

Form PTO-1594 (Rev. 01-09)  
OMB Collection 0651-0027 (exp. 02/28/2009)

U.S. DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office

### RECORDATION FORM COVER SHEET TRADEMARKS ONLY

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):**

Dyno Nobel Sweden AB

- Individual(s)
- General Partnership
- Corporation- State: Sweden
- Other \_\_\_\_\_
- Association
- Limited Partnership

Citizenship (see guidelines) Sweden

Additional names of conveying parties attached?  Yes  No

**3. Nature of conveyance /Execution Date(s) :**

Execution Date(s) November 12, 2007

- 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: Dyno Nobel Inc.

Internal Address: \_\_\_\_\_

Address: \_\_\_\_\_

Street Address: 2650 Decker Lake Boulevard, Suite 300

City: Salt Lake City

State: Utah

Country: U.S.A. Zip: 84119

- Association Citizenship \_\_\_\_\_
- General Partnership Citizenship \_\_\_\_\_
- Limited Partnership Citizenship \_\_\_\_\_
- Corporation Citizenship Utah
- Other \_\_\_\_\_ Citizenship \_\_\_\_\_

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)

B. Trademark Registration No.(s)

1,064,866

Additional sheet(s) attached?  Yes  No

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

NONE

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

Name: Robert P. Michal

Internal Address: Frishauf, Holtz, Goodman & Chick, P.C.

Street Address: 220 Fifth Avenue

City: New York

State: New York Zip: 10001-7708

Phone Number: (212) 319-4900

Fax Number: (212) 319-5101

Email Address: \_\_\_\_\_

**6. Total number of applications and registrations involved:**

1

**7. Total fee (37 CFR 2.6(b)(6) & 3.41) \$40.00**

- Authorized to be charged to deposit account
- Enclosed

**8. Payment Information:**

Deposit Account Number \_\_\_\_\_

Authorized User Name \_\_\_\_\_

**9. Signature:**

Signature

June 10, 2009

Date

Robert P. Michal

Name of Person Signing

Total number of pages including cover sheet, attachments, and document: 6

Documents to be recorded (including cover sheet) should be faxed to (571) 273-0140, or mailed to:  
Mail Stop Assignment Recordation Services, Director of the USPTO, P.O. Box 1450, Alexandria, VA 22313-1450

**United States of America (USA)**  
**DEED OF CONFIRMATION OF ASSIGNMENT**

**THIS DEED** is made the 12<sup>th</sup> day of November 2007

**BETWEEN:**

Dyno Nobel Sweden AB (previously known as Nitro Nobel AB), of Gyttorp, S-713 82 Nora, Sweden (hereinafter called "the Assignor") of the one part

**AND**

Dyno Nobel Inc, of 2650 Decker Lake Boulevard, Suite 300, Salt Lake City, Utah 84119, United States of America hereinafter called "the Assignee") of the other part.

**WHEREAS:**

- A. The Assignor was the owner in the **United States of America** of the trade mark registrations/trade mark applications as set out in the attached Schedule ("the trademarks").
- B. As of 30 November 2005, the Assignee acquired the trade marks.

**NOW THIS DEED WITNESSES:**

- 1. The Assignor hereby acknowledges that as of 30 November 2005 it is assigned to the Assignee all its right, title and interest in the trade marks (including the right to protect those trade marks from infringement or defend those marks).
- 2. **General**
  - (a) No variation of this Deed will be of any force or effect unless it is in writing and signed by the parties to this document.
  - (b) This Deed is governed by the laws of Victoria. The parties submit to the non-exclusive jurisdiction of its courts and courts of appeal from them. The parties will not object to the exercise of jurisdiction by those courts on any basis.
  - (c) Each of the parties warrants that the name, details of the incorporation and address of the party are correctly stated herein and that each of the parties further warrants its power of enter into this Deed.
  - (d) This Deed will be binding on, and enure for the benefit of, each of the parties and their respective successors in title and permitted assigns.

- (e) At the request and expense of the Assignee, the Assignor must executed all documents, forms and authorisations and depose to or swear any declaration or oath as may be required for the assignment in clause 1.
- (f) This Deed may be executed in any number of counterparts. All counterparts together will be taken to constitute one instrument.

**IN WITNESS WHEREOF** the parties hereto have executed these presents as and of the day and year first hereinbefore written.

**Signed Sealed and Delivered for Dyno Nobel Sweden AB** by its authorised attorney in the presence of:

Christine F. Love  
 Witness Signature  
 CHRISTINE F. LOVE  
 An Australian Legal Practitioner  
 within the meaning of the  
 Legal Profession Act 2004  
 Davies Collison Cave Solicitors  
 1 Nicholson Street, Melbourne 3000  
 Print Name  
 Date: 12 November 2007

Rowan Neilson  
 Attorney Signature  
 ROWAN NEILSON  
 Print Name  
 Authorised Attorney for Dyno Nobel Sweden AB

**Signed Sealed and Delivered for Dyno Nobel Inc** by its authorised attorney in the presence of:

Christine F. Love  
 Witness Signature  
 Print Name  
 Date: 12 November 2007

Ross W Kelly  
 Attorney Signature  
 ROSS W KELLY  
 Authorised Attorney for Dyno Nobel Inc,  
 Print Name

CHRISTINE F. LOVE  
 An Australian Legal Practitioner  
 within the meaning of the  
 Legal Profession Act 2004  
 Davies Collison Cave Solicitors  
 1 Nicholson Street, Melbourne 3000

**SCHEDULE**

<b>Country</b>	<b>Trade Mark</b>	<b>No.</b>	<b>Status</b>
USA	NONEL	1064866	Registered

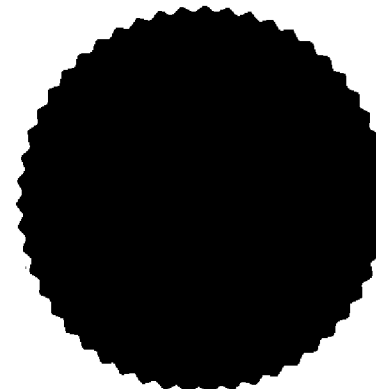
**I, PROFESSOR PETER ZABLUD** Notary Public residing and practising in the City of Melbourne in the State of Victoria in the Commonwealth of Australia **CERTIFY** that:

- (a) **DYNO NOBEL SWEDEN AB** (previously known as Nitro Nobel AB) ("**the Assignor**") is a company incorporated and existing under the laws of Sweden, registered number 556012-5246;
- (b) **MR. ROWAN NEILSON**, an Australian citizen, who is personally known to me, is the Assignor's lawfully appointed attorney pursuant to a Power of Attorney made 3 October 2007 ("**the Assignor's Power of Attorney**") which has been produced and shown to me;
- (c) as the Assignor's attorney, Mr. Rowan Neilson is entitled to execute documents on behalf of the Assignor, including Deeds of Confirmation of Assignment, in relation to the intellectual property rights and trademarks specified in the Assignor's Power of Attorney;
- (d) **DYNO NOBEL INC.** ("**the Assignee**") is a company incorporated and existing under the laws of the State of Delaware in the United States of America;
- (e) **MR. ROSS W. KELLY**, an Australian citizen, who has satisfactorily identified himself to me, is the Assignee's lawfully appointed attorney pursuant to a Power of Attorney made 2 November 2007 ("**the Assignee's Power of Attorney**") which has been produced and shown to me;
- (f) as the Assignee's attorney, Mr. Ross W. Kelly is entitled to execute documents on behalf of the Assignee, including Deeds of Confirmation of Assignment, in relation to the intellectual property rights and trademarks specified in the Assignee's Power of Attorney;
- (g) in accordance with their respective authorities under the Assignor's Power of Attorney and the Assignee's Power of Attorney, the attached **DEED OF CONFIRMATION OF ASSIGNMENT** ("**the Deed**"), each page of which bears an impression of my official seal for purposes of identification, was executed by Mr. Rowan Neilson on behalf of the Assignor and by Mr. Ross W. Kelly on behalf of the Assignee at Melbourne, Australia on 12 November 2007 in my presence and in the presence of the witness Ms. Christine F. Lowe;
- (h) the signatures on the Deed purporting to be the signatures of Mr. Rowan Neilson and Mr. Ross W. Kelly and of the witness Ms. Christine F. Lowe are their true signatures and proper handwriting; and
- (i) the Deed as so executed binds both the Assignor and the Assignee.

IN WITNESS of which I have subscribed my name and affixed my seal of office this 12th day of November Two thousand and seven



.....  
Notary Public  
Melbourne, Victoria, Australia  
My Appointment is not limited by time



**TRADEMARK**