

**TRADEMARK ASSIGNMENT**

Electronic Version v1.1  
 Stylesheet Version v1.1

<b>SUBMISSION TYPE:</b>	NEW ASSIGNMENT		
<b>NATURE OF CONVEYANCE:</b>	MERGER		
<b>EFFECTIVE DATE:</b>	07/01/2004		
<b>CONVEYING PARTY DATA</b>			
<b>Name</b>	<b>Formerly</b>	<b>Execution Date</b>	<b>Entity Type</b>
Cherokee Sanford Group, LLC		07/01/2004	LIMITED LIABILITY COMPANY: DELAWARE
<b>RECEIVING PARTY DATA</b>			
<b>Name:</b>	General Shale Brick, Inc.		
<b>Street Address:</b>	3015 Bristol Highway		
<b>City:</b>	Johnson City		
<b>State/Country:</b>	TENNESSEE		
<b>Postal Code:</b>	37601		
<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>	2392755	GENUINE TUMBLED	
<b>CORRESPONDENCE DATA</b>			
<b>Fax Number:</b>	(412)288-3063		
	<i>Correspondence will be sent via US Mail when the fax attempt is unsuccessful.</i>		
<b>Phone:</b>	412-288-4164		
<b>Email:</b>	fcolen@reedsmith.com		
<b>Correspondent Name:</b>	Frederick H. Colen		
<b>Address Line 1:</b>	P.O. Box 488		
<b>Address Line 4:</b>	Pittsburgh, PENNSYLVANIA 15230-0488		
<b>ATTORNEY DOCKET NUMBER:</b>	09-189 900100.20004 FHC		
<b>NAME OF SUBMITTER:</b>	Frederick H. Colen		
<b>Signature:</b>	/Frederick H. Colen/		

OP \$40.00 2392755

**900188555**

**TRADEMARK**  
**REEL: 004516 FRAME: 0054**

Date:

04/06/2011

Total Attachments: 2

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State of Delaware  
Secretary of State  
Division of Corporations  
Delivered 07:28 PM 06/29/2004  
FILED 05:12 PM 06/29/2004  
SRV 040480827 - 3735567 FILE

CERTIFICATE OF MERGER

OF

GENERAL SHALE BRICK, INC.,

DARLINGTON BRICK & CLAY PRODUCTS COMPANY, LLC,

WIENERBERGER U.S. HOLDINGS, LLC,

CHEROKEE SANFORD BRICK, LLC

AND

CHEROKEE SANFORD GROUP, LLC

Pursuant to Title 8, Section 264(c) of the Delaware General Corporation Law and Title 6, Section 18-209 of the Delaware Limited Liability Company Act, the undersigned corporation executed the following Certificate of Merger:

FIRST. The constituent entities participating in the merger herein certified are:

(i) General Shale Brick, Inc., a corporation incorporated under the laws of the State of Delaware;

(ii) Darlington Brick & Clay Products Company, LLC, a limited liability company organized under the laws of the State of Delaware;

(iii) Wienerberger U.S. Holdings, LLC, a limited liability company organized under the laws of the State of Delaware;

(iv) Cherokee Sanford Brick, LLC, a limited liability company organized under the laws of the State of Delaware; and

(v) Cherokee Sanford Group, LLC, a limited liability company organized under the laws of the State of Delaware.

SECOND. The Merger Agreement and Plan of Merger has been approved, adopted, certified, executed, and acknowledged by the surviving corporation and each of the merging limited liability companies.

**THIRD.** The name of the surviving corporation in the merger herein certified is General Shale Brick, Inc., a corporation incorporated under the laws of the State of Delaware.

**FOURTH.** The Certificate of Incorporation of General Shale Brick, Inc., a Delaware corporation, as now in force and effect, shall continue to be the Certificate of Incorporation of said surviving corporation.

**FIFTH.** The Merger Agreement and Plan of Merger is on file at the principal place of business of the aforesaid surviving corporation, the address of which is as follows:


3211 North Roan Street  
Johnson City, TN 37602

**SIXTH.** A copy of the aforesaid Merger Agreement and Plan of Merger will be furnished by the aforesaid surviving corporation, on request, and without cost, to any stockholder of any constituent corporation or any member of any constituent limited liability company.

**SEVENTH.** The effective date and time of the merger contemplated hereby shall be 12:01 a.m. local time on July 1, 2004.

IN WITNESS WHEREOF, said corporation has caused this certificate to be signed by an authorized officer this 28th day of June, 2004.

**GENERAL SHALE BRICK, INC,**  
a Delaware corporation

By:   
Richard L. Green  
Chairman, President and Chief Executive Officer