



102769779

Tab settings

To the Honorable Commissioner of Pa

Attached original documents or copy thereof.

1. Name of conveying party(ies):  
CPM ACQUISITION CORP.

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

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

3. Nature of conveyance:

- Assignment
- Security Agreement
- Other
- Merger
- Change of Name

Execution Date: June 11, 2004

2. Name and address of receiving party(ies)

Dymas Funding Company, LLC, as Administrative Agent

Internal Address:

Street Address : 1 North Franklin Street, Ste. 3500

Chicago State: IL Zip: 60606

- Individual(s) citizenship
- Association

- General Partnership
- Limited Partnership
- Corporation State

Other Delaware Limited Liability Company

If assignee is not domiciled in the United States, a 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 trademark

A. Trademark Application No.(s)  
- NONE -

B. Trademark Registration

2,339,707 1,546,084 1,546,083 657,725

Additional numbers attached? YES

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

Name:

Internal # Attn: Penelope J.A. Agodoa  
Federal Research Company, LLC  
1030 15th Street, NW, Suite 920  
Washington, DC 20005  
202.783.2700

Street Address:

City: Stat ZIP

6. Total number of applications and registrations

4

7. Total fee (37 CFR 3.41) \$ 115.00

Enclosed

Authorized to be charged to deposit

8. Deposit account number:

(Attach duplicate copy of this page if paying by deposit account)

06/21/2004 LNUELLER 00000023 2339707

DO NOT USE THIS SPACE

01 FC:8521 40.00 OP  
03 FC:8522 75.00 OP

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 of the original document.

Rebecca L. Ramstrom  
Name of Person

*Rebecca L. Ramstrom*  
Signature

06/16/04

Date

15

Total number of pages including cover sheet, attachments, and

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

6-18-04

**SCHEDULE 1A TO ASSIGNMENT FOR SECURITY**  
**(TRADEMARKS)**

GRANTOR: CPM ACQUISITION CORP.

A. Registered Trademarks:

<b>MARK/CLASS/ COUNTRY</b>	<b>GOODS</b>	<b>APP. # DATE</b>	<b>REG. # DATE</b>
CPM IC 7 Argentina <sup>1</sup>	Food and chemical processing machinery and parts thereof	1983572 05 MAR 1965	1597734 26 APR 1965
CPM and Design IC 7 Benelux	Machines for the processing of feed and chemicals	519507 06 APR 1971	021698 28 APR 1972
CPM IC 7 Brazil	Machines for processing animal feed and for processing chemicals	684530 04 MAR 1965	004508157 14 JUN 1972
CPM and Design IC 6, 7, 12 Canada	Steel bars, bolts, forgings, threaded rods, U-bolt rods, U- bolts for vehicle suspension and mounting, and U-bolts for farm equipment and implements		124405 17 NOV 1991
CPM IC 7 Chile	All products included in class 7	42018	616.788 26 AUG 1991
California Pellet Mill IC 7 Chile	All products included in class 7	42019	616.787 18 JUL 1991

<sup>1</sup> Recordation of Assignment filed on 04/21/03 is currently pending.

MARK/CLASS/ COUNTRY	GOODS	APP. # DATE	REG. # DATE
ROSKAMP IC 7 Chile	All products included in Class 7	42020	616.552 12 JUL 1991
CPM in English IC 7 China <sup>2</sup>	Food, feed, fibrous material processing machinery and parts and fittings therefore, hammer, pellet and roller mills, conditioning and mixing machines, coolers and screeners.	94034359 02 APR 1994	818494 28 FEB 1996
CPM in Mandarin IC 7 China <sup>3</sup>	Food, feed, fibrous material processing machinery and parts and fittings therefore, hammer, pellet and roller mills, conditioning and mixing machines, coolers and screeners.	94034360 22 APR 1994	818493 28 FEB 1996
CPM and Device IC 7 China	Food, feed, fibrous material and chemical processing machinery and parts and fittings therefore.	93127420 28 DEC 1993	784473 21 OCT 1995
CPM and Device IC 7 Colombia <sup>4</sup>	Food, feed and chemical processing machinery and parts and fittings therefore.	364482 30 JUL 1992	171342 30 DEC 1994
CPM and Device IC 7 Denmark	Feed and chemical processing machinery.	1961 1250 VA 13 APR 1961	1961 863 VR 7 OCT 1991
CPM and Device IC 7 Ecuador	Food, feed and chemical processing machinery and parts and fittings therefore.	33219 7 JUL 1992	219593 9 SEPT 1993

<sup>2</sup> Recordation of Assignment filed on 06/18/02 is currently pending.

<sup>3</sup> Recordation of Assignment filed on 06/18/02 is currently pending.

<sup>4</sup> Recordation of the assignment of this mark in Colombia has not been finalized. This mark is still in the name of Consolidated Process Machinery.

MARK/CLASS/ COUNTRY	GOODS	APP. # DATE	REG. # DATE
CPM and Device IC 7 France	Sundry machines and their component parts and particularly machines for manufacturing feed, chemical and medicinal products in the pellets.	74072 21 APR 1961	1335659 19 DEC 1995
CPM and Device IC 7 Germany	Balls mills for the feedstuff and chemical industry	C1119723 24 APR 1961	782913 6 APR 1992
CPM and Device IC 7 Ireland	Feed and chemical processing machinery, coolers, and accessories.	75178 23 MAR 1978	B104276 23 MAR 1978
CPM and Device IC 7 Italy <sup>5</sup>	Feed and chemical processing machinery, particularly pellet mills.	169749 13 APR 1961	399869 20 MAY 1965
CPM and Device IC 9 Japan	Pellet mills for feeds and chemical fertilizers	861441970 21 SEPT 1970	1352845 31 OCT 1978
CPM IC 23 Mexico	Machines, apparatus and tools, specially pellet mills, pellet coolers and feed milling machinery.	32282	156396 25 JUL 1969
California Pellet Mill Company IC 23 Mexico	Machinery, tools and parts thereof specially pellet mills, pellet coolers and feed milling machinery.	32335	151986 26 JUL 1969
CPM IC 7 Peru <sup>6</sup>	Feed and chemical processing machines, coolers being parts of machines and parts and fitting therefore.	73760 26 DEC 1983	53007 2 MAY 1994

<sup>5</sup> The deed of assignment is at the Revenue Office in Italy for recordal. The recordation process in Italy takes approximately 4 - 5 years.

<sup>6</sup> Recordation of the assignment of this mark in Peru has not been finalized. This mark is still in the name of Consolidated Process Machinery.

<b>MARK/CLASS/ COUNTRY</b>	<b>GOODS</b>	<b>APP. # DATE</b>	<b>REG. # DATE</b>
CPM and Device IC 7 Peru <sup>7</sup>	Food, feed and chemical processing machinery and parts and fittings therefore.	205668 06 JUL 1992	100022 21 OCT 1992
CPM and Device IC 7 Singapore	Mills for palletizing animal foodstuffs.	66946 02/2/1976	66946 17 FEB 1976
PACIFIC and Device IC 7 Singapore	Feed mills and chemical processing machinery.		48773 31 MAR 1970
CPM in oval IC 7 South Africa	Machinery and pellet mills and extrusion machinery for production of pellets from meals, mashes or chemicals for use as cattle or poultry foods or fertilizers		69/4733 7 OCT 1969
CPM and Device IC 7 Switzerland <sup>8</sup>	Ball mills, granulating machinery, presses for diced feed, grit mills, and machines and mills of all kinds for the treatment and the shaping into pills, little spheres, granulates and grit, of chemicals, foods, feeds, manure and other materials.	1647 21 APR 1961	313861 21 APR 1961
CPM and Device IC 7 United Kingdom	Mills for palletizing animal foodstuffs.	968331 30 NOV 1970	1008981 30 MAR 1973

<sup>7</sup> Recordation of the assignment of this mark in Peru has not been finalized. This mark is still in the name of Consolidated Process Machinery.

<sup>8</sup> Recordation of the assignment of this mark in Switzerland has not been finalized. This mark is still in the name of Consolidated Process Machinery.

MARK/CLASS/ COUNTRY	GOODS	APP. # DATE	REG. # DATE
CPMC and Device IC 7 United Kingdom	Feed mills and chemical processing machinery.	819,962 26 APRIL 1961	B819962 2 JAN 1963
CALIFORNIA PELLET MILL IC 7 & 40 U.S.A. <sup>9</sup>	Processing machines for use in crushing, grinding, crumbling and pelletizing feed, chemicals and minerals for use in general industry in Int'l Class 7; Manufacture of crushing, grinding, crumbling and pelletizing machines in the fields of feed, mineral and chemical processing to the order and specification of others in Int'l Class 40	75/431,500 09 FEB 1998	2,339,707 11 APR 2000
R ROSKAMP and Design IC 7 U.S.A. <sup>10</sup>	Livestock feed processing equipment, namely, mixing machines, augers, roller mills, and hoppers for use therewith; machines for processing livestock feed and solid chemicals, namely, roller-crushers	73/737,435 30 JUN 1988	1,546,084 04 JUL 1989
R and Design IC 7 U.S.A.	Livestock feed processing equipment, namely, mixing machines, augers, roller mills, and hoppers for use therewith; machines for processing livestock feed and solid chemicals, namely, roller-crushers.	73/737,424 30 JUN 1988	1,546,083 04 JUL 1989
CPM (Stylized) IC 7 U.S.A.	Feed and chemical processing machinery	72/031,308 04 JUN 1957	657,725 28 JAN 1958

<sup>9</sup> Recordation of Assignment filed on 11/06/01 currently pending.

<sup>10</sup> Recordation of Assignment filed on 11/06/01 currently pending.

MARK/CLASS/ COUNTRY	GOODS	APP. # DATE	REG. # DATE
CPM and Device IC 7 Venezuela	Food, feed and chemical processing machinery, parts and fittings.	21719-92 05 OCT 1992	P182383 05 JAN 1996
CPM and Device IC 7 Vietnam	Food, feed and chemical processing machinery and parts and fitting therefore.	10065 20 MAR 1993	10065 20 MAR 1993

**Oppositions:**

1. Brazil: CPM Acquisition Corp. has six (6) pending oppositions against the application No. 823097986 "CPM" filed by CPM S/A, formerly known as CPM - Comunicacoes Processamentos e Mecanismos de Automacao S/A. CPM S/A is seeking to register "CPM" in six (6) classes -- 9, 16, 35, 37, 41 and 42. These oppositions were filed on March 21, 2001. The basis for such oppositions is CPM's prior registration No. 004508157 for "CPM" in Class 7. According to local counsel, these oppositions were published by the Brazilian Patent and Trademark Office on August 19, 2003 and CPM S/A was given 60 days from the date of publication to file a reply. CPM Acquisition Corp. is in the process of contacting local counsel regarding the status of these oppositions.

2. Argentina: There is one potential opposition against the Class 7 application No. 2229279 "CP" filed by Canos Pontevedra S.A. This opposition was filed in September 1999 in the name of California Pellet Mill Company which was at the time represented by Nixon & Vanderhype P.C. To date, no further action has occurred in respect of this opposition.

B. Trademark Applications: NONE

C. Trademark Licenses: NONE

# INTELLECTUAL PROPERTY SECURITY AGREEMENT

## TRADEMARKS

WHEREAS, CPM Acquisition Corp., a Delaware corporation (the "Assignor") has adopted, used and is using, and holds all right, title and interest in and to, the trademarks and service marks listed on the annexed Schedule 1A, which trademarks and service marks are registered or applied for in the United States Patent and Trademark Office (the "Trademarks");

WHEREAS, the Assignor, has entered into a Security Agreement, dated June 11, 2004 (the "Security Agreement"), in favor of Dymas Funding Company, LLC, in its capacity as Administrative Agent for certain lenders (the "Assignee");

WHEREAS, pursuant to the Security Agreement, the Assignor has assigned to the Assignee and granted to the Assignee for the benefit of the lenders a continuing security interest in all right, title and interest of the Assignor in, to and under the Trademarks, together with, among other things, the good-will of the business symbolized by the Trademarks and the applications and registrations thereof, and all proceeds thereof, including, without limitation, any and all causes of action which may exist by reason of infringement thereof and any and all damages arising from past, present and future violations thereof (the "Collateral"), to secure the payment, performance and observance of the Obligations (as defined in the Security Agreement);

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Assignor does hereby grant to the Assignee for the benefit of the lenders a continuing security interest in the Collateral to secure the prompt payment, performance and for the benefit of the lenders observance of the Obligations.


The Assignor does hereby further acknowledge and affirm that the rights and remedies of the Assignee with respect to the Collateral are more fully set forth in the Security Agreement, the terms and provisions of which are hereby incorporated herein by reference as if fully set forth herein.

[Remainder of page intentionally left blank; signature page follows.]



IN WITNESS WHEREOF, the Assignor has caused this Assignment to be duly executed by its officer thereunto duly authorized as of June 11, 2004.

**CPM ACQUISITION CORP.,**  
a Delaware corporation

By:   
Name: Ray David  
Title: CEO

Trademark Security Agreement

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C. Trademark Licenses: NONE