

07-09-2003



REC

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Docket No: 11779-062001

102492582

TRADEMARKS ONLY

Commissioner for Trademarks: Please record the attached copies of an original document.

1. Name of conveying party(ies):
Symphony Industries, Inc. *Re*

Individual(s)
 Association
 General Partnership
 Limited Partnership
 Corporation—State Delaware *7-703*
 Other _____

Additional name(s) attached? Yes No

2. Name and address of receiving party(ies):
The Selmer Company, Inc.
600 Industrial Parkway
Elkhart, IN 46515

Individual(s) Citizenship _____
 Association _____
 General Partnership _____
 Limited Partnership _____
 Corporation—State Delaware
 Other _____

If the assignee is not domiciled in the United States, a domestic representative designation is attached. Yes No

Additional names/addresses attached? Yes No

3. Nature of conveyance:
 Assignment
 Merger
 Security Agreement
 Change of Name
 Other: _____

Execution Date: August 9, 1993

4. Application number(s) or trademark number(s):
A. Trademark Application No(s):

Additional numbers attached? Yes No

B: Trademark No(s):
1,720,141

FINANCE SECTION
7 MAR 2003

5. Name/address of party to whom correspondence concerning document should be mailed:
TIMOTHY A. FRENCH
Fish & Richardson P.C.
225 Franklin Street
Boston, MA 02110-2804

6. Total number of applications and registrations involved: 1

7. Total fee (37 CFR §3.41): \$
 Previously Submitted
 Authorized to charge Deposit Account.

8. Deposit Account No.: 06-1050
Please apply any additionally charges, or any credits, to our Deposit Account No. 06-1050.

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 the attached is a true copy of the original document.*

Timothy A. French *[Signature]* *July 7, 2003*
Name of Person Signing Signature Date

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

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CERTIFICATE OF MAILING BY EXPRESS MAIL

Express Mail Label No. EV 331654385 US

Date of Deposit: July 7, 2003

TRADEMARK
REEL: 002773 FRAME: 0596

02-20-2003

REI



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Docket No: 11779-062001

102368319

Commissioner for Trademarks: Please record the attached copies of an original document.

1. Name of conveying party:
 Symphony Industries, Inc. **1-29-03**

Individual(s)
 Association
 General Partnership
 Limited Partnership
 Corporation—State Delaware
 Other _____

Additional name(s) attached? Yes No

2. Name and address of receiving party:
 The Selmer Company, Inc.

Individual(s) Citizenship _____
 Association _____
 General Partnership _____
 Limited Partnership _____
 Corporation—State Delaware
 Other _____

If the assignee is not domiciled in the United States, a domestic representative designation is attached. Yes No

Additional names/addresses attached? Yes No

3. Nature of conveyance:
 Assignment
 Merger
 Security Agreement
 Change of Name
 Other:

Execution Date: **as of August 9, 1993**

4. Application number(s) or trademark number(s):
 A. Trademark Application No(s):

Additional numbers attached? Yes No

B: Trademark No(s):
1720141

5. Name/address of party to whom correspondence concerning document should be mailed:
 Timothy A. French, Esq.
 Fish & Richardson P.C.
 225 Franklin Street
 Boston, Massachusetts 02110-2804

6. Total number of applications and registrations involved: **1**

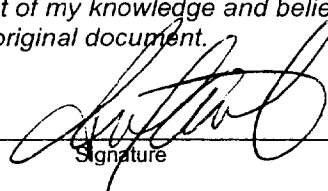
7. Total fee (37 CFR §3.41): **\$40.00**
 Enclosed
 Authorized to charge Deposit Account.

8. Deposit Account No.: **06-1050**
 Please apply any additionally charges, or any credits, to our Deposit Account No. 06-1050.

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 the attached is a true copy of the original document.*

Timothy A. French
 Name of Person Signing


 Signature

Jan 24, 2003
 Date

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

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CERTIFICATE OF MAILING BY EXPRESS MAIL

Express Mail Label No. EL94383444385

Date of Deposit: January 28, 2003

TRADEMARK
REEL: 002773 FRAME: 0597

STATE OF DELAWARE
SECRETARY OF STATE
DIVISION OF CORPORATIONS
FILED 10:01 AM 08/31/1993
932435338 - 2327450

CERTIFICATE OF AMENDMENT

TO

CERTIFICATE OF INCORPORATION

(Pursuant to Section 242)

SYMPHONY INDUSTRIES, INC., a corporation organized and existing under and by virtue of the General Corporation Law of the State of Delaware, DOES HEREBY CERTIFY:

FIRST: Pursuant to the Consent in Lieu of Special Meeting of the Board of Directors of SYMPHONY INDUSTRIES, INC. (the "Corporation") dated August 9, 1993, resolutions were duly adopted setting forth a proposed amendment to the Certificate of Incorporation of the Corporation (the "Amendment"), declaring said Amendment to be advisable and directing that said Amendment be submitted for the consent of the holders of not less than the minimum number of shares of the outstanding Common Stock of the Corporation necessary to approve the Amendment. The resolution setting forth the proposed Amendment is as follows:

RESOLVED, that Article FIRST of the Corporation's Certificate of Incorporation be, and hereby is, amended in its entirety to read as follows:

FIRST. The name of the corporation is The Selmer Company, Inc.

SECOND: That thereafter, pursuant to resolution of its Board of Directors, the Corporation obtained the written consent, dated August 9, 1993, of the holders of the outstanding shares of Common Stock of the Corporation having not less than the minimum number of votes that would be necessary to authorize the Amendment at a meeting at which all shares entitled to vote thereon were present and voted, all in accordance with Section 228 of the General Corporation Law of the State of Delaware.

THIRD: That said Amendment was duly adopted in accordance with the provisions of Section 228 of the General Corporation Law of the State of Delaware.

IN WITNESS WHEREOF, SYMPHONY INDUSTRIES, INC. has caused this certificate to be signed by DANA MESSINA, its President, and attested by KYLE KIRKLAND, its Secretary, this 9th day of August, 1993.

SYMPHONY INDUSTRIES, INC.

By 
DANA MESSINA, President

ATTEST:


KYLE KIRKLAND, Secretary