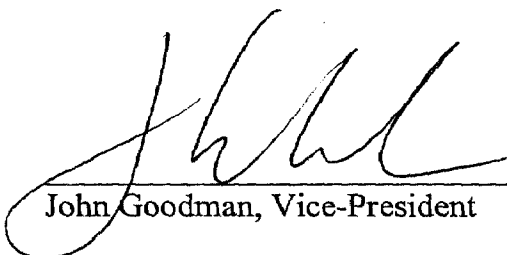
**FTS SYSTEMS, INC.**


Under Section 805 of the Business Corporation Law

The undersigned being respectively the president and the assistant secretary of FTS Systems, Inc., a New York Corporation, hereby certify as follows:

1. The name of name the corporation is FTS Systems, Inc.
2. The Certificate of Incorporation of FTS Systems, Inc. was filed by the Department of State on November 30, 1970. Certificates of Amendment of the Certificate of Incorporation of FTS Systems, Inc. were filed by the New York Department of State on April 3, 1974, December 18, 1989, and on November 29, 1996, respectively and a Certificate of Merger of Farnham Holdings, Inc. into FTS Systems, Inc. was filed by the New York Department of State on November 18, 1996 which amended the Certificate of Incorporation of FTS Systems, Inc. (the Certificate of Incorporation and all amendments thereto are collectively referred to here in as the "Certificate of Incorporation").
3. The Certificate of Incorporation of FTS Systems, Inc. is hereby further amended so as to change the name of the corporation to Kinetics Thermal Systems, Inc.
4. Paragraph 4 of the Certificate of Incorporation shall be amended to read as follows:  
" 1. The name of the corporation is Kinetics Thermal Systems, Inc."
5. The amendment of the Certificate of Incorporation were authorized by a unanimous vote of the holders of all outstanding shares entitled to vote thereon and were also approved by unanimous vote of all of the Board of Directors.

IN WITNESS WHEREOF, the undersigned have subscribed this certificate and hereby affirm it is true under the penalties of perjury this 14<sup>th</sup> day of November, 2000.

  
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John Goodman, Vice-President

  
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Marinda Hinijosa, Assistant Secretary