

08-25-2004

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

DEPARTMENT OF COMMERCE
U.S. Patent and Trademark Office



8-2304

RECORDS
TRAC

102821625

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):

Superior Essex Communications, Inc.
150 Interstate North Parkway
Atlanta, Georgia 30339

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

Citizenship (see guidelines) Delaware

Execution Date(s) November 7, 2003

Additional names of conveying parties attached? Yes No

3. Nature of conveyance:

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

2. Name and address of receiving party(ies)

Additional names, addresses, or citizenship attached? Yes No

Name: Superior Essex Communications, LLC

Internal

Address:

Street Address: 150 Interstate North Pkwy.

City: Atlanta

State: Georgia

Country: USA Zip: 30339

Association Citizenship

General Partnership Citizenship

Limited Partnership Citizenship

Corporation Citizenship

Other LLC Citizenship Delaware

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)

76/525303

B. Trademark Registration No.(s)

2,486,170, 2,627,985, 2,231,466

Additional sheet(s) attached? Yes No

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

Telecommunications Equipment

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

Name: Kimberly Myers, Esquire

Internal Address:

Street Address: 229 Peachtree St., NE
Suite 2700, Rogers & Hardin LLP

City: Atlanta

State: Georgia Zip: 30303

Phone Number: 404 522 4700

Fax Number: 404 525 2224

Email Address: km Myers@rh-law.com

6. Total number of applications and registrations involved:

13

7. Total fee (37 CFR 2.6(b)(6) & 3.41) \$ 340.00

- 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 _____

Authorized User Name _____

9. Signature:

Kimberly Myers
Signature

8/16/04
Date

Kimberly Myers

Name of Person Signing

Total number of pages including cover sheet, attachments, and document: 5

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

08/24/2004 6TON11 00000019 76525303

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40.00
300.00

TRADEMARK
REEL: 003034 FRAME: 0690

RECORDATION FORM COVER SHEET
CONTINUATION OF ITEM NO. 4

SUPERIOR ESSEX COMMUNICATIONS, INC.

2,541,570

2,722,367

1,101,299

2,648,606

2,745,650

2,245,861

2,068,653

888,975

2,541,571

**CERTIFICATE OF CONVERSION FROM A CORPORATION TO LIMITED
LIABILITY COMPANY
OF
SUPERIOR ESSEX COMMUNICATIONS INC.
TO
SUPERIOR ESSEX COMMUNICATIONS LLC**

This Certificate of Conversion from a Corporation to Limited Liability Company ("Certificate"), dated as of November 7, 2003, is being duly executed and filed by Superior Essex Communications Inc., a Delaware corporation (the "Company"), to convert the Company to the LLC pursuant to Section 266 of the General Corporation Law of the State of Delaware (the "GCL").

1. The Company's name prior to the filing of this Certificate of Conversion to Limited Liability Company is Superior Essex Communications Inc.
2. The Company filed its certificate of incorporation with the Secretary of State of the State of Delaware on November 24, 1998. The original name of the Corporation as set forth in the Certificate of Incorporation is Superior Essex Communications, Inc..
3. The name of the limited liability company as set forth in the formation is Superior Essex Communications LLC.
4. The conversion of the Company has been approved in accordance with the provisions of Section 266 of the GCL.
5. The conversion of the Company to the LLC shall be effective upon the filing.

IN WITNESS WHEREOF, the undersigned has executed this Certificate of Conversion to Limited Liability Company as of the date first-above written.

SUPERIOR ESSEX COMMUNICATIONS INC.

By: /s/ David S. Aldridge
Name: David S. Aldridge
Title: Vice-President

CERTIFICATE OF FORMATION

OF

SUPERIOR ESSEX COMMUNICATIONS LLC

This Certificate of Formation of Superior Essex Communications LLC (the "LLC"), dated as of November 7, 2003, has been duly executed and is being filed by the undersigned, as an authorized person, to form a limited liability company under the Delaware Limited Liability Company Act (6 Del.C. § 18-101, et seq.).

FIRST. The name of the limited liability company formed hereby is Superior Essex Communications LLC.

SECOND. The address of the registered office of the LLC in the State of Delaware is c/o Corporation Service Company, 2711 Centerville Road, Suite 400, Wilmington, New Castle County, Delaware 19808.

THIRD. The name and address of the registered agent for service of process on the LLC in the State of Delaware are Corporation Service Company, 2711 Centerville Road, Suite 400, Wilmington, New Castle County, Delaware 19808.

IN WITNESS WHEREOF, the undersigned has executed this Certificate of Formation as of the date first above written.

/s/ Julian A. Gomez

Name: Julian A. Gomez

Authorized Person