# Electronic Version v1.1 Stylesheet Version v1.1

SUBMISSION TYPE:	NEW ASSIGNMENT
NATURE OF CONVEYANCE:	ASSIGNS THE ENTIRE INTEREST AND THE GOODWILL

# **CONVEYING PARTY DATA**

Name	Formerly	Execution Date	Entity Type
Caldwell Energy, LLC		108/31/2005	Limited Liability Company: KENTUCKY

# **RECEIVING PARTY DATA**

Name:	Caldwell Tanks, Inc.
Street Address:	4000 Tower Road
City:	Louisville
State/Country:	KENTUCKY
Postal Code:	40219
Entity Type:	CORPORATION: KENTUCKY

# PROPERTY NUMBERS Total: 3

Property Type	Number	Word Mark
Registration Number:	2612008	POWERCHILL
Registration Number:	2523039	POWERFOG
Registration Number:	2812079	POWERSTOR

### **CORRESPONDENCE DATA**

Fax Number: (502)540-2136

Correspondence will be sent via US Mail when the fax attempt is unsuccessful.

Phone: 502/588-4036
Email: mgo@gdm.com
Correspondent Name: Matthew G. Owen
Address Line 1: 101 South Fifth Street
Address Line 2: 3500 National City Tower

Address Line 4: Louisville, KENTUCKY 40202

NAME OF SUBMITTER: Matthew G. Owen

Signature: /Matthew G. Owen/

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Date:	08/31/2005
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#### TRADEMARK ASSIGNMENT

THIS TRADEMARK ASSIGNMENT, ("Agreement") dated as of this 31st day of August, 2005, is from CALDWELL ENERGY, LLC, a Kentucky limited liability company with a business address of 4020 Tower Road, Louisville, Kentucky 40219 ("Assignor"), to CALDWELL TANKS, INC., a Kentucky corporation with a business address of 4000 Tower Road, Louisville, Kentucky 40219 ("Assignee").

# WITNESSETH:

WHEREAS, Assignor is in the business of designing, fabricating, manufacturing, marketing, selling and installing various lines of combustion turbine power augmentation systems (the "Business");

WHEREAS, Assignor desires to sell to Assignee and Assignee desires to purchase from Assignor substantially all of the assets used in the operation of the Business on the terms and conditions set forth in the Asset Purchase Agreement, dated August 31, 2005, by and between Assignor and Assignee;

WHEREAS, Assignor previously acquired from Caldwell Energy & Environmental, Inc., a Kentucky corporation, and has used, is using and is the owner of, the following marks which are registered in the United States Patent and Trademark Office:

MARK	REGISTRATION NO.	REGISTRATION DATE
POWERCHILL	2612008	August 27, 2002
POWERFOG	2523039	December 25, 2001
POWERSTOR	2812079	February 10, 2004

WHEREAS, Assignee is desirous of acquiring said marks and the registrations thereof;

Now, THEREFORE, for good and valuable consideration, receipt of which is hereby acknowledged, Assignor does hereby assign unto Assignee all of its right, title and interest in and to said marks identified herein, together with the good will of the business symbolized by said marks,

TRADEMARK
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and the above-identified registrations thereof, in each case free and clear of all liens, security interests and encumbrances of any nature whatsoever.

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CALDWELL ENERGY, LLC

**ACCEPTANCE** 

The undersigned hereby declares that it has accepted the foregoing Assignment on behalf of Assignee.

CALDWELL TANKS, INC.  By:
Bernard S. Fineman, President
("Assignee")

COMMONWEALTH OF KENTUCKY ) ) SS: **COUNTY OF JEFFERSON** 

The foregoing instrument was acknowledged before me this 31st day of August, 2005, by John E. Kraft, President of Caldwell Energy, LLC.

My commission expires: May 3, 2006.

NOWARY PUBLIC

COMMONWEALTH OF KENTUCKY ) ) SS: COUNTY OF JEFFERSON

The foregoing instrument was acknowledged before me this 31st day of August, 2005, by My commission expires: May 3,2006

Ling & Hamilton

NOTARY PUBLIC Bernard S. Fineman, President of Caldwell Tanks, Inc.

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RECORDED: 08/31/2005

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