

TRADEMARK ASSIGNMENT

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
Penberthy, Inc.		02/11/2000	CORPORATION: DELAWARE
RECEIVING PARTY DATA			
Name:	Tyco Flow Services AG		
Street Address:	Bahnhofstrasse 19		
City:	Schaffhausen		
State/Country:	SWITZERLAND		
Postal Code:	CH-8200		
Entity Type:	CORPORATION: SWITZERLAND		
PROPERTY NUMBERS Total: 2			
Property Type	Number	Word Mark	
Registration Number:	1990949	LEVELMARK	
Registration Number:	1950610	PENBERTHY	
CORRESPONDENCE DATA			
Fax Number:	(609)806-2951		
	<i>Correspondence will be sent via US Mail when the fax attempt is unsuccessful.</i>		
Phone:	609-720-5466		
Email:	tepsip@tyco.com		
Correspondent Name:	Barbara J. Jackson		
Address Line 1:	212 Carnegie Center		
Address Line 2:	Suite 301		
Address Line 4:	Princeton, NEW JERSEY 08540		
ATTORNEY DOCKET NUMBER:	08912:E PENBERTHY		
DOMESTIC REPRESENTATIVE			
Name:	Montgomery W. Smith, Esq.		

CH \$65.00 1990949

Address Line 1: 212 Carnegie Center
Address Line 2: Suite 301
Address Line 4: Princeton, NEW JERSEY 08540

NAME OF SUBMITTER:	Montgomery W. Smith, Esq.
Signature:	/Montgomery W. Smith/
Date:	01/09/2006

Total Attachments: 8

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ASSIGNMENT OF TRADEMARKS

WHEREAS, Penberthy, Inc., a Delaware corporation (hereinafter referred to as "ASSIGNOR"), has developed, conceived, acquired or otherwise owns certain intellectual property which includes all domestic and foreign trademarks, service marks, trade names, trade dress, labels, logos and all other names and slogans associated with any products or embodying associated goodwill of the business of ASSIGNOR related to such products, whether or not registered, and any applications or registrations therefore, and any associated goodwill incident thereto, owned by ASSIGNOR (collectively "TRADEMARKS"), including the right to use such TRADEMARKS in regard to products and services in classes not yet utilized but relating to the business of ASSIGNOR, specifically including without limitation, the registrations and applications for registration of the trademarks identified in the Schedule attached hereto;

WHEREAS, ASSIGNOR wishes to confirm the assignment of its entire interests in such TRADEMARKS to Tyco Flow Services AG, a Swiss corporation (hereinafter referred to as "ASSIGNEE"), and ASSIGNEE wishes to confirm acceptance of the assignment of such TRADEMARKS;

NOW, THEREFORE, TO ALL WHOM IT MAY CONCERN: Be it known that effective February 11, 2000 for good and valuable consideration, the receipt of which is hereby acknowledged, ASSIGNOR assigns and transfers to ASSIGNEE all right, title and interest of ASSIGNOR in and to said TRADEMARKS along with any goodwill associated therewith, including the right to seek and obtain for ASSIGNEE's own benefit injunctive relief, recovery of damages for any past and/or future infringements, including enhanced damages and/or attorneys' fees for willful infringement.

ASSIGNOR further covenants that no assignment, sale, agreement or encumbrance has been or will be made or entered into which would conflict with this assignment and sale.

ASSIGNOR further covenants that ASSIGNOR will, upon ASSIGNEE's request, promptly execute and deliver to ASSIGNEE or its legal representative any and all papers or instruments required to maintain and enforce said TRADEMARKS that may be necessary or desirable to carry out the purposes hereof.

IN WITNESS WHEREOF, ASSIGNOR and ASSIGNEE have caused this assignment to be signed on the dates set forth below.

ASSIGNOR: PENBERTHY, INC.

Date: February ¹¹/₉, 2000

By: 

Title: VP and CFO

ASSIGNEE: TYCO FLOW SERVICES AG

Date: February ¹¹/₉, 2000

By: _____

Title: _____

IN WITNESS WHEREOF, ASSIGNOR and ASSIGNEE have caused this assignment to be signed on the dates set forth below.

ASSIGNOR: PENBERTHY, INC.


Date: February 9, 2000

By: _____

Title: _____

ASSIGNEE: TYCO FLOW SERVICES AG

Date: February 9, 2000

By: 

Douglas E. Denninger

Title: Chief Executive Officer

SCHEDULE TO TRADEMARK ASSIGNMENT

See Attachment.

Trademark List

Trademark Name	Client	Attorney(s)	Case Number	Status	Application Number/Filing	Registration Number/Date	Renewal Date	First Use Date
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ANOLIDER	PENBE RL EHI	EH	3072510164	Registered	796860	470101	29-Jan-2012	
Country: Canada	Owner: Penberthy, Inc				08-Nov-1995	29-Jan-1997		
	Agent: HITCH HITCHMAN & SPRIGINGS							

Remarks: Renewal due 01/29/2012

Goods: Apparatus for transmitting solids in an air stream, said apparatus including an ejector, lead hose and equipment for feeding the solids

LEVELMARK	PENBE RL EHI	EH	3072510148	Registered	793540	486974	12-Dec-2012	
Country: Canada	Owner: Penberthy, Inc				26-Sep-1995	12-Dec-1997		
	Agent: HITCH HITCHMAN & SPRIGINGS							

Classes: 9

Remarks: Renewal due 12/12/2012

Goods: Electronic liquid level controls and switches.

LEVELMARK	PENBE RL EHI	EH	3072510148	Registered	74653396	1990949	06-Aug-2006	
Country: United States of America	Owner: Penberthy, Inc				27-Mar-1995	06-Aug-1996		
	Classes: 9							

Remarks: 8 & 15 affidavit due 08/06/2002

Goods: Electronic liquid level controls and switches.

LEVELMARK	PENBE RL EHI	EH	3072510032	Registered	15016	644179		
Country: United States of America	Owner: STANW				04-Sep-1956	16-Apr-1957		
	Classes: 23							

(Expired)

Remarks: Renewal due 04/16/97, not to renew per E. Weimers' 120594 memo re Penberthy no longer manufacturing/selling products

Goods: Sump pump.

Tuesday, October 19, 1999

Trademark List

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Trademark Name	Client	Attorney(s)	Case Number	Status	Application Number/Filing	Registration Number/Date	Renewal Date	First Use Date
PENBERTHY	PENBE RL EII		3072510024A	A Unfiled				

Country: United Arab Emirates

Owner: Penberthy Houdaille, Inc.

Remarks: Only assignments in file

Goods:

PENBERTHY

PENBE RL EII	3072510024A	A Registered	74/578601	1950610	23-Jan-2006
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Country: United States of America

Owner: Penberthy, Inc
Classes: 7, 9, 11

Remarks: 8 & 15 affidavit due 01/23/2002

Goods: Blasting mixture loading equipment, namely, machines used in loading explosive materials such as prilled ammonium nitrate into drill holes, and jet injector/ejector/eductor equipment, namely jet pumps (Cl 7); liquid level gauges; magnetic liquid level gauges; ultrasonic level instruments, namely, ultrasonic liquid level controls and switches; temperature measurement devices, namely resistance temperature detectors (RTD's), thermocouples, thermometers, thermowells, temperature data transmitters with remote displays, and cables and connection heads for temperature measurement devices; sight flow indicators; capacitance level instruments, namely capacitance level controls, switches, probes and level transmitters with remote displays (Cl 9); washdown stations featuring jet valves for mixing live steam with cold water to provide hot water on demand (Cl 11).

Trademark List

Trademark Name	Client	Attorney(s)	Case Number	Status	Application Number/Filing	Registration Number/Date	Renewal Date	First Use Date
PENBERTHY & Design Country: United Kingdom	PENDE RL EH Owner: Penberthy Houdaille, Inc. Agent: THOM Thompson, W.P. & Co. Classes: 7 Goods: Ejectors, injectors, cellar drainers, pumps, regulators and valves, all being parts of machines for use in the plumbing and steam fitting		3072510024BH	Registered	812219 20 Mar-1962	832219 01-Nov-1963	20 Mar-2007	
PENBERTHY & Design Country: United States of America	PENDE RL EH Owner: Penberthy, Inc Classes: 13, 23, 26 Goods: HARDWARE AND PLUMBING AND STEAM-FITTING SUPPLIES--NAMELY, VALVES OF THE FOLLOWING TYPES: INSTRUMENT, BLEED, GAGE, DRAIN, TRY, RELIEF AND		3072510024B B	Registered		754438 20-Feb-1962 13-Aug-1963 Remarks: *Appln. Nos. 138279, 138280 and 138281	13-Aug-2003	
PENBERTHY (Stylized) Country: Benelux	PENDE RL EH Owner: STANW Agent: ARNL Classes: 7 Goods: Injectors, namely devices which employ the venturi principles whereby a stream of high pressure, high velocity, motive fluid induces a low pressure secondary fluid into this stream to adnux with the motive fluid		3072510024DA	Registered	569561 09-Dec-1971	088649 20-Mar-1974	09-Dec-2006	

Tuesday, October 19, 1999

Trademark List

Trademark Name	Country	Client	Attorney(s)	Case Number	Status	Application Number/Filing	Registration Number/Date	Renewal Date	First Use Date
PENTEMP	United States of America	PENDE RL EH Owner: Penberthy, Inc Classes: 9	RL EH	3072510032	Registered	74/386201	1893560	09-May-2005	
<p>Goods: Temperature sensors and accessories therefor; namely, resistance temperature detectors, thermocouples, thermometers, thermowells, thermocouple and instrument wire and cable; thermocouple, resistance temperature detectors and thermowell connection heads; and temperature data transmitters with remote temperature displays.</p>									
<p>Remarks: 8 & 15 affidavit due 05/09/2001</p>									

Recent Trademark Applications:

Trademark Name	Application No.
Levalert	75/826,565
Viewport	75/826,333