

03-10-2003

FORM PTO-1594

U.S. DEPARTMENT OF COMMERCE

(Rev. 6-93)

R



SHEET Patent and Trademark Office

OMB No. 0651-0011 (exp. 4/94)

102384542

LY

To the Commissioner for Trademarks: Please record the attached original documents or copy thereof.

1. Name of conveying party(ies): American Pneumatic Tools, Inc.

3603

- Individual(s), Association, General Partnership, Limited Partnership, Corporation-State California, Other

3. Nature of conveyance:

- Assignment, Merger, Security Agreement, Change of Name, Other

Execution Date: November 27, 2002

2. Name and address of receiving party(ies)

Name: Pioneer Tool & Forge, Inc.

Internal Address:

Street Address: 6th Street and 2nd Avenue

City: New Kensington State: PA ZIP: 15068

- Individual(s) citizenship, Association, General Partnership, Limited Partnership, Corporation-State Pennsylvania, Other

If assignee is not domiciled in the United States, a domestic representative designation is attached

Additional name(s) & address(es) attached?

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

A. Trademark Application No.(s)

B. Trademark Registration No.(s)

0531644

Additional numbers attached?

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

Name: Kent E. Baldauf, Jr.

Internal Address: Webb Ziesenheim Logsdon

Orkin & Hanson, P.C.

Street Address: 700 Koppers Building

436 Seventh Avenue

City: Pittsburgh State: PA ZIP: 15219-1818

6. Total number of applications and registrations involved: 1

7. Total fee (37 CFR 3.41).....\$ 40.00

X Enclosed

Authorized to be charged to deposit account

8. Deposit account number:

(Attach triplicate copy of this page if paying by deposit account)

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.

Kent E. Baldauf, Jr. Name of Person Signing

Signature

02/28/03 Date

Total number of pages including cover sheet, attachments and document 7

03/07/2003 ECDOPER 00000158 0531644

Mail documents to be recorded with required cover sheet information to: U.S. Patent and Trademark Office, Office of Public Records Crystal Gateway 4, Room 335, Washington, D.C. 20231

01 FC:8521

40.00 OP

{W0046528.2}

TRADEMARK REEL: 002685 FRAME: 0754

ASSIGNMENT OF TRADEMARKS

This ASSIGNMENT OF TRADEMARKS is made as of November 27, 2002, by AMERICAN PNEUMATIC TOOLS, INC., a California corporation ("Seller"), in favor of PIONEER TOOL & FORGE, INC., a Pennsylvania corporation ("Buyer").

WHEREAS, Seller and Buyer entered into that certain Asset Purchase Agreement ("Purchase Agreement"), dated as of November 27, 2002, pursuant to which Seller has agreed to sell and Buyer has agreed to acquire certain assets held by Seller and used in the operation of its Delsteel Division, including the trademarks listed on Exhibit A hereto (the "Trademarks").

NOW, THEREFORE, in consideration of the payment by Buyer of the Purchase Price and in further consideration of the mutual covenants and agreements contained in the Purchase Agreement, the receipt and sufficiency of which are hereby acknowledged, Seller hereby sells, assigns, transfers and conveys to Buyer and its successors and assigns, free and clear of liens in accordance with Section 4.5 of the Purchase Agreement, all of Seller's right, title and interest in and to the Trademarks, together with the goodwill associated therewith, and the applications and registrations therefor, listed on Exhibit A hereto.

Seller hereby covenants and agrees to execute such further documents and instruments and to take such additional actions as may reasonably be requested by Buyer to vest in Buyer title to any and all the assets being transferred hereby and otherwise to effectuate the intent of this Assignment of Trademarks.

This Assignment of Trademarks is intended to evidence the consummation of the transactions contemplated by the Purchase Agreement. This Assignment of Trademarks is in all respects subject to the provisions of the Purchase Agreement and is not intended in any way to supersede, limit or qualify any provision of the Purchase Agreement.

IN WITNESS WHEREOF, Seller has caused this Assignment of Trademarks to be executed and delivered effective as of the date first written above.

American Pneumatic Tools, Inc.

By: 

Marcus Isenrich.

Chairman of the Board

EXHIBIT A

"DELSTEEL" Trademark
Serial No. 71547975
Registration No. 0531644

See attached.

FWIMANI 264924v1

SÆGIS CUSTOM REPORT*Reference:* DELSTEEL*Username:* JENNIFER HIBLER**Search Strategy**

Options: Cross Refs = on, Plurals = on, Active Only = off

Q1 1 Registration Number = 1594888
Q2 0 Registration Number = 872079
Q3 1 Trademark = PNEU*KUT
Q4 1 Registration Number = 0505295
Q5 1 Registration Number = 0513106
Q6 1 Registration Number = 0887478
Q7 1 Registration Number = 0663935
Q8 1 Registration Number = 0531644

Selected Databases

TRADEMARKSCAN@: U.S. Federal

Citations

1. DELSTEEL
Status: EXPIRED
Class: 7 8
Goods/Services: CHISELS, DRILLS, RIVET SETS, PUNCHES, DIES, CAULKING TOOLS, YARNING TOOLS, PIPE SWEDGING TOOLS, SPUD WRENCHES, MACHINE PARTS-NAMELY, PUNCH POSTS, PISTONS, BUSHINGS, AND MANDRILS
Owner Name: DELSTEEL INCORPORATED
U.S. Federal

Full Text For Citations**DELSTEEL** *ref.1*

TRADEMARKSCAN@-U.S. Federal

Serial Number: 71547975
Registration Number: 0531644

Status: EXPIRED

Affidavit Section: 8-15

USPTO Status: (900) EXPIRED
USPTO Status Date: October 20, 2001

Filed: January 26, 1948
Published: June 13, 1950

Registered: October 10, 1950
OG Renewal: October 30, 1990

Goods/Services: CHISELS, DRILLS, RIVET SETS, PUNCHES, DIES, CAULKING TOOLS, YARNING TOOLS, PIPE SWEDGING TOOLS, SPUD WRENCHES, MACHINE PARTS-NAMELY, PUNCH POSTS, PISTONS, BUSHINGS, AND MANDRILS

International Class(es)
7 (Machinery)
8 (Hand Tools)

U.S. Class: 23
First Used: 1922
In Commerce: 1922

Post Registration Owner:
DELSTEEL INCORPORATED
DELAWARE CORPORATION
P. O. BOX 1268
E. LAWN ST.
WILMINGTON , DELAWARE 19899

Registrant:
DELAWARE TOOL STEEL CORPORATION
DELAWARE CORPORATION
3300 MARKET ST.
WILMINGTON , DELAWARE

Renewal Information
DELSTEEL INCORPORATED
DELAWARE CORPORATION
P. O. BOX 1268
E. LAWN ST.
WILMINGTON , DELAWARE , 19899
October 10, 1990

Assignment Information
Assignee:
DELSTEEL, INCORPORATED
Assignor:
DELAWARE TOOL STEEL CORPORATION
DELAWARE CORPORATION
Correspondent:
HOWSON & HOWSON
123 S. BROAD ST.
PHILADELPHIA, PA. 19109
Brief: CHANGE OF NAME EFFECTIVE DEC. 04, 1968
Recorded: January 14, 1969
Acknowledged: January 10, 1969
Reel/Frame: 0170/F235

Assignee:
DELSTEEL, INCORPORATED
Assignor:
DELAWARE TOOL STEEL CORPORATION
DELAWARE CORPORATION
Correspondent:
HOWSON & HOWSON
123 S. BROAD ST.

PHILADELPHIA, PA 19109
Brief: CHANGE OF NAME EFFECTIVE DEC. 04, 1968
Signed: January 10, 1969
Recorded: January 14, 1969
Reel/Frame: 0170/0235

Assignee:
AMERICAN PNEUMATIC TOOLS, INC.
14710 MAPLE AVENUE
GARDENA, CALIFORNIA 90248

Assignor:
DELSTEEL, INCORPORATED
FORMERLY DELAWARE TOOL STEEL CORPORATION
DELAWARE CORPORATION

Correspondent:
WINDELS MARX LANE & MITTENDORF, LLP
JAMES P. CONROY, ESQ.
156 WEST 56TH STREET
NEW YORK, NY 10019
Brief: NUNC PRO TUNC
Signed: June 7, 2000
Recorded: December 18, 2000
Reel/Frame: 2163/0736

Other U.S. Registrations: 0001922

Filing Attorney: STANLEY B. KITA

Filing Correspondent:
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HOWSON AND HOWSON
SPRING HOUSE CORPORATE CENTER
BOX 457
SPRING HOUSE, PA 19477

Index of Owners

DELSTEEL INCORPORATED
DELSTEEL
reference 1

File Dates

U.S. Federal

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