

03-25-2004

REC'D



102703829

32304

To the Honorable Commissioner of Patents and Trademarks: Please receive this or copy thereof.

1. Name of conveying party(ies): Thermal Arc, Inc.

- Individual Association
General Partnership Limited Partnership
[X] Corporation-State of Delaware
Other

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

2. Name and address of receiving party(ies):

Name: Thermal Arc, Inc.

Internal Address: 16052 Swingley Ridge Dr., Suite 300

Street Address: 16052 Swingley Ridge Dr., Suite 300

City Chesterfield State: MO Zip: 63017

3. Nature of Conveyance:

- X Assignment Merger
Security Agreement Change of Name
X Other Correct error made in previously recorded document

Execution Date: July 21, 2003

Individual(s) citizenship

Association

General Partnership

Limited Partnership

X Corporation-State of Delaware

Other

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

Additional name(s) & address(es) attached? Yes X No

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

A. Trademark Application No.(s)

B. Trademark Registration No.(s)

1,558,889

1,557,769

1,147,547

Additional numbers attached? Yes X No

OPR/FINANCE MAR 23 AM 7:25

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

Name: Thomas A. Polcyn

Internal Address: One US Bank Plaza

St. Louis, Missouri 63101

Street Address: One US Bank Plaza

City: St. Louis State: MO ZIP: 63101

6.

Total number of applications and registrations involved: 3

7. Total fee (37 CFR 3.41) \$ 90.00

Enclosed

X Authorized to be charged to deposit account

8. Deposit account number: 20-0823

(Attach duplicate 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.

Thomas A. Polcyn

Name of person signing

Signature

3-18-04

Date

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

Declaration of Ownership

I declare that Thermal Arc, Inc. is the correct owner of record for the following trademark registrations, among others:

<u>Mark</u>	<u>Reg. No.</u>
FABRICATOR	1,558,889
ADVANTAGE HF	1,557,769
MEGA-ARC	1,147,547

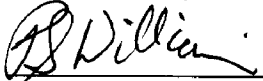
Each of the above-mentioned registrations were previously owned by Hobart Brothers Company. As recorded at Reel/Frame 1459/0750, Hobart Brothers Company assigned the above registrations, among others, to Prestolite Power Corporation.

The above registrations were then assigned from Prestolite Power Corporation to Thermal Arc, Inc. and this assignment was recorded at Reel/Frame 1723/0398.

In January 2000, an assignment was recorded at Reel/Frame 2024/0599 purporting to assign the above registrations, among others, from Hobart Brothers Company to Illinois Tool Works Inc. Inasmuch as these registrations were not owned by Hobart Brothers Company at the time of the assignment, the assignment recorded at Reel/Frame 2024/0599 did not convey title for the above registrations. This assignment was erroneously recorded against the above registrations.

On behalf of Thermal Arc, Inc., I request herein that the Trademark Office records accurately reflect that Thermal Arc, Inc. is the owner of the above registrations. In view of the foregoing, the chain of title for the above registrations should not be considered altered by the incorrect assignment recorded at Reel/Frame 2024/0599. The last correct assignee, Thermal Arc, Inc. has been and continues to be the owner of the registrations at issue.

THERMAL ARC, INC.

By: 

Date: 7-21-03

Name: Patricia S. Williams

Title: Vice President, Corporate Secretary,
and General Counsel



RECEIVED FEB 23 2004

TDTA 24018 ✓
TDTA 24021 ✓
TDTA 24020 ✓

UNITED STATES PATENT AND TRADEMARK OFFICE

UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND
DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE

FEBRUARY 17, 2004

PTAS
SENNIGER, POWERS, LEAVITT & ROEDEL
LINDSAY E. COHEN
ONE METROPOLITAN SQUARE
16TH FLOOR
ST. LOUIS, MO 63102



102516505A

UNITED STATES PATENT AND TRADEMARK OFFICE
NOTICE OF NON-RECORDATION OF DOCUMENT

DOCUMENT ID NO.: 102516505

THE ENCLOSED DOCUMENT HAS BEEN EXAMINED AND FOUND NON-RECORDABLE BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. THE REASON(S) FOR NON-RECORDATION ARE STATED BELOW. DOCUMENTS BEING RESUBMITTED FOR RECORDATION MUST BE ACCOMPANIED BY A NEW COVER SHEET REFLECTING THE CORRECT INFORMATION TO BE RECORDED AND THE DOCUMENT ID NUMBER REFERENCED ABOVE.

THE ORIGINAL DATE OF FILING OF THIS ASSIGNMENT DOCUMENT WILL BE MAINTAINED IF RESUBMITTED WITH THE APPROPRIATE CORRECTION(S) WITHIN 30 DAYS FROM THE DATE OF THIS NOTICE AS OUTLINED UNDER 37 CFR 3.51. THE RESUBMITTED DOCUMENT MUST INCLUDE A STAMP WITH THE OFFICIAL DATE OF RECEIPT UNDER 37 CFR 3. APPLICANTS MAY USE THE CERTIFIED PROCEDURES UNDER 37 CFR 1.8 OR 1.10 FOR RESUBMISSION OF THE RETURNED PAPERS, IF THEY DESIRE TO HAVE THE BENEFIT OF THE DATE OF DEPOSIT IN THE UNITED STATES POSTAL SERVICE.

SEND DOCUMENTS TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231. IF YOU HAVE ANY QUESTIONS REGARDING THIS NOTICE, YOU MAY CONTACT THE INDIVIDUAL WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723.

1. THE COVER SHEET SUBMITTED FOR RECORDING IS NOT ACCEPTABLE. AN EXECUTION DATE MUST BE INDICATED FOR EACH CONVEYING PARTY.
2. WHEN SUBMITTING A CORRECTED COVER SHEET, THE PREVIOUS NOTICE OF RECORDATION, AND THE PREVIOUS COVER SHEET MUST BE RESUBMITTED. WHEN RESPONDING, PLEASE RETURN ALL ATTACHED PAPERS INCLUDING THIS NON-RECORDATION NOTICE.

tell what the error is.

ANTIONE ROYALL, EXAMINER
ASSIGNMENT DIVISION

RECEIVED

MAR 1 2004

Thompson Coburn LLP

DOCKETED

MAR 01 2004

Thompson Coburn LLP

files transferred ggb

Tab settings



9-1-03

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

1. Name of conveying party(ies):

Thermal Arc, Inc.

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

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

3. Nature of conveyance:

- Assignment
- Security Agreement
- Other: Correct error made in previously recorded document.
- Merger
- Change of Name

Execution Date: 7/29/03

2. Name and address of receiving party(ies)

Name: Thermal Arc, Inc.

Internal Address:

Address:

Street Address: 16052 Swingley Ridge Dr., Suite 300

City: Chesterfield State: Missouri Zip: 63017

- 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

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

A. Trademark Application No. (s)

B. Trademark Registration No.(s)

1,558,889
1,557,769
1,147,547

Additional number(s) attached Yes No

DPR/FINANCE AUG - 1 AM 5:22

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

Name: Lindsay E. Cohen

Internal Address:

Senniger, Powers, Leavitt & Roedel

Street Address:

One Metropolitan Square, 16th Floor

City: St. Louis State: MO Zip: 63102

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

3

7. Total fee (37 CFR 3.41).....\$ 90.00

- Enclosed
- Authorized to be charged to deposit account

8. Deposit account number:

19-1345

(Attach duplicate 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.

Lindsay E. Cohen
Name of Person Signing

Lindsay E. Cohen
Signature

7/29/03
Date

Total number of pages including cover sheet, attachments, and document: 4

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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PT-1594

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