

01-28-2003



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

Form PTO-1594

(Rev. 03/01)

OMB No. 0651-0027 (exp. 5/31/2002)

Tab settings ⇌ ⇌ ⇌ ▼

102349720

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

1. Name of conveying party(ies): 1-13-03

Alexander Manufacturing Corporation  
a/k/a Alexander Manufacturing Company

- Individual(s)
- Association
- General Partnership
- Limited Partnership
- Corporation-State Delaware
- Other \_\_\_\_\_

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

3. Nature of conveyance:

- Assignment
- Merger
- Security Agreement
- Change of Name
- Other \_\_\_\_\_

Execution Date: May 13, 1998

2. Name and address of receiving party(ies)

Name: Alexander Technologies, Inc.

Internal Address: \_\_\_\_\_

Street Address: 1938 University Lane

City: Lisle State: IL Zip: 60532

- Individual(s) citizenship \_\_\_\_\_
- Association \_\_\_\_\_
- General Partnership \_\_\_\_\_
- Limited Partnership \_\_\_\_\_
- Corporation-State Delaware
- 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

OFFICE OF RECORDS  
702 JUN 13 PM 3:47  
FINANCE SECTION

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

A. Trademark Application No.(s) 76/382216

B. Trademark Registration No.(s) 1,753,682

Additional number(s) attached  Yes  No

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

Name: G. Brian Pingel

Internal Address: \_\_\_\_\_

Street Address: 3737 Woodland Avenue

Suite 437

West Des Moines IA 50266  
City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_

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: \_\_\_\_\_

**DO NOT USE THIS SPACE**

9. Signature.

G. Brian Pingel  
Name of Person Signing

Signature

1/8/2003  
Date

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

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

m7

**TRADEMARK**  
**REEL: 002659 FRAME: 0316**

Certificate of Amendment  
of  
Certificate of Incorporation  
of

**ALEXANDER MANUFACTURING CORPORATION**

Alexander Manufacturing Corporation ("Alexander"), a corporation organized and existing under and by virtue of the General Corporation Law of the State of Delaware, does hereby certify:

FIRST: That, by consent of a majority of the stockholders of each class of stock of Alexander, the following resolution was duly adopted setting forth a proposed amendment of the Certificate of Incorporation of said corporation:

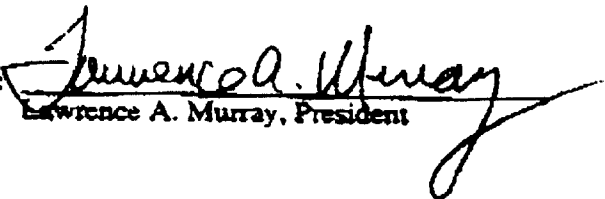
VOTED: To authorize and approve the execution, delivery and performance by the Company of the Certificate of Amendment of Certificate of Incorporation dated April 30, 1998, wherein said Amendment changes the name of the Company from Alexander Manufacturing Corporation to Alexander Technologies, Inc.

SECOND: That said amendment was duly adopted in accordance with the provisions of Section 242 of the General Corporation Law of the State of Delaware.

THIRD: That the name of Alexander shall be changed from Alexander Manufacturing Corporation to Alexander Technologies, Inc., and the Certificate of Incorporation of Alexander shall be amended by changing the Article thereof numbered "1" so that, as amended, said Article shall be and read as follows:

The name of the corporation is: Alexander Technologies, Inc. (the "Corporation").

IN WITNESS WHEREOF, Alexander has caused this certificate to be signed by Lawrence A. Murray, its President, this 30th day of April, 1998.

By:   
Lawrence A. Murray, President

Cert. Amend. Name/10459-4

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

ALEXANDER TECHNOLOGIES, INC.

Serial No.: 76/382,216

Filed: March 15, 2002

TM: **LEXSTAR TECHNOLOGIES**

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)  
) January 9, 2003  
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)

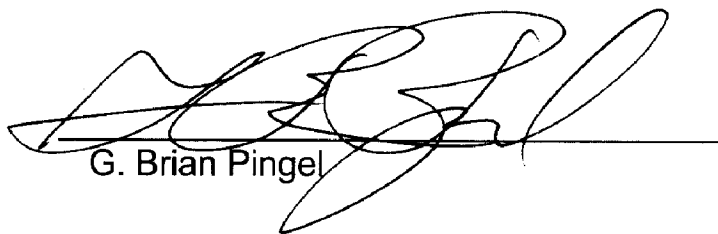
) Examiner: A.D. Saunders

) Law Office 108

) Mailing Date: 7/16/2002  
)  
)

**CERTIFICATE OF MAILING**

I hereby certify that this Letter is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Box Responses, No Fee, Commissioner for Trademarks, 2900 Crystal Drive, Arlington, Virginia 22202-3513, on **January 9, 2003** with adequate postage affixed thereto.

  
G. Brian Pingel

Amendment - Lexstar Technologies

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of )

ALEXANDER TECHNOLOGIES, INC. )

Serial No.: 76/382,216 )  
Filed: March 15, 2002 )

TM: **LEXSTAR TECHNOLOGIES** )

January 9, 2003

Examiner: A.D. Saunders  
Law Office 108  
Mailing Date: 7/16/2002

**AMENDMENT**

BOX RESPONSES  
NO FEE

Commissioner for Trademarks  
2900 Crystal Drive  
Arlington, Virginia 22202-3513

Dear Sir:

In the matter of the above-entitled application for federal trademark registration and in response to the Office Action dated July 16, 2002, please enter the following amendment.

As required by the Examiner, Applicant disclaims the descriptive wording

"TECHNOLOGIES" as follows:

**No claim is made to the exclusive right to use  
TECHNOLOGIES apart from the mark as shown.**

## REMARKS

The Examiner has rejected the applied for mark because she determined the Applicant's mark, when used on or in connection with the identified goods/services would likely cause confusion with U.S. Registration No. 1,507,913 owned by Alexander Manufacturing Corporation (a/k/a Alexander Manufacturing Company. However, as evidenced by the enclosed Certificate of Amendment of Certificate of Incorporation, dated April 30, 1998, which was sent to the Patent and Trademark Office on January 8, 2003 for recordation, Alexander Manufacturing Corporation changed its name to Alexander Technologies, Inc. and, therefore, is the owner of the cited registration.

Applicant believes this response addresses the Examiner's refusal to register the applied for mark and respectfully requests reconsideration of the Application as amended.

Respectfully submitted,

ALEXANDER TECHNOLOGIES, INC.

By: 

G. Brian Pingel, Reg. No. 26,216  
Camille L. Urban, Reg. No. 46,948  
Pingel & Templer, P.C.  
3737 Woodland Avenue, Suite 437  
West Des Moines, Iowa 50266  
515-225-3737

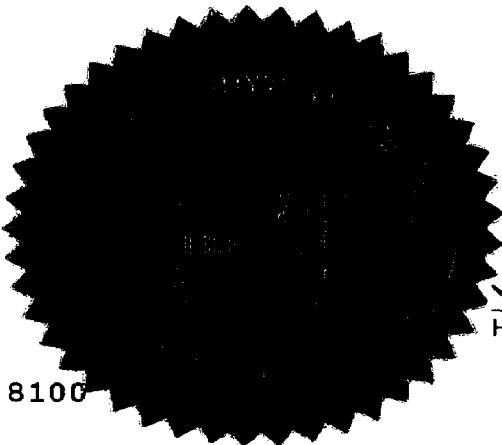
ATTORNEYS FOR APPLICANT

# Delaware

PAGE 1

*The First State*

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 AMENDMENT OF "ALEXANDER MANUFACTURING CORPORATION", CHANGING ITS NAME FROM "ALEXANDER MANUFACTURING CORPORATION" TO "ALEXANDER TECHNOLOGIES, INC.", FILED IN THIS OFFICE ON THE THIRTEENTH DAY OF MAY, A.D. 1998, AT 4:30 O'CLOCK P.M.



*Harriet Smith Windsor*

Harriet Smith Windsor, Secretary of State

2540222 8100

020415669

AUTHENTICATION: 2004336

DATE: 09-26-02

TRADEMARK  
REEL: 002659 FRAME: 0321

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of  
Certificate of Incorporation  
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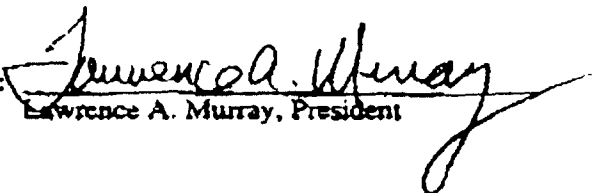
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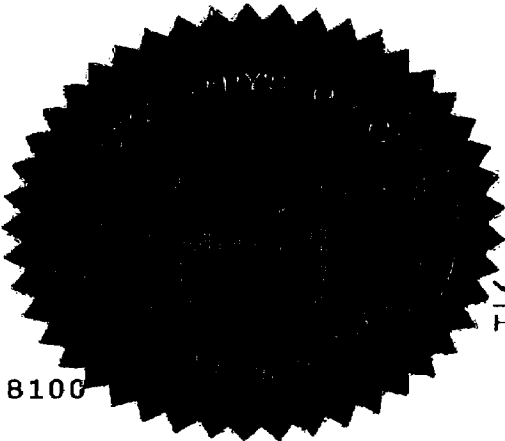
Cert Amend Name/10439-4

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*Harriet Smith Windsor*

Harriet Smith Windsor, Secretary of State

2540222 8100

AUTHENTICATION: 2004336

020415669

DATE: 09-26-02

RECORDED: 01/13/2003

TRADEMARK  
REEL: 002659 FRAME: 0323