

**TRADEMARK ASSIGNMENT**

Electronic Version v1.1  
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<b>SUBMISSION TYPE:</b>	NEW ASSIGNMENT		
<b>NATURE OF CONVEYANCE:</b>	Affidavit - This submission is to correct an error made in a previously recorded document that erroneously affects the identified registration		
<b>CONVEYING PARTY DATA</b>			
<b>Name</b>	<b>Formerly</b>	<b>Execution Date</b>	<b>Entity Type</b>
Temptek, Inc.		12/31/1996	CORPORATION: INDIANA
<b>RECEIVING PARTY DATA</b>			
<b>Name:</b>	Temptek, Inc.		
<b>Street Address:</b>	525 East Stop 18 Road		
<b>City:</b>	Greenwood		
<b>State/Country:</b>	INDIANA		
<b>Postal Code:</b>	46142		
<b>Entity Type:</b>	CORPORATION: INDIANA		
<b>PROPERTY NUMBERS Total: 1</b>			
<b>Property Type</b>	<b>Number</b>	<b>Word Mark</b>	
Registration Number:	1565587	TEMPTEK	
<b>CORRESPONDENCE DATA</b>			
<b>Fax Number:</b>	(317)637-7561		
	<i>Correspondence will be sent via US Mail when the fax attempt is unsuccessful.</i>		
<b>Phone:</b>	(317) 634-3456		
<b>Email:</b>	docketDept@uspatent.com		
<b>Correspondent Name:</b>	Woodard Emhardt Moriarty McNett & Henry		
<b>Address Line 1:</b>	111 Monument Circle, Suite 3700		
<b>Address Line 4:</b>	Indianapolis, INDIANA 46038-5137		
<b>ATTORNEY DOCKET NUMBER:</b>	4120-2		
<b>NAME OF SUBMITTER:</b>	Patricia E. Allgood		
<b>Signature:</b>	/Patricia E. Allgood/		
<b>Date:</b>	01/08/2009		

OP \$40.00 1565587

Total Attachments: 2

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re trademark )  
registration of: )  
 )  
Temptek, Inc. )  
 )  
Serial No. 73748855 )  
Registration No. 1,565,587 )  
 )  
Filed August 29, 1988 )  
Registered November 14, 1989 )

AFFIDAVIT

Assistant Commissioner for Trademarks  
U.S. Trademark Office  
2900 Crystal Drive  
Arlington, VA 22202-3513

Sir:

1. I, MIKE OSWALT, am an officer of Temptek, Inc., a corporation of the state of Indiana and I have actual authority to act on behalf of Temptek, Inc.
2. A document dated December 31, 1996, was submitted with erroneous information and erroneously assigned trademark rights pertaining to the marks "TEMPTEK" and "TempTek", Registration Numbers 1,565,587 and 1,873,728 from Temptek, Inc., a Texas corporation, to DeRoyal Industries, Inc., a Tennessee corporation. The registration 1,565,587 and mark "TEMPTEK" are actually owned by Temptek, Inc, an Indiana corporation. Temptek, Inc. of Indiana is not affiliated in any way with Temptek, Inc. of Texas.

3. Temptek, Inc. of Indiana did not authorize an assignment of its rights pertaining to the trademark "TEMPTEK", #1,565,587. The chain of title for the trademark "TEMPTEK", #1,565,587, should not be considered altered by the incorrect assignment. Temptek, Inc. of Indiana has been and continues to be the sole owner of the trademark "TEMPTEK", #1,565,587, since the original filing date of August 29, 1988.

4. The erroneous assignment was recorded on reel number 1649, frame number 0257.

Mimi Oswald

STATE OF INDIANA        )  
  )SS:  
COUNTY OF                )

Before me, a Notary Public in and for said County and State, personally appeared Mimi Oswald, who, being first duly sworn upon oath, acknowledge the execution of the foregoing "Affidavit" as voluntary act and deed.

WITNESS my hand and Notarial Seal this 19 day of November 2008.

Susan E. Schaub  
Notary Public

SUSAN E. SCHAUB  
Printed Signature

My Commission Expires:  
9/21/2014

My County of Residence:  
Mario