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07-02-2004

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

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J.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):
The American College Testing Program

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

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

2. Name and address of receiving party(ies)
Name: ACT, Inc.
Internal Address: Davidson Building, PO Box 168
Street Address: 500 ACT Drive
City: Iowa City State: IA Zip: 52243

Individual(s) citizenship
 Association
 General Partnership
 Limited Partnership
 Corporation-State
 Other Nonprofit corporation

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: 5-15-96

4. Application number(s) or registration number(s):
 A. Trademark Application No.(s) _____
 B. Trademark Registration No.(s) 1984095

Additional number(s) attached Yes No

5. Name and address of party to whom correspondence concerning document should be mailed:
 Name: Corporate Counsel
 Internal Address: Davidson Building, PO Box 168
 Street Address: 500 ACT Drive
 City: Iowa City State: IA Zip: 52243

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:
n/a

DO NOT USE THIS SPACE

9. Signature.
 07/01/2004 METACHE 00000132 1984095
 01 FC:0521 40.00 DP
 Thomas J. Goedken
 Name of Person Signing

Thomas J. Goedken
 Signature

6-17-04
 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

**ARTICLES OF AMENDMENT
TO ARTICLES OF INCORPORATION OF
THE AMERICAN COLLEGE TESTING PROGRAM, INC.**

To: The Secretary of State for the State of Iowa

Pursuant to §504A.35 through 504A.38 of the Iowa Nonprofit Corporation Act, The American College Testing Program, Inc., adopts the following amendment to its Articles of Incorporation.

1. The name of the corporation is *The American College Testing Program, Inc.*
2. The effective date of incorporation of The American College Testing Program, Inc. was August 23, 1960, and the corporation's original name was The American College Testing Program, Inc.
3. The corporation hereby amends its Articles of Incorporation by deleting the current Article I and in lieu thereof adopting the following Article I:

**"ARTICLE I
NAME**

1. The name of the corporation shall be ACT, Inc."
4. This amendment is to become effective on September 1, 1996.
5. The Amendment was adopted by consent in writing signed by all of the members entitled to vote with respect to an amendment to the Articles of Incorporation.

**THE AMERICAN COLLEGE TESTING
PROGRAM, INC.**

By Patricia E. Askew
Patricia E. Askew, Secretary

PAUL D. PATE
Secretary of State
FILED
Date: 5-16-1996
Time: 11:16
Receipt # 253
RECEIVED

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**RESOLUTION OF AMENDMENT
TO ARTICLES OF INCORPORATION AND BYLAWS OF
THE AMERICAN COLLEGE TESTING PROGRAM, INC.**

BE IT RESOLVED, That the Articles of Incorporation of The American College Testing Program, Inc., be amended for the sole purpose of changing the corporate name from *The American College Testing Program, Inc.* to "ACT, Inc." by replacing the current Article I and in lieu thereof adopting the following Article I:

**ARTICLE I
NAME**

The name by which the corporation shall be know is:

ACT, INC.

BE IT FURTHER RESOLVED, That the foregoing amendment shall be effective on September 1, 1996.

BE IT FURTHER RESOLVED, That the Bylaws of the corporation should be amended on September 1, 1996, to conform to the Amendment of the Articles by changing all current references to *The American College Testing Program, Inc.*, to "ACT, Inc."

BE IT FURTHER RESOLVED, That the officers of the corporation are authorized to complete all documents and to do all other things necessary to accomplish the Amendment to the Articles and Bylaws and to change the name of the corporation from *The American College Testing Program, Inc.*, to "ACT, Inc." effective on September 1, 1996. This authorization specifically includes, but is not limited to, the filing of Articles of Amendment with the Secretary of State for the state of Iowa in substantially the form attached hereto as Exhibit "A."

CERTIFICATION

The undersigned Secretary of The American College Testing Program, Inc., does hereby certify that the Resolution of Amendment has been consented to in writing by all of the Members of the corporation entitled to vote with respect to an amendment to the Articles of Incorporation and Bylaws. I further certify that the foregoing Resolution of Amendment and the Articles of Amendment have thereby been consented to and approved in the manner prescribed under the Iowa Nonprofit Corporation Act.

Patricia E. Asker
Secretary, The American College
Testing Program, Inc.

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