

Form PTO-1594 (Rev. 10/02) OMB No. 0651-0027 (exp. 6/30/2005) Tab settings

RECORDATION FORM COVER SHEET TRADEMARKS ONLY

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

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

1. Name of conveying party(ies): NEWFREY LLC
Individual(s) Association
General Partnership Limited Partnership
Corporation-State
Other Limited Liability Company (Del.)
Additional name(s) of conveying party(ies) attached? Yes No

2. Name and address of receiving party(ies)
Name: THE BLACK & DECKER CORPORATION
Internal Address:
Street Address: 701 E. Joppa Road
City: Towson State: MD Zip: 21286
Individual(s) citizenship
Association
General Partnership
Limited Partnership
Corporation-State Maryland
Other
If assignor is not domiciled in the United States, a domestic representative designation is attached: Yes No
Additional name(s) & address(es) attached? Yes No

3. Nature of conveyance:
Assignment Merger
Security Agreement Change of Name
Other
Execution Date: 10/13/04

4. Application number(s) or registration number(s):
A. Trademark Application No.(s) 78/309583
Additional number(s) attached Yes No

B. Trademark Registration No.(s)

5. Name and address of party to whom correspondence concerning document should be mailed:
Name: Richard J. Veltman
Internal Address: TW-199
Street Address: 701 E. Joppa Road
City: Towson State: MD Zip: 21286

6. Total number of applications and registrations involved: 1

7. Total fee (37 CFR 3.41).....\$ 40
Enclosed
Authorized to be charged to deposit account

8. Deposit account number:
02-2550

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9. Signature.
Richard J. Veltman
Name of Person Signing

Signature

Date 10/13/04

Total number of pages including cover sheet, attachments, and document: 2

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

CH \$40.00 022550 78309583

ASSIGNMENT OF UNITED STATES TRADEMARK APPLICATION

WHEREAS, NEWFREY LLC, a limited liability company organized and existing under the laws of the State of Delaware, and having its principal office at 1207 Drummond Plaza, Newark, Delaware 19711, U.S.A. (hereinafter the "Assignor"), is the owner of United States Trademark Application No. 78/309,583 filed October 6, 2003;

WHEREAS, THE BLACK & DECKER CORPORATION, a corporation organized and existing under the laws of the State of Maryland, having its principal office address at 701 E. Joppa Road, Towson, Maryland 21286 (hereinafter, the "Assignee"), is desirous of acquiring the entire right, title and interest of the Assignor in and to said United States Trademark Application No. 78/309,583 and the goodwill associated therewith;

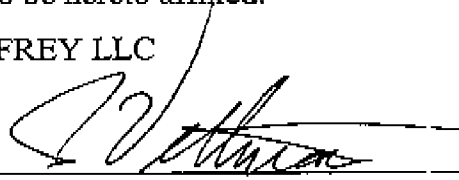
NOW THEREFORE, in consideration of the sum of One Dollar (\$1.00) and other good and valuable consideration not herein specifically enumerated, the receipt and sufficiency of which is hereby acknowledged, the Assignor has sold, assigned and transferred, and by these presents does hereby sell, assign and transfer unto the Assignee, its successors, assigns or other legal representatives, its entire right, title and interest including the good will associated therewith, to the said United States Trademark Application No. 78/309,583, filed October 6, 2003, together with all rights thereunder as the same would have been held by the Assignor had this Assignment and sale not been made.

The foregoing sale, assignment and transfer shall include all claims for profits and damages by reason of past infringement, of said United States Trademark Application, with the right to sue for and collect the same for the Assignee's own use and advantage and for the use and advantage of its successors, assigns or other legal representatives.

IN WITNESS WHEREOF, the Assignor has caused this instrument to be signed by a duly authorized corporate officer and its corporate seal to be hereto affixed.

NEWFREY LLC

Date: 10/13/04

By: 
Richard J. Veltman
Senior Group Patent Counsel