

11-24-2003

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Form PTO-1594 (Rev. 03/01) OMB No. 0651-0027 (exp. 5/31/2002) Tab settings



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

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

1. Name of conveying party(ies):

PW Eagle, Inc. 222 South Ninth Street, Suite 2880 Minneapolis, MN 55402

- Individual(s) Association General Partnership Limited Partnership Corporation-State Other State of Minnesota

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

2. Name and address of receiving party(ies)

Name: PW Poly Corporation

Internal Address: Suite 2880

Street Address: 222 South Ninth Street

City: Minneapolis State: MN Zip: 55402

- Individual(s) citizenship Association General Partnership Limited Partnership Corporation-State Minnesota 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

3. Nature of conveyance:

- Assignment Merger Security Agreement Change of Name Other

Execution Date: September 30, 2003

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

A. Trademark Application No.(s) 78/228,172

B. Trademark Registration No.(s)

Additional number(s) attached Yes No

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

Name: Dean R. Karau

Internal Address: Fredrikson & Byron, P.A.

4000 Pillsbury Center

Street Address: 200 South Sixth Street

City: Minneapolis State: MN Zip: 55402

6. Total number of applications and registrations involved: 1

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

- Enclosed Authorized to be charged to deposit account

8. Deposit account number:

06/1910

DO NOT USE THIS SPACE

9. Signature.

Jill A. Burton

Name of Person Signing

Jill Burton Signature

November 17, 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

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OFFICE OF PATENT RECORDS 2003 NOV 21 PM 1:21 FINANCE SECTION

TRADEMARK REEL: 002867 FRAME: 0748

TRADEMARK ASSIGNMENT

WHEREAS, PW Eagle, Inc., a Minnesota corporation having offices at 222 South Ninth Street, Suite 2880, Minneapolis, Minnesota 55402 (hereinafter "Assignor"), is the owner of the trademark PWPOLY and the trademark application for the same in connection with polyethylene pipe, tubing and fittings, Application Serial No. 78/228,172 (hereinafter "the Mark"); and

WHEREAS, PW Poly Corporation, a Minnesota corporation having offices at 222 South Ninth Street, Suite 2880, Minneapolis, Minnesota 55402 (hereinafter "Assignee"), is desirous of acquiring the Mark and application thereof.

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, Assignor hereby assigns to Assignee all right, title and interest in and to the Mark that Assignor owns, together with the goodwill of the business associated therewith and the application thereof. Assignor agrees to execute any additional documents presented to Assignor by Assignee which are or may be reasonably necessary to evidence or perfect the assignment, including those reasonably necessary to effectuate the recordation of the assignment.

This Assignment includes all rights in the nature of trademark, service mark and trade name rights, as well as the right to sue for past infringement by any third party.

ASSIGNOR

By *Dobson West*

Print Name: *Dobson West*

Its: *CA*

Dated effective as of *September 30* 2003

SUBSCRIBED and SWORN to before me this *30th*
of *September*, 2003

Margaret Stanley
Notary Public

My Commission Expires: _____



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