

01-28-2003



RECO

102349665

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

Submission Type

New 1-22-03

Resubmission (Non-Recordation)
Document ID #

Correction of PTO Error
Reel # Frame #

Corrective Document
Reel # Frame #

Conveyance Type

Assignment License

Security Agreement Nunc Pro Tunc

Merger Effective Date
Month Day Year

Change of Name

Other

Conveying Party

Mark if additional names of conveying parties attached

Execution Date
Month Day Year

Name

Formerly

Individual General Partnership Limited Partnership Corporation Association

Other

Citizenship/State of Incorporation/Organization

Receiving Party

Mark if additional names of receiving parties attached

Name

DBA/AKA/TA

Composed of

Address (line 1)

Address (line 2)

Address (line 3)
City State/Country Zip Code

Individual General Partnership Limited Partnership 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

Corporation Association

Other

Citizenship/State of Incorporation/Organization

01/27/2003 6T0N11 00000067 1852214

01 FC:0521

40.00 DP

FOR OFFICE USE ONLY

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

202-672-5300

Name **Norman J. Rich, Esq.** (Atty Ref. 064269/0127)

Address (line 1) **Foley & Lardner**

Address (line 2) **3000 K Street, N.W.**

Address (line 3) **Suite 500**

Address (line 4) **Washington, D.C. 20007**

Pages Enter the total number of pages of the Recordation Cover Sheet, including any attachments. #

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)

<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text" value="1852214"/>	<input type="text"/>	<input type="text"/>
<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>

Number of Properties

Enter the total number of properties involved.

#

Fee Amount

Fee Amount for Properties Listed (37 CFR 3.41):

\$

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: 190741 #

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.

Norman J. Rich, Esq.
Name of Person Signing

Norman J. Rich
Signature

January 21, 2003
Date Signed

TRADEMARK ASSIGNMENT - NUNC PRO TUNC

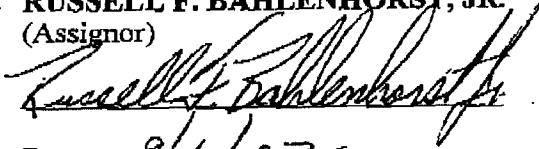
WHEREAS, on or about Aug. 8, 2002 **RUSSELL F. BAHLENHORST, JR.**, an individual citizen of the United States residing at 245 Copa De Oro, Brea, California 92823 (hereinafter "Assignor"), then being the owner of the mark SKIMERATOR and United States Registration No. 1,852,214, issued on September 6, 1994, for said mark, assigned in fact said mark and that part of the good will of the business connected with and symbolized by said mark to **BALLANTYNE OF OMAHA, INC.**, a Delaware corporation located at 4350 McKinley Street, Omaha, Nebraska 68112 (hereinafter "Assignee"), but without having executed a formal United States mark assignment document; and

WHEREAS, said Assignee now desires such formal United States assignment in order to record the same in the United States Patent and Trademark Office;

NOW THEREFORE, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, said Assignor hereby confirms the aforesaid assignment and does hereby assign, nunc pro tunc, as of Aug. 8, 2002, and/or as of anytime prior to the present when such assignment was in fact equitably affected, to the aforesaid Assignee, all rights, title and interest in and to the aforementioned mark(s) and all registrations and applications for registration therefor together with the goodwill of the business connected with and symbolized by the said mark, and all domain names including the mark, as well as all rights to injunctive relief, damages or profits, due or accrued, arising out of past infringement of said mark or injury to the said good will, and the right to sue for and recover the same in its, the Assignee's, own name; this assignment being under covenant, not only that full power to make the same is had by the undersigned, but also that such assigned rights are not encumbered by any grant, license, or other right heretofore given.

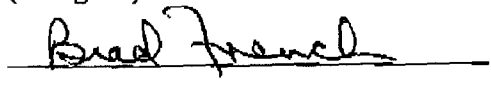
IN WITNESS WHEREOF, the undersigned have executed this Trademark Assignment.

RUSSELL F. BAHLENHORST, JR.
(Assignor)



Date 9/6/02

BALLANTYNE OF OMAHA, INC.
(Assignee)



Date 9-12-02

NAME: BRAD FRENCH

TITLE: CFO.