

TRADEMARK ASSIGNMENT

Electronic Version v1.1
 Stylesheet Version v1.1

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|-----------------------------------|--|-----------------------------|-----------------------|
| SUBMISSION TYPE: | NEW ASSIGNMENT | | |
| NATURE OF CONVEYANCE: | CHANGE OF NAME | | |
| CONVEYING PARTY DATA | | | |
| Name | Formerly | Execution Date | Entity Type |
| Kennecott Energy and Coal Company | | 05/08/2006 | CORPORATION: DELAWARE |
| RECEIVING PARTY DATA | | | |
| Name: | Rio Tinto Energy America Inc. | | |
| Street Address: | 505 South Gillette Ave. | | |
| Internal Address: | PO Box 3009 | | |
| City: | Gillette | | |
| State/Country: | WYOMING | | |
| Postal Code: | 82717 | | |
| Entity Type: | CORPORATION: DELAWARE | | |
| PROPERTY NUMBERS Total: 1 | | | |
| Property Type | Number | Word Mark | |
| Registration Number: | 2875225 | ENERGY TO POWER THE COUNTRY | |
| CORRESPONDENCE DATA | | | |
| Fax Number: | (212)859-4000 | | |
| | <i>Correspondence will be sent via US Mail when the fax attempt is unsuccessful.</i> | | |
| Email: | degovar@friedfrank.com | | |
| Correspondent Name: | Arianne de Govia | | |
| Address Line 1: | 1 New York Plaza | | |
| Address Line 2: | Fried Frank LLP | | |
| Address Line 4: | New York, NEW YORK 10004 | | |
| ATTORNEY DOCKET NUMBER: | 5509-135 | | |
| NAME OF SUBMITTER: | Arianne de Govia | | |
| Signature: | /A. H. de Govia/ | | |

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**TRADEMARK
 REEL: 004089 FRAME: 0934**

Date:

11/03/2009

Total Attachments: 2

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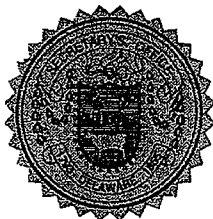
Delaware

PAGE 1

The First State

I, HARRIET SMITH WINDSOR, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY THE ATTACHED IS A TRUE AND CORRECT COPY OF THE CERTIFICATE OF AMENDMENT OF "KENNECOTT ENERGY AND COAL COMPANY", CHANGING ITS NAME FROM "KENNECOTT ENERGY AND COAL COMPANY" TO "RIO TINTO ENERGY AMERICA INC.", FILED IN THIS OFFICE ON THE EIGHTH DAY OF MAY, A.D. 2006, AT 1:43 O'CLOCK P.M.

A FILED COPY OF THIS CERTIFICATE HAS BEEN FORWARDED TO THE NEW CASTLE COUNTY RECORDER OF DEEDS.



2327519 8100

060430062

Harriet Smith Windsor

Harriet Smith Windsor, Secretary of State
AUTHENTICATION: 4727644

DATE: 05-08-06

TRADEMARK
REEL: 004089 FRAME: 0936

KENNECOTT ENERGY AND COAL COMPANY

CERTIFICATE OF AMENDMENT OF THE CERTIFICATE OF INCORPORATION

Kennecott Energy and Coal Company, a corporation organized and existing under and by virtue of the DELAWARE GENERAL CORPORATION LAW does hereby certify that::

FIRST: Pursuant to Section 141(f) of the DELAWARE GENERAL CORPORATION LAW, the Board of Directors has adopted resolutions setting forth a proposed amendment of the Corporation's Certificate of Incorporation and has declared said amendment to be advisable. The resolution setting forth the proposed amendment is as follows:

IT IS RESOLVED that this Board of Directors has determined it advisable to amend the Corporation's Certificate of Incorporation for the sole purpose of changing the name of the Corporation; and it is further

RESOLVED that, subject to approval of the Corporation's Sole Shareholder, the First Article of the Corporation's Certificate of Incorporation shall be amended in its entirety to read as follows:

FIRST: The name of the Corporation is
Rio Tinto Energy America Inc."

SECOND: Pursuant to the recommendation of the Board of Directors, the Sole Shareholder of the Corporation, upon written consent as authorized by Section 228 of the DELAWARE GENERAL CORPORATION LAW, duly authorized the amendment.

THIRD: Said amendment was duly adopted in accordance with the provisions of Section 242 of the DELAWARE GENERAL CORPORATION LAW.

IN WITNESS WHEREOF, Kennecott Energy and Coal Company has caused this Certificate to be signed by an authorized officer of the Corporation this 8th day of May 2006.

KENNECOTT ENERGY AND COAL COMPANY



By:
SHANNON S. CROMPTON
Its: Secretary

State of Delaware
Secretary of State
Division of Corporations
Delivered 01:49 PM 05/08/2006
FILED 01:43 PM 05/08/2006
SRV 060430062 - 2327519 FILE

CROMPTOS:30258