

DRM PTO-1595

U.S. DEPARTMENT OF COMMERCE

RECORDATION FORM COVER SHEET

Patent and Trademark Office

31-82

TRADEMARKS ONLY

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

1. Name of Conveying party(ies):

OMAG OSTFRIESISCHE MASCHINENBAU AG

- Individual(s)
- Association
- General Partnership
- Limited Partnership
- Corporation of Germany
- Other

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

3. Nature of conveyance:

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

Execution Date: June 1, 2004

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

Name: BESSER GMBH

Street Address: WESTFALENSTRASSE 2

City: EMDEN Country: GERMANY ZIP: 26723

- Individual(s) citizenship
- Association
- General Partnership
- Limited Partnership
- Corporation
- Other Limited Liability of Germany

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

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)

2,833,920 - OMAG

Additional numbers attached? Yes No

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

Name: Collard & Roe, P.C.
Internal Address:

Street Address: 1077 Northern Boulevard

City: Roslyn State: NY ZIP: 11576

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

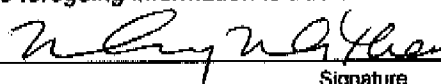
8. Deposit account number: 03-2468

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.

Mary S. Mathew
Name of Person Signing


Signature

1-6-05
Date

Total number of pages comprising cover sheet: 2

OMB No. 0851-0011 (exp. 4/94)

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TRADEMARK
REEL: 003018 FRAME: 0272

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

MARK: OMAG + DESIGN

REG. NO. 2,833,920

POWER OF ATTORNEY

Applicant hereby appoints COLLARD & ROE, P.C., a firm composed of STEWART J. BELLUS, ALLISON C. COLLARD, Registration No. 22532, and MARY S. MATHEW, attorneys at law, of 1077 Northern Boulevard, Roslyn, New York 11576, (516) 365-9802, to prosecute this registration with full power of substitution and revocation, to transact all business in the Patent and Trademark Office in connection therewith.

APPOINTMENT OF DOMESTIC REPRESENTATIVE

Applicant also appoints ALLISON C. COLLARD, and STEWART J. BELLUS, of 1077 Northern Boulevard, Roslyn, New York 11576, as its domestic representative, upon whom Notice of Proceedings or Process may be served.

BESSER GMBH

Besser GmbH

26700 Emden · Postfach 2054

By: 

Name: ANNO KRAUTWALD

Title: MANAGING DIRECTOR

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TRADEMARK

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ASSIGNMENT

WHEREAS, OMAG OSTFRIESISCHE MASCHINENBAU AG (the "ASSIGNOR"), a corporation organized and existing under the laws of Germany, and having a business address of Westfalenstrasse 2, 26723 Emden, Germany owns and uses the trademark **OMAG** ("MARK"), and owns the U.S. Trademark Registration Number 2,833,920 ("REGISTRATION") for the MARK;

WHEREAS, BESSER GMBH (the "ASSIGNEE"), a limited liability company organized and existing under the laws of Germany, and having a business address Westfalenstrasse 2, 26723 Emden, Germany, desires to acquire the MARK, the REGISTRATION, and past common law causes of action thereof;

NOW, THEREFORE, for good and valuable consideration, receipt of which is hereby acknowledged, ASSIGNOR hereby assigns to ASSIGNEE all rights, title and interest in and to the MARK and the REGISTRATION, together with the goodwill of the business connected with the MARK and the REGISTRATION, and symbolized by the MARK and the REGISTRATION. ASSIGNOR further assigns to ASSIGNEE the right to sue for past common law causes of action.

OMAG OSTFRIESISCHE MASCHINENBAU AG

By:

Heiko Janssen
Rechtsanwalt und Notar
Name: als Insolvenzverwalter
Title: Juhäsenburger Str. 19
Telefon: (04941) 9744-0
Telefax: (04941) 9744-26
26603 Aurich (Ostfr.)

Effective nunc pro tunc

June 1, 2004 _____

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