

Form PTO-1594 (Rev. 06/04)
OMB Collection 0651-0027 (exp. 6/30/2005)

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

RECORDATION FORM COVER SHEET TRADEMARKS ONLY

To the Director of the U. S. Patent and Trademark Office: Please record the attached documents or the new address(es) below.

1. Name of conveying party(ies)/Execution Date(s):

- 1) B.W. Elliott Manufacturing Co.,
Inc. and
2) B.W. Elliott Manufacturing Co.,
LLC

☐ Individual(s) ☐ Association
☐ General Partnership ☐ Limited Partnership
☐ Corporation-State
☒ Other 1) N.Y. Corp.; 2) N.Y.
limited liability co.
Citizenship (see guidelines)

Execution Date(s) August 31, 1999

Additional names of conveying parties attached? ☐ Yes ☒ No

3. Nature of conveyance:

☐ Assignment ☒ Merger
☐ Security Agreement ☐ Change of Name
☐ Other

2. Name and address of receiving party(ies)

Additional names, addresses, or citizenship attached? ☐ Yes ☒ No

Name: B.W. Elliott Manufacturing
Co., LLC

Address:

Street Address: 11 Beckwith Avenue

City: Binghamton

State: N.Y.

Country: U.S.A. Zip: 13901

☐ Association Citizenship
☐ General Partnership Citizenship
☒ Limited Partnership Citizenship N.Y.
☐ Corporation Citizenship
☐ Other Citizenship

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)

4. Application number(s) or registration number(s) and identification or description of the Trademark.

A. Trademark Application No.(s)

B. Trademark Registration No.(s)
2,501,234

Additional sheet(s) attached? ☐ Yes ☒ No

C. Identification or Description of Trademark(s) (and Filing Date if Application or Registration Number is unknown):

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

Name: Martin P. Michael, Esq.

Internal Address: Sonnenschein Nath
& Rosenthal LLP

Street Address: P. O. Box 061080
Wacker Drive Station-Sears Tower

City: Chicago

State: Illinois Zip: 60606-1080

Phone Number: 212-398-5280

Fax Number: 212-768-6800

Email Address: mmichael@sonnenschein.com

6. Total number of applications and registrations involved:

1

7. Total fee (37 CFR 2.6(b)(6) & 3.41) \$ 40.00

☐ Authorized to be charged by credit card
☒ Authorized to be charged to deposit account
☐ Enclosed

8. Payment Information:

a. Credit Card Last 4 Numbers _____
Expiration Date _____
b. Deposit Account Number 193140
Authorized User Name Roselia F. Maitland

9. Signature:

Roselia F. Maitland
Signature

December 10, 2004
Date

Name of Person Signing

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

Documents to be recorded (including cover sheet) should be faxed to (703) 306-5995, or mailed to:
Mail Stop Assignment Recordation Services, Director of the USPTO, P.O. Box 1450, Alexandria, VA 22313-1450

CH \$40.00 193140 2501234

700137850

TRADEMARK
REEL: 002991 FRAME: 0878

F990831000 676

New York State
Department of State
Division of Corporations, State Records
and Uniform Commercial Code
Albany, NY 12231

**CERTIFICATE OF MERGER
OF**

B.W. Elliott Manufacturing Co., Inc.

(Insert name of Domestic Entity)

AND

B.W. Elliott Manufacturing Co., LLC

(Insert name of Domestic Limited Liability Company)

INTO

B.W. Elliott Manufacturing Co., LLC

(Insert name of Domestic Limited Liability Company)

Under Section 1003 of the Limited Liability Company Law

FIRST: The name (and if the name has been changed, the name under which it was formed) and jurisdiction of formation or organization of each domestic limited liability company or other domestic business entity that is to merge is:

B.W. Elliott Manufacturing Co., Inc., a New York Corporation and
B.W. Elliott Manufacturing Co., LLC a New York limited liability company

SECOND: For each domestic limited liability company and domestic other business entity, the date when its initial articles of organization or formation document was filed with Department of State is:

B.W. Elliott Manufacturing Co., Inc. - 9/25/56
B.W. Elliott Manufacturing Co., LLC 7/20/99 under the original name
B.W. Elliott Manufacturing Company, LLC

THIRD: The name of the surviving domestic limited liability company is:

B.W. Elliott Manufacturing Co., LLC

FOURTH: The agreement of merger has been approved and executed by each of the domestic limited liability companies or domestic other business entities that is a party thereto.

FIFTH: The future effective date of the merger, which does not exceed 30 days from the date of filing, is: August 31, 1999

DOS-1372 (9/98)

SIXTH: The Secretary of State is designated as agent of the surviving limited liability company upon whom process against it may be served. The post office address within or without this state to which the Secretary of State shall mail a copy of any process against the limited liability company served upon him or her is: 37 Milford Street

Binghamton, NY 13904

SEVENTH: The agreement of merger is on file at the following place of business of the surviving domestic limited liability company: 37 Milford Street

Binghamton, NY 13904

EIGHTH: A copy of the agreement of merger will be furnished by the surviving domestic limited liability company on request and without cost to any member of any domestic limited liability company or to any person holding an interest in any other business entity that is to merge pursuant to such agreement.

B.W. Elliott
Manufacturing Co., Inc.

(Name of Domestic Entity)

X

(Signature)

Alan L. Rivera

(Type or print name)

Vice President & Sec.

(Title or capacity of signer)

B.W. Elliott
Manufacturing Co., LLC

(Name of Domestic Limited Liability Company)

X

(Signature)

Alan L. Rivera

(Type or print name)

Vice President & Sec.

(Title or capacity of signer)

2

CERTIFICATE OF MERGER
OFB.W. Elliott Manufacturing Co., Inc.*(Insert name of Domestic Entity)*

AND

B.W. Elliott Manufacturing Co., LLC*(Insert name of Domestic Limited Liability Company)*

INTO

B.W. Elliott Manufacturing Co., LLC*(Insert name of Domestic Limited Liability Company)*

Under Section 1003 of the Limited Liability Company Law

Filed by: Rubin Baum Levin Constant & Friedman
*(Name)*30 Rockefeller Plaza
*(Mailing address)*New York, New York 10112
(City, State and Zip code)

NOTE: This form was prepared by the New York State Department of State for filing a certificate of merger with a domestic business entity into a domestic limited liability company survivor. The certificate must be signed on behalf of each entity. It does not contain all optional provisions under the law. You are not required to use this form. You may draft your own form or use forms available at legal supply stores. The Department of State recommends that legal documents be prepared under the guidance of an attorney. The certificate must be submitted with a \$60 filing fee made payable to the Department of State.

(For office use only)

3

F990831000676

CERTIFICATE OF MERGER

OFD

B.W. ELLIOTT MANUFACTURING CO., INC.
AND
B.W. ELLIOTT MANUFACTURING CO., LLC
INTO
B.W. ELLIOTT MANUFACTURING CO., LLC

Under Section 1003 of the Limited Liability Company Law

DRAWN DOWN

Rubin Baum Levin Constant & Friedman
30 Rockefeller Plaza - 29th Floor
New York, New York 10112

CUSTOMER REFERENCE NUMBER 45249

STATE OF NEW YORK
DEPARTMENT OF STATE
FILED AUG 31 1999
TAKEN BY
BLOOME

4

990831000712