

11-06-2002

Form PTO-1594 (Rev. 10/02) OMB No. 0651-0027 (exp. 6/30/2005) Tab settings



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

102273350

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

1. Name of conveying party(ies):

RohMid LLC

- Individual(s) Association General Partnership Limited Partnership Corporation-State Other Delaware limited liability company

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

11-1-02

3. Nature of conveyance:

- Assignment Merger Security Agreement Change of Name Other Dissolution of company

Execution Date: 09/30/2001

2. Name and address of receiving party(ies)

Name: Dow AgroSciences LLC

Internal Address: Trademark & Copyright Department

Street Address: 9330 Zionsville Road

City: Indianapolis State: IN Zip: 46268

- Individual(s) citizenship Association General Partnership Limited Partnership Corporation-State Other Delaware limited liability company

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

OFFICE OF PATENT RECORDS 2002 NOV -1 AM 9:15 FINANCE SECTION

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

A. Trademark Application No.(s)

B. Trademark Registration No.(s) 2236039, 2234738

Additional number(s) attached Yes No

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

Name: Dow AgroSciences LLC

Internal Address: Trademark & Copyright

Department

Street Address: 9330 Zionsville Road

City: Indianapolis State: IN Zip: 46268

6. Total number of applications and registrations involved:

2

7. Total fee (37 CFR 3.41) \$ 65.00

- Enclosed Authorized to be charged to deposit account

8. Deposit account number:

04-1531

DO NOT USE THIS SPACE

9. Signature.

C. Joe Miller

Name of Person Signing

Signature (Handwritten)

October 31, 2002

Date

Total number of pages including cover sheet, attachments, and document: 6

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

11/05/2002 GT0N11 00000220 041531 2236039

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TRADEMARK REEL: 002611 FRAME: 0262

I, HARRIET SMITH WINDSOR, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY THE ATTACHED IS A TRUE AND CORRECT COPY OF THE CERTIFICATE OF CANCELLATION OF "ROHMID L.L.C.", FILED IN THIS OFFICE ON THE FOURTEENTH DAY OF DECEMBER, A.D. 2001, AT 1:30 O'CLOCK P.M.



Harriet Smith Windsor
Harriet Smith Windsor, Secretary of State

2500020 8100

AUTHENTICATION: 1505749

010643896

DATE: 12-14-01

TRADEMARK
REEL: 002611 FRAME: 0263

IN WITNESS WHEREOF, I have hereunto set my hand this 11th day of January, 2002.

Dow AgroSciences LLC

By: Kenneth Loertscher
Kenneth Loertscher
Assistant Secretary

MS

STATE OF INDIANA)
COUNTY OF MARION) SS:

Before me, the undersigned, a notary public for said county and state, on this day personally appeared Kenneth Loertscher, known to me to be the Assistant Secretary of Dow AgroSciences LLC, and executed the foregoing instrument as his free act and deed.

Given under my hand and seal of office this 11th day of January, 2002.

(Notary Seal)

Judith M. White
Judith M. White, Notary Public

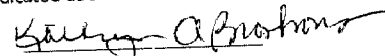
My commission expires:
July 16, 2007

My county of residence:
Marion County

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
TRADEMARK EXAMINING OPERATION

Commissioner of Patents & Trademarks
Box Assignments
Washington, D.C. 20231

Express Mail No. EV12017817245
Date of Deposit: Nov. 1, 2002
I hereby certify this paper is being deposited with the USPS
"Express Mail Post Office to Addressee" service under 37
CFR 1.10 on the date indicated above to the addressee on
this document.
Kathryn A. Broshous
Person mailing paper


Signature

Conveying Party: RohMid LLC
Receiving Party: Dow AgroSciences LLC
Execution Date: September 30, 2001

**DECLARATION IN SUPPORT OF
REQUEST FOR CHANGE IN OWNERSHIP**

Dear Sir:

I, C. Joe Miller, Senior Trademark Counsel and Attorney-in-Fact for Dow AgroSciences LLC request that the stated owner of U.S. Federal Trademark registrations 2236039 (MACH 2) and 2234738 (ROHMID) be transferred to Dow AgroSciences LLC on the basis of the following facts:

On September 30, 2001, the entire RohMid LLC owner interest, then held by Dow AgroSciences LLC, was consolidated and RohMid LLC ceased to exist and by operation of law, all assets, including trademark registrations, succeeded to the owner, Dow AgroSciences LLC. These included the following trademark registrations:

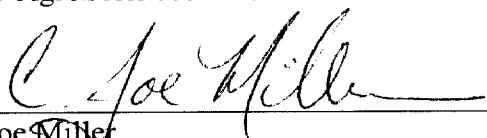
<u>Trademark:</u>	<u>Registration Number:</u>	<u>Registration Date:</u>	<u>Class:</u>
Mach 2	2236039	March 30, 1999	5
Rohmid	2234738	March 23, 1999	5

I have attached a certificate from the Assistant Secretary of Dow AgroSciences LLC attesting to these facts, wherein Dow AgroSciences LLC acquired all ownership interest in RohMid LLC, and thereafter consolidated and dissolved RohMid LLC.

The undersigned being hereby warned that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001, and that such willful false statements may jeopardize the validity of the registrations, declares that he is properly authorized to execute this declaration on behalf of the Registrant; he believes Dow AgroSciences LLC to be the owner of the trademarks which ownership is sought to be transferred; and all statements made in this declaration are of his own knowledge are true and all statements made on information and belief are believed to be true.

Respectfully submitted,

Dow AgroSciences LLC

By: 
C. Joe Miller
Trademark Counsel
Atty. Reg. No. 45,480
(317) 337-4584

Dated: October 31, 2002

CERTIFICATE OF ASSISTANT SECRETARY

I, Kenneth Loertscher, Assistant Secretary of Dow AgroSciences LLC (hereinafter, "Dow AgroSciences"), do hereby certify that :

1. RohMid LLC ("RohMid") was a Delaware limited liability company formed in April 1995 by Rohm and Haas Company, a Delaware Corporation ("Rohm and Haas") and American Cyanamid Company, a Delaware corporation ("Cyanamid").
2. Rohm and Haas and Cyanamid each owned a 50% membership interest in RohMid at its formation.
3. Effective July 2000 BASF Corporation, a Delaware corporation ("BASF"), acquired from Cyanamid all of Cyanamid's right, title and interest in and to its 50% membership interest in RohMid.
4. Effective June 30, 2001, Dow AgroSciences acquired from Rohm and Haas, a Delaware Corporation, all of Rohm and Haas' right, title and interest in and to its 50% ownership interest in RohMid.
5. Effective September 30, 2001, Dow AgroSciences acquired from BASF all of BASF's right, title and interest in and to its 50% ownership interest in RohMid.
6. Effective September 30, 2001, upon the consolidation of the entire RohMid ownership interest in Dow AgroSciences, RohMid ceased to exist as a limited liability company.
7. Upon the termination of RohMid, Dow AgroSciences by operation of law irrevocably succeeded to all of RohMid's assets and liabilities, including the following pesticide registrations:

<u>EPA Registration Number</u>	<u>Product Name</u>
69075-1	Halofenozide Technical
69075-2	Mach 2 Liquid
69075-3	Mach 2 2.5% Granular
69075-4	Mach 2 Granular
69075-5	Mach 2 Plus
69075-6	Mach 2 Plus (0.57%)
69075-7	Mach 2 Mfg Conc

8. No court order prohibited any of the transactions described in paragraphs 4 through 7 above and no court approval was necessary.
9. The actions described in paragraphs 4 through 7 above were authorized under all federal, state, and local laws and all relevant corporate charters, bylaws, and other agreements.

CERTIFICATE OF CANCELLATION
OF
ROHMID L.L.C.

1. The name of the limited liability company is RohMid L.L.C.
2. The Certificate of Formation of the limited liability company was filed on April 25, 1995.
3. The reason for the filing of this Certificate of Cancellation is that both Members transferred their entire interest in RohMid L.L.C. to Dow AgroSciences LLC, effective September 30, 2001; RohMid L.L.C. is thereby dissolved, pursuant to Title V, Section 14.4 of the Amended and Restated Limited Liability Company Agreement dated June 30, 1995.

IN WITNESS WHEREOF, the undersigned has executed this Certificate of Cancellation of RohMid L.L.C. as of the 30th day of September, 2001.

DOW AGROSCIENCES LLC

By: 

William W. Wales
Vice President, General Counsel
and Secretary

STATE OF DELAWARE
SECRETARY OF STATE
DIVISION OF CORPORATIONS
FILED 01:30 PM 12/14/2001
010643896 - 2500020

TOTAL P.03

RECORDED: 11/01/2002

TRADEMARK
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