

12-30-2002



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COVER SHEET  
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RECORDS

AM 10:00

FINANCE SECTION

TO: The Commissioner of Patents and Trademarks: Please record the attached original document(s) or copy(ies).

**Submission Type**

- New
- Resubmission (Non-Recordation)  
Document ID # \_\_\_\_\_
- Correction of PTO Error  
Reel # \_\_\_\_\_ Frame # \_\_\_\_\_
- Corrective Document  
Reel # \_\_\_\_\_ Frame # \_\_\_\_\_

12-19-02

**Conveyance Type**

- Assignment
- Security Agreement
- Merger
- Change of Name
- Other \_\_\_\_\_
- License
- Nunc Pro Tunc Assignment

Effective Date  
Month Day Year  
08 / 08 / 1995

**Conveying Party**

Mark if additional names of conveying parties attached

Name Velasco Scale Company

Effective Date  
Month Day Year  
08 / 08 / 1995

Formerly \_\_\_\_\_

- Individual
- General Partnership
- Limited Partnership
- Corporation
- Association
- Other \_\_\_\_\_
- Citizenship/State of Incorporation/Organization Texas

**Receiving Party**

Mark if additional names of receiving parties attached

Name Enduro Systems, Inc.

DBA/AKA/TA \_\_\_\_\_

Composed of \_\_\_\_\_

Address (line 1) 7100 Old Katy Road

Address (line 2) \_\_\_\_\_

Address (line 3) Houston Texas 77024  
City State/Country Zip Code

- Individual
- General Partnership
- Limited Partnership
- Corporation
- Association
- Other \_\_\_\_\_
- Citizenship/State of Incorporation/Organization Texas

If document to be recorded is an assignment and the receiving party is not domiciled in the United States, an appointment of a domestic Representative should be attached.  
(Designation must be a separate document from Assignment.)

12/27/2002 LHWELLER 00000241 1316955

01 FC:4521 40.00 OP  
02 FC:4522 50.00 OP

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public burden reporting for this collection of information is estimated to average approximately 30 minutes per Cover Sheet to be recorded, including time for reviewing the document and gathering the data needed to complete the Cover Sheet. Send comments regarding this burden estimate to the U.S. Patent and Trademark Office, Chief Information Officer, Washington, D.C. 20231 and to the Office of Information and Regulatory Affairs, Office of Management and Budget, Paperwork Reduction Project (0651-0027), Washington, D.C. 20503. See OMB Information Collection Budget Package 0651-0027, Patent and Trademark Assignment Practice. DO NOT SEND REQUESTS TO RECORD ASSIGNMENT DOCUMENTS TO THIS ADDRESS.

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

**Domestic Representative Name and Address**

Enter for the first Receiving Party only.

Name \_\_\_\_\_  
Address (line 1) \_\_\_\_\_  
Address (line 2) \_\_\_\_\_  
Address (line 3) \_\_\_\_\_  
Address (line 4) \_\_\_\_\_

**Correspondent Name and Address**

Area Code and Telephone Number 214/855-4500

Name Andrea Walker  
Address (line 1) Jenkins & Gilchrist, A Professional Corporation  
Address (line 2) 1445 Ross Avenue, Suite 3200  
Address (line 3) Dallas, Texas 75202-2799  
Address (line 4) \_\_\_\_\_

**Pages**

Enter the total number of pages of the attached conveyance document including any attachments.

# 3

**Trademark Application Number(s) or Registration Number(s)**

Mark if additional numbers attached

Enter either the Trademark Application Number or the Registration Number (DO NOT ENTER BOTH numbers for the same property).

Trademark Application Number(s)	Registration Number(s)
_____	<u>1,316,955</u>
_____	<del><u>1,375,611</u></del>
_____	<u>1,416,950</u>

**Number of Properties**

Enter the total number of properties involved.

# 3

**Fee Amount**

Fee Amount for Properties Listed (37 CFR 3.41): \$90.00

Method of Payment: Enclosed  Deposit Account

Deposit Account  
(Enter for payment by deposit account or if additional fees can be charged to the account.)

Deposit Account Number: # 10-0447

Authorization to charge additional fees: Yes  No

**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. Charges to deposit account are authorized, as indicated herein.

Andrea Walker  
Name of Person Signing

Andrea Walker  
Signature

December 19, 2002  
Date Signed

ARTICLES OF MERGER

MERGING

VELASCO SCALE COMPANY

INTO

ENDURO SYSTEMS, INC.

(formerly named "Enduro Fiberglass Systems, Inc.")

<p>FILED          In the Office of the          Secretary of State of Texas          AUG 08 1995          Corporations Section</p>
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Pursuant to the provisions of Article 5.16 of the Texas Business Corporation Act, Enduro Systems, Inc., a Texas corporation (formerly named "Enduro Fiberglass Systems, Inc.") ("Parent") adopts the following Articles of Merger for the purpose of merging into itself Velasco Scale Company, its wholly-owned Texas subsidiary ("Subsidiary"):

1. The Parent is organized under the laws of the state of Texas. The Subsidiary is organized under the laws of the state of Texas.

2. The number of outstanding shares of each class of capital stock of Subsidiary, and the number and percentage of such shares of each class owned by Parent, are as follows:

<u>Subsidiary</u>	<u>Class</u>	<u>Shares Outstanding</u>	<u>Owned by Parent</u>	<u>Percentage Owned by Parent</u>
Velasco Scale Company	Common Stock	5,445	5,445	100%

3. The surviving corporation is the Parent, which shall remain governed by the laws of the state of Texas.

4. A copy of the resolutions adopted by the Board of Directors of the Parent authorizing the Parent's merger with Subsidiary is attached hereto as Exhibit A and is incorporated herein by this reference. Such resolutions were adopted on July 27, 1995.

Date: August 8, 1995.

ENDURO SYSTEMS, INC.  
(formerly named "Enduro Fiberglass Systems, Inc.")

By: Walter C. Greig  
Walter C. Greig  
President

EXHIBIT A

**RESOLUTIONS OF THE BOARD OF DIRECTORS OF  
ENDURO SYSTEMS, INC.  
(formerly known as "Enduro Fiberglass Systems, Inc.")**

**July 27, 1995**

RESOLVED, that, after the Velasco Parent Merger has become effective, the Company (i) cause to be merged into itself, with the Company surviving such merger, Velasco Scale Company (the "Velasco Subsidiary Merger"), a Texas corporation that, by virtue of the Velasco Parent Merger, will then have become a wholly-owned subsidiary of the Company (the "Velasco Subsidiary"), and (ii) assume all of the liabilities and obligations of the Velasco Subsidiary; and further

RESOLVED, that the President or any Vice President of the Company is hereby authorized in the name and on behalf of the Company to take or cause to be taken any and all actions that such officer deems necessary, appropriate, convenient or desirable in order to effectuate the Velasco Subsidiary Merger and the intent of the foregoing resolution, including without limitation the preparation, execution and filing of Articles of Merger pursuant to the Texas Business Corporation Act.

FRIEML27215\003003  
BPHOU2\476799.1

# Jenkins & Gilchrist

A PROFESSIONAL CORPORATION

1445 ROSS AVENUE  
SUITE 3200  
DALLAS, TEXAS 75202

(214) 855-4500  
FACSIMILE (214) 855-4300

Andrea Walker  
(214) 855-4775  
awalker@jenkens.com

www.jenkins.com

AUSTIN, TEXAS  
(512) 399-3800

CHICAGO, ILLINOIS  
(312) 425-3900

HOUSTON, TEXAS  
(713) 951-3300

LOS ANGELES, CALIFORNIA  
(310) 820-8800

NEW YORK, NEW YORK  
(212) 704-6000

PASADENA, CALIFORNIA  
(626) 578-7400

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(210) 246-5000

WASHINGTON, D.C.  
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Commissioner of Patents and Trademarks  
BOX ASSIGNMENTS  
Washington DC 20231

EXPRESS MAIL NO.: <i>EL 65 473 1185 US</i>
I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail in an envelope addressed to: Commissioner of Patents and Trademarks, BOX ASSIGNMENTS, Washington, D.C. 20231
on <i>Dec 19, 2002</i>
Signature <i>Dorothy MacKinnon</i>

Re: Conveying Party: Velasco Scale Company  
Receiving Party: Enduro Systems, Inc.  
Document: Certificate of Merger  
Docket No.: 55389-00003

Dear Sir:

Transmitted for filing with the Patent and Trademark Office are the following documents for the above-referenced patent application:

1. Recordation Form Cover Sheet (Form PTO-1618A);
2. Copy of Certificate of Merger;
3. Check in the amount of \$90.00 for recordal; and
4. Acknowledgment Postcard.

Please address all communications related to this to:

Andrea Walker  
Jenkins & Gilchrist, P.C.  
3200 Fountain Place  
1445 Ross Avenue  
Dallas, Texas 75202-2799

In the event there is an under or over payment, please debit or credit our Deposit Account #10-0447. This letter is being filed in duplicate to facilitate processing.

Respectfully submitted,

*Andrea Walker*  
Andrea Walker  
Paralegal



# The State of Texas

## SECRETARY OF STATE CERTIFICATE OF MERGER

The undersigned, as Secretary of State of Texas, hereby certifies that the attached Articles of Merger of


VELASCO SCALE COMPANY  
a Texas corporation  
with  
ENDURO SYSTEMS, INC.  
a Texas corporation

have been received in this office and are found to conform to law. ACCORDINGLY, the undersigned, as Secretary of State, and by virtue of the authority vested in the Secretary by law, hereby issues this Certificate of Merger.

Dated August 8, 1995.

Effective August 8, 1995 :



  
\_\_\_\_\_  
Antonio O. Garza, Jr.  
Secretary of State