

09-20-2002



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# RECORDATION FORM COVER SHEET TRADEMARKS ONLY

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



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

<p>1. Name of conveying party(ies): <u>9-17-02</u>  <u>Column &amp; Beam, Inc.</u>  <u>a Massachusetts Corporation</u>  <u>340 Cooley Street, Suite 357</u>  <u>Springfield, MA 01138</u></p> <p><input type="checkbox"/> Individual(s)                      <input type="checkbox"/> Association  <input type="checkbox"/> General Partnership              <input type="checkbox"/> Limited Partnership  <input checked="" type="checkbox"/> Corporation-State  <input type="checkbox"/> Other _____</p> <p>Additional name(s) of conveying party(ies) attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p>	<p>2. Name and address of receiving party(ies)  Name: <u>John Wagner Associates, Inc.</u>  Internal  Address: _____</p> <p>Street Address: <u>205 Mason Circle</u>  City: <u>Concord</u> State: <u>CA</u> Zip: <u>94520</u></p> <p><input type="checkbox"/> Individual(s) citizenship _____  <input type="checkbox"/> Association _____  <input type="checkbox"/> General Partnership _____  <input type="checkbox"/> Limited Partnership _____  <input checked="" type="checkbox"/> Corporation-State <u>California</u>  <input type="checkbox"/> Other _____</p> <p>If assignee is not domiciled in the United States, a domestic representative designation is attached: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No  (Designations must be a separate document from assignment)  Additional name(s) &amp; address(es) attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p>
<p>3. Nature of conveyance:  <input checked="" type="checkbox"/> Assignment                              <input type="checkbox"/> Merger  <input type="checkbox"/> Security Agreement                  <input type="checkbox"/> Change of Name  <input type="checkbox"/> Other _____</p> <p>Execution Date: <u>August 14, 2002</u></p>	

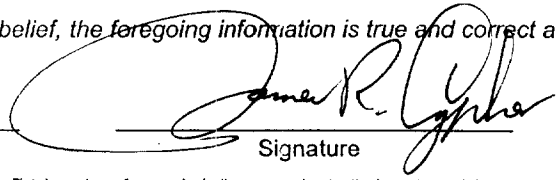
<p>4. Application number(s) or registration number(s):  A. Trademark Application No.(s)  B. Trademark Registration No.(s)  <u>2,412,833</u>  <del><u>2,409,788</u></del></p> <p>Additional number(s) attached <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p>	
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<p>5. Name and address of party to whom correspondence concerning document should be mailed:  Name: <u>James R. Cypher</u>  Internal Address: _____  Street Address: <u>405 14th Street</u>  <u>Suite 1607</u>  City: <u>Oakland</u> State: <u>CA</u> Zip: <u>94612</u></p>	<p>6. Total number of applications and registrations involved: ..... <span style="border: 1px solid black; padding: 2px;">2</span></p> <p>7. Total fee (37 CFR 3.41).....\$ <u>65.00</u>  <input checked="" type="checkbox"/> Enclosed  <input type="checkbox"/> Authorized to be charged to deposit account</p> <p>8. Deposit account number: _____  (Attach duplicate copy of this page if paying by deposit account)</p>
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SEP 17 PM 1:48  
FINANCE SECTION

**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.*

James R. Cypher                                                            SEPT. 11, 2002  
Name of Person Signing                              Signature                              Date

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

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

09/20/2002 AMMED1 00000026 2412833  
01 FC:481  
02 FC:482  
25.00 DP  
40.00 DP

**TRADEMARK**  
**REEL: 002585 FRAME: 0823**

**ASSIGNMENT OF REGISTERED TRADEMARKS**

In re U.S. Registration Nos.: 2,412,833 and 2,409,788

Assignor: COLUMN & BEAM, INC.  
A Corporation of the Commonwealth of  
Massachusetts  
340 Cooley Street, Suite 357  
Springfield, MA 01138

Assignee: JOHN WAGNER ASSOCIATES, INC.  
A California Corporation  
205 Mason Circle  
Concord, CA 94520

WHEREAS, ASSIGNOR, COLUMN & BEAM, INC., a corporation of the Commonwealth of Massachusetts, having its principal place of business at 340 Cooley Street, Suite 357, Springfield, MA 01138, adopted, used, and is the owner of the following registered trademarks as shown by records in the United States Patent and Trademark Office:

Registration No.: 2,412,833  
Mark: CB & DESIGN  
Filed: May 06, 1998  
Granted: December 12, 2000  
Int. Class: 06 for metal clips for framing columns and beams.

Registration No.: 2,409,788  
Mark: CB & DESIGN  
Filed: May 21, 1998  
Granted: December 05, 2000  
Int. Class: 06 for adjustable sheet metal clips attachable to columns and beams for mounting sheet rock and plaster board thereto and sold through building supply dealers and distributors.

WHEREAS, ASSIGNEE, JOHN WAGNER ASSOCIATES, INC., a corporation of California having its principal place of business at 205 Mason Circle, Concord, CA 94520, is desirous of acquiring the entire right, title and interest in and to said trademarks which are the subject of U.S. Registrations 2,412,833 and 2,409,788.

WHEREAS, an asset purchase agreement was entered into February 20, 2002 by and between COLUMN & BEAM, INC. (Seller) and JOHN WAGNER ASSOCIATES, INC. (Purchaser) for the purchase of said above identified property; and

WHEREAS, JOHN WAGNER ASSOCIATES, INC. desires a nunc pro tunc assignment of the entire right, title and interest in and to said marks, the good will of the business connected with the use of and symbolized by the marks and by the above identified registrations;

NOW, THEREFORE, in consideration of the sum of one dollar (\$1.00), and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the undersigned ASSIGNOR by these presents do sell, assign and transfer nunc pro tunc, as of February 20, 2002, unto said ASSIGNEE, its successors and assigns, the entire right, title and interest in and to the trademarks shown in U.S. Registrations 2,412,833 and 2,409,788, together with the goodwill of the business connected with the use of and symbolized by the trademarks, and the above identified United States Registrations for said trademarks.

IN WITNESS WHEREOF, ASSIGNOR has hereunto signed its name on the date and year set forth below.

SIGNED at Spfield, Massachusetts.

Date: Aug 14, 2002

COLUMN & BEAM, INC.

By: Charles Schwab, President  
Name: Charles Schwab  
Title: President

**CERTIFICATE OF ACKNOWLEDGMENT**

State of Massachusetts

County of Hampden

On Aug 19, 2002 before me, personally

appeared Charles Schwab 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.

Signature [Handwritten Signature]

(SEAL)