

**TRADEMARK ASSIGNMENT**

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|                                  |  |                       |                       |
|----------------------------------|--|-----------------------|-----------------------|
| <b>SUBMISSION TYPE:</b>          | NEW ASSIGNMENT   |                       |                       |
| <b>NATURE OF CONVEYANCE:</b>     | ASSIGNS THE ENTIRE INTEREST AND THE GOODWILL   |                       |                       |
| <b>CONVEYING PARTY DATA</b>      |  |                       |                       |
| <b>Name</b>                      | <b>Formerly</b>  | <b>Execution Date</b> | <b>Entity Type</b>    |
| IRT Corporation                  |  | 10/01/1994            | CORPORATION: DELAWARE |
| <b>RECEIVING PARTY DATA</b>      |  |                       |                       |
| <b>Name:</b>                     | Thermo Spectra Corporation   |                       |                       |
| <b>Street Address:</b>           | 8221 ARJONS DRIVE, SUITE F   |                       |                       |
| <b>City:</b>                     | SAN DIEGO  |                       |                       |
| <b>State/Country:</b>            | CALIFORNIA   |                       |                       |
| <b>Postal Code:</b>              | 92126  |                       |                       |
| <b>Entity Type:</b>              | CORPORATION: DELAWARE  |                       |                       |
| <b>PROPERTY NUMBERS Total: 1</b> |  |                       |                       |
| <b>Property Type</b>             | <b>Number</b>  | <b>Word Mark</b>      |                       |
| <b>Registration Number:</b>      | 1769161  | SECURE 1000           |                       |
| <b>CORRESPONDENCE DATA</b>       |  |                       |                       |
| <b>Fax Number:</b>               | (425)657-7200  |                       |                       |
|                                  | <i>Correspondence will be sent via US Mail when the fax attempt is unsuccessful.</i> |                       |                       |
| <b>Phone:</b>                    | 425-657-7200   |                       |                       |
| <b>Email:</b>                    | clay.west@spacelabs.com  |                       |                       |
| <b>Correspondent Name:</b>       | Clarence F. West   |                       |                       |
| <b>Address Line 1:</b>           | 5150 220th Ave SE  |                       |                       |
| <b>Address Line 4:</b>           | Issaquah, WASHINGTON 98029   |                       |                       |
| <b>NAME OF SUBMITTER:</b>        | Clarence F. West   |                       |                       |
| <b>Signature:</b>                | /Clay West/  |                       |                       |
| <b>Date:</b>                     | 06/12/2008   |                       |                       |

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The following is an excerpt from a 10-Q SEC Filing, filed by THERMO INSTRUMENT SYSTEMS ... on 11/8/1994.

**Jump**to : [-- Use Sections To Navigate Through The Document --](#)**Item 1 - Financial Statements**

(a) Consolidated Balance Sheet - Assets as of October 1, 1994 and January 1, 1994 (In thousands)

Oct. 1,      Jan. 1,  
1994          1994

## Current Assets:

|   |           |           |
|---|-----------|-----------|
| Cash and cash equivalents   | \$104,590 | \$177,442 |
| Available-for-sale investments, at quoted market value (amortized cost of \$15,865) (includes \$3,401 of related party debentures) (Note 3) | 16,956    | -         |
| Short-term investments in related party debentures  | -         | 6,145     |

|  |                |         |
|--|----------------|---------|
| Accounts receivable, less allowances of \$8,647<br>and \$8,456 | 153,401        | 129,184 |
| Unbilled contract costs and fees                               | 6,922          | 6,907   |
| Inventories:   |                |         |
| Raw materials and supplies                                     | 70,485         | 53,322  |
| Work in process and finished goods                             | 61,225         | 44,230  |
| Prepaid expenses   | 5,343          | 5,131   |
| Prepaid income taxes   | 32,364         | 24,212  |
| <u>451,286</u>   | <u>446,573</u> |         |

**Property, Plant and Equipment, at Cost** **169,406** **160,472**

Less: Accumulated depreciation and  
amortization 42,458 39,185

126,948 121,287

Investment in Thermo Terra Tech Joint  
Venture (Note 4) 33,238 -

**Patents and Other Assets** **24,776** **27,820**

Cost in Excess of Net Assets of Acquired  
Companies (Note 2) 334,308 295,461  
\$970,556 \$891,141

The accompanying notes are an integral part of these consolidated  
financial statements.

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FORM 10-Q  
October 1, 1994

THEIRMO INSTRUMENT SYSTEMS INC.

(a) Consolidated Balance Sheet - Liabilities and Shareholders'  
Investment as of October 1, 1994 and January 1, 1994 (In thousands  
except share amounts)

|   | Oct. 1,<br>1994 | Jan. 1,<br>1994 |
|---|-----------------|-----------------|
|   | -----           | -----           |
| Current Liabilities:  |                 |                 |
| Notes payable   | \$ 46,218       | \$ 37,516       |
| Accounts payable  | 33,841          | 29,658          |
| Accrued payroll and employee benefits   | 27,394          | 22,737          |
| Accrued and current deferred income taxes   | 24,381          | 18,653          |
| Customer deposits   | 7,850           | 9,699           |
| Accrued installation and warranty expenses  | 15,909          | 14,111          |
| Other accrued expenses  | 76,916          | 70,079          |
| Due to parent company   | 9,965           | 6,067           |
|   | -----           | -----           |
|   | 242,474         | 208,520         |
|   | -----           | -----           |
| Deferred Income Taxes   | 19,693          | 19,542          |
|   | -----           | -----           |
| Other Deferred Items  | 19,790          | 18,863          |
|   | -----           | -----           |
| Long-term Obligations:  |                 |                 |
| Senior obligations, including \$140,000 due<br>to parent company  | 210,000         | 210,000         |
| Subordinated obligations, including \$1,684<br>and \$2,734 due to parent company                            | 39,961          | 52,303          |
| Other   | 16,122          | 23,858          |
|   | -----           | -----           |
|   | 266,083         | 286,161         |
|   | -----           | -----           |
| Minority Interest   | 3,245           | -               |
|   | -----           | -----           |
| Shareholders' Investment:   |                 |                 |
| Common stock, \$.10 par value, 125,000,000<br>shares authorized; 47,996,879 and 47,078,660<br>shares issued | 4,800           | 4,708           |
| Capital in excess of par value  | 230,685         | 219,703         |
| Retained earnings   | 194,404         | 152,364         |
| Treasury stock at cost, 763,518 and<br>867,087 shares   | (14,174)        | (15,850)        |
| Cumulative translation adjustment   | 2,869           | (2,870)         |
| Net unrealized gain on available-for-sale<br>investments (Note 3)   | 687             | -               |
|   | -----           | -----           |
|   | 419,271         | 358,055         |
|   | -----           | -----           |
|   | \$970,556       | \$891,141       |
|   | =====           | =====           |

The accompanying notes are an integral part of these consolidated financial statements.

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## FORM 10-Q

October 1, 1994

## THERMO INSTRUMENT SYSTEMS INC.

(b) Consolidated Statement of Income for the three months ended October 1, 1994 and October 2, 1993 (In thousands except per share amounts)

Three Months Ended

Oct. 1,      Oct. 2,  
1994          1993

## Revenues:

|             |           |           |
|-------------|-----------|-----------|
| Instruments | \$161,580 | \$123,213 |
| Services    | -         | 13,298    |

161,580    136,511

## Costs and Expenses:

|  |        |        |
|--|--------|--------|
| Cost of instrument revenues                  | 84,015 | 63,068 |
| Cost of service revenues                     | -      | 10,290 |
| Selling, general and administrative expenses | 44,013 | 33,797 |
| Research and development expenses            | 10,998 | 8,136  |

139,026    115,291

Operating Income

22,554      21,220

|   |         |         |                            |
|---|---------|---------|----------------------------|
| Interest Income   | 1,467   | 1,400   |                            |
| Interest Expense (includes \$1,344 and \$1,583 related to notes to parent company)          | (3,833) | (3,276) |                            |
| Gain on Issuance of Stock by Subsidiary (Note 5)  | 3,284   | -       |                            |
| Equity in Income of Unconsolidated  |         |         |                            |
| Subsidiaries, Net (includes \$1,040 of income in related party investment in 1994) (Note 4) | 728     | 2       |                            |
| Income Before Provision for Income Taxes  | 24,200  | 19,346  |                            |
| Provision for Income Taxes  | 9,085   | 8,123   |                            |
| Minority Interest Expense   | 11      | -       |                            |
| <b>Net Income</b>   |         |         | <b>\$ 15,104 \$ 11,223</b> |

## Earnings per Share:

|         |        |        |
|---------|--------|--------|
| Primary | \$ .32 | \$ .25 |
|---------|--------|--------|

|               |        |        |
|---------------|--------|--------|
| Fully diluted | \$ .29 | \$ .24 |
|---------------|--------|--------|

## Weighted Average Shares:

|         |        |        |
|---------|--------|--------|
| Primary | 47,154 | 45,104 |
|---------|--------|--------|

|               |        |        |
|---------------|--------|--------|
| Fully diluted | 56,587 | 51,310 |
|---------------|--------|--------|

The accompanying notes are an integral part of these consolidated financial statements.

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FORM 10-Q

October 1, 1994

## THERMO INSTRUMENT SYSTEMS INC.

(b) Consolidated Statement of Income for the nine months ended October 1, 1994 and October 2, 1993 (In thousands except per share amounts)

Nine Months Ended

Oct. 1,      Oct. 2,

1994      1993

## Revenues:

|             |           |           |
|-------------|-----------|-----------|
| Instruments | \$471,782 | \$385,473 |
| Services    | 12,195    | 41,201    |

483,977      426,674

## Costs and Expenses:

|  |         |         |
|--|---------|---------|
| Cost of instrument revenues                  | 242,760 | 197,287 |
| Cost of service revenues                     | 9,493   | 31,819  |
| Selling, general and administrative expenses | 127,775 | 107,736 |
| Research and development expenses            | 31,418  | 26,721  |

411,446      363,563

## Operating Income

72,531      63,111

|  |          |          |
|--|----------|----------|
| Interest Income  | 4,205    | 2,048    |
| Interest Expense (includes \$4,048 and \$2,964 related to notes to parent company) | (11,923) | (10,211) |
| Gain on Issuance of Stock by Subsidiary (Note 5)                                   | 3,284    | -        |
| Gain on Sale of Related Party Investments  | 2,000    | -        |
| Equity in Income of Unconsolidated   |          |          |

|   |       |     |
|---|-------|-----|
| Subsidiaries, Net (includes \$1,937 of income in related party investment in 1994) (Note 4) | 1,764 | 110 |
|---|-------|-----|



|  |        |        |
|--|--------|--------|
| Income Before Provision for Income Taxes | 71,861 | 55,058 |
| Provision for Income Taxes               | 29,810 | 23,480 |
| Minority Interest Expense                | 11     | -      |

|                   |                  |                  |
|-------------------|------------------|------------------|
| <b>Net Income</b> | <b>\$ 42,040</b> | <b>\$ 31,578</b> |
|-------------------|------------------|------------------|

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Earnings per Share:

|         |        |        |
|---------|--------|--------|
| Primary | \$ .90 | \$ .71 |
|---------|--------|--------|

|               |        |        |
|---------------|--------|--------|
| Fully diluted | \$ .83 | \$ .68 |
|---------------|--------|--------|

Weighted Average Shares:

|         |        |        |
|---------|--------|--------|
| Primary | 46,899 | 44,541 |
|---------|--------|--------|

|               |        |        |
|---------------|--------|--------|
| Fully diluted | 56,577 | 50,233 |
|---------------|--------|--------|

The accompanying notes are an integral part of these consolidated financial statements.

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October 1, 1994

THERMO INSTRUMENT SYSTEMS INC.

(c) Consolidated Statement of Cash Flows for the nine months ended October 1, 1994 and October 2, 1993 (In thousands)

Nine Months Ended

Oct. 1, Oct. 2,

1994 1993

## Operating Activities:

|   |           |           |
|---|-----------|-----------|
| Net income  | \$ 42,040 | \$ 31,578 |
| Adjustments to reconcile net income to net cash provided by operating activities: |           |           |
| Depreciation and amortization   | 17,653    | 16,266    |
| Provision for losses on accounts receivable                                       | 363       | 262       |
| Decrease in deferred income taxes   | (3)       | (680)     |
| Gain on issuance of stock by subsidiary (Note 5)                                  | (3,284)   | -         |
| Gain on sale of related party investments   | (2,000)   | -         |
| Equity in income of unconsolidated subsidiaries, net                              | (1,764)   | (110)     |
| Other noncash expenses  | 2,360     | 2,911     |
| Changes in current accounts, excluding the effects of acquisitions:               |           |           |
| Accounts receivable   | 5,330     | (13,901)  |
| Inventories   | (3,305)   | 2,247     |
| Other current assets  | (341)     | 5,161     |
| Accounts payable  | 28        | (9,784)   |
| Other current liabilities   | (18,480)  | (18,032)  |
| Other   | (94)      | 55        |
| Net cash provided by operating activities   | 38,503    | 15,973    |

## Investing Activities:

|   |           |          |
|---|-----------|----------|
| Acquisitions, net of cash acquired (Note 2)                         | (100,940) | (89,654) |
| Sale of Nicolet Biomedical  | -         | 67,900   |
| Purchases of available-for-sale investments                         | (18,250)  | -        |
| Proceeds from sale and maturities of available-for-sale investments | 11,000    | -        |
| Purchases of property, plant and equipment                          | (5,544)   | (7,023)  |
| Other   | 1,915     | (1,869)  |
| Net cash used in investing activities                               | (111,819) | (30,646) |

## Financing Activities:

|   |         |           |
|---|---------|-----------|
| Proceeds from issuance of obligations to                      |         |           |
| parent company  | -       | 229,000   |
| Repayment of obligations to parent company                    | -       | (157,485) |
| Proceeds from issuance of long-term obligations               | -       | 68,065    |
| Repayment and repurchase of long-term obligations             | (7,632) | (4,093)   |
| Proceeds from issuance of Company and subsidiary common stock | 7,175   | 921       |
| Purchases of Company common stock                             | -       | (836)     |



|              |           |           |
|--------------|-----------|-----------|
| Interest     | \$ 13,626 | \$ 12,140 |
| Income taxes | \$ 20,930 | \$ 6,654  |

## Noncash Financing Activities:

|  |           |           |
|--|-----------|-----------|
| Conversions of convertible obligations | \$ 11,292 | \$ 26,040 |
|--|-----------|-----------|

The accompanying notes are an integral part of these consolidated financial statements.

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FORM 10-Q

October 1, 1994

THERMO INSTRUMENT SYSTEMS INC.

(d) Notes to Consolidated Financial Statements - October 1, 1994

## 1. General

The interim consolidated financial statements presented have been prepared by Thermo Instrument Systems Inc. (the Company) without audit and, in the opinion of management, reflect all adjustments of a normal recurring nature necessary for a fair statement of (a) the results of operations for the three- and nine-month periods ended October 1, 1994 and October 2, 1993, (b) the financial position at October 1, 1994, and (c) the cash flows for the nine-month periods ended October 1, 1994 and October 2, 1993. Interim results are not necessarily indicative of results for a full year.

The consolidated balance sheet presented as of January 1, 1994, has been derived from the consolidated financial statements that have been audited by the Company's independent public accountants. The consolidated financial statements and notes are presented as permitted by Form 10-Q and do not contain certain information included in the annual financial statements and notes of the Company. The consolidated financial statements and notes included herein should be read in conjunction with the financial statements and notes included in the

Company's Annual Report on Form 10-K for the fiscal year ended January 1, 1994, filed with the Securities and Exchange Commission.

## 2. Acquisitions

On March 16, 1994, the Company completed the acquisition of several businesses within the EnviroTech Measurements & Controls group of Baker Hughes Incorporated (Baker Hughes) for a purchase price of approximately \$89.7 million in cash. The Company acquired the EnviroTech Controls, NORAN Instruments (NORAN), TN Technologies, and Tremetrics businesses, which collectively design, manufacture, and market a variety of process control, process measurement, and laboratory analytical products for use in a wide range of industrial, energy, environmental, and research applications.

On September 21, 1994, the Company completed the acquisition of the assets of IRT Corporation (IRT) for approximately \$7.3 million in cash. IRT manufactures automated X-ray inspection systems for discrete manufacturing processes, including the examination of printed circuit boards for solder joint integrity and the placement of components. IRT also manufactures industrial inspection systems as well as systems for weapons and contraband detection, and provides irradiation services to third parties in the sterile medical and gemstone markets.

The Company has contributed the assets acquired and the liabilities assumed from NORAN and IRT to the Company's ThermoSpectra Corporation subsidiary (ThermoSpectra) (Note 5).

These acquisitions have been accounted for using the purchase method of accounting and their results of operations have been included in the accompanying financial statements from their respective dates of acquisition. The aggregate cost of these

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October 1, 1994

THERMO INSTRUMENT SYSTEMS INC.

(d) Notes to Consolidated Financial Statements - October 1, 1994

(continued)

## 2. Acquisitions (continued)

acquisitions exceeded the estimated fair value of the acquired net assets by \$59.1 million, which is being amortized over 40 years. Allocation of the purchase price for these acquisitions was based on estimates of the fair value of the net assets acquired and is subject to adjustment.

Based on unaudited data, the following table presents selected financial information for the Company and the EnviroTech Measurements & Controls group of Baker Hughes on a pro forma basis, assuming the companies had been combined since the beginning of 1993. The pro forma data below exclude the effect of the acquisition of IRT since this acquisition was not material to the Company's results of operations.

Three  
Months

Ended    Nine Months Ended

Oct. 2,    Oct. 1,    Oct. 2,

(In thousands except per share amounts)    1993    1994    1993

|                     |           |           |           |
|---------------------|-----------|-----------|-----------|
| Revenues            | \$167,136 | \$505,661 | \$524,965 |
| Net income          | 12,072    | 40,265    | 30,645    |
| Earnings per share: |           |           |           |
| Primary             | .27       | .86       | .69       |
| Fully diluted       | .25       | .80       | .66       |

The pro forma results include the Company's historical statements, which include the environmental services businesses that comprised the Company's Services segment. Effective April 4, 1994, the environmental services businesses are no longer consolidated with the Company's results of operations (Note 4). The pro forma results are not necessarily indicative of future operations or the actual results that would have occurred had the acquisition of the businesses within the EnviroTech Measurements & Controls group of Baker Hughes been made at the beginning of 1993.

## 3. Available-for-sale Investments

Effective January 2, 1994, the Company adopted Statement of Financial Accounting Standards (SFAS) No. 115, "Accounting for Certain Investments in Debt and Equity Securities." In accordance with SFAS No. 115, the Company's debt and marketable equity securities are considered "Available-for-sale investments" in the accompanying balance sheet and are carried at market value, with the difference between cost and market value, net of related tax effects, recorded

currently as a component of shareholders' investment titled "Net unrealized gain on available-for-sale investments." "Net unrealized gain on available-for-sale investments" consists of (1) an unrealized gain, net of related tax effects, of \$1,885,000 that was recorded as a

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October 1, 1994

**THERMO INSTRUMENT SYSTEMS INC.**

(d) Notes to Consolidated Financial Statements - October 1, 1994

(continued)

3. Available-for-sale Investments (continued)

cumulative effect of change in accounting principle adjustment and

(2) an unrealized loss, net of related tax effects, of \$1,198,000 relating to the decline in market value of available-for-sale investments for the nine-month period ended October 1, 1994.

Available-for-sale investments in the accompanying balance sheet at October 1, 1994, represent investments in corporate bonds of \$13,555,000 with contractual maturities of one year or less and \$3,401,000 with contractual maturities of over one year through five years. Expected maturities, as classified in the accompanying balance sheet, may differ from contractual maturities as a result of the Company's intent to sell these securities prior to maturity and as a result of put and call options that enable either the Company and/or the issuer to redeem these securities at an earlier date. The difference between the market value and the cost basis of available-for-sale investments at October 1, 1994 was \$1,091,000, which represents gross unrealized gains of \$1,147,000 and gross unrealized losses of \$56,000 on those investments.

The cost of available-for-sale investments that were sold was based on specific identification in determining realized gains recorded in the accompanying statement of income. "Gain on sale of related party investments" in the accompanying statement of income for the

nine-month period ended October 1, 1994, resulted from gross realized gains relating to the sale of available-for-sale investments.

#### 4. Joint Venture

Effective April 4, 1994, the Company formed an environmental services joint venture with Thermo Process Systems Inc. (Thermo Process), another public subsidiary of Thermo Electron Corporation. The joint venture operates under the name Thermo Terra Tech. The Company contributed the analytical laboratories and the nuclear health physics and environmental science and engineering services businesses that comprised its Services segment. Thermo Process contributed its recently acquired environmental laboratory business, which specializes in fast-response testing of petroleum-contaminated soils and groundwater, and approximately \$31 million in cash and short-term investments.

The Company owns 49% of Thermo Terra Tech and accounts for its interest in the joint venture using the equity method. Under the terms of the joint venture agreement, 66.67% of income earned by the joint venture after April 4, 1994, will be allocated to the Company until the first to occur of (a) the joint venture has accumulated \$5.1 million in net profits, (b) April 1, 1995, or (c) the date on which at least 70% of Thermo Process' cash contribution to the joint venture is first invested in one or more additional businesses. Thereafter, the Company's share of the joint venture's income will be 49%. The

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October 1, 1994

THERMO INSTRUMENT SYSTEMS INC.

(d) Notes to Consolidated Financial Statements - October 1, 1994

(continued)

#### 4. Joint Venture (continued)

Company's environmental services businesses had revenues of \$55.2



million and \$12.2 million for the year ended January 1, 1994, and the three-month period ended April 2, 1994, respectively.

#### 5. Transactions in Stock of Subsidiary

On September 1, 1994, the Company's wholly owned ThermoSpectra subsidiary completed a private placement of 700,000 shares of its common stock at \$10.00 per share. Net proceeds from the sale were \$6.5 million, resulting in a gain of \$3.3 million. ThermoSpectra's business focuses on developing, manufacturing, and marketing precision imaging inspection, and test instrumentation that use high-speed data acquisition and digital processing technologies.

On October 13, 1994, the Company's ThermoSpectra subsidiary sold 600,000 shares of its common stock in a private placement at \$10.00 per share for net proceeds of approximately \$5.6 million. Following the private placements, the Company owned 87% of ThermoSpectra's outstanding common stock.

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