

A. LARSON COMPANY:FREDRIKSON & BYRON, P.A.

Re-44-11

04/04/2011



103621300

Electronic Version v1.1
Stylesheet Version v1.1



3/3/11

SUBMISSION TYPE:	NEW ASSIGNMENT
NATURE OF CONVEYANCE:	MERGER
EFFECTIVE DATE:	08/29/2007

CONVEYING PARTY DATA

Name	Formerly	Execution Date	Entity Type
Rupp Industries, Inc.		08/29/2007	CORPORATION: MINNESOTA

RECEIVING PARTY DATA

Name:	Rupp Industries Acquisition, Inc.
Street Address:	One Rupp Plaza
Internal Address:	3700 West Preserve Boulevard
City:	Burnsville
State/Country:	MINNESOTA
Postal Code:	55337
Entity Type:	CORPORATION: MINNESOTA

PROPERTY NUMBERS Total: 3

Property Type	Number	Word Mark
Serial Number:	75634406	TOPAZ
Serial Number:	73202550	TEMP-AIR
Serial Number:	76145167	HYDRO-THAW

CORRESPONDENCE DATA

Fax Number: (612)492-7077
Correspondence will be sent via US Mail when the fax attempt is unsuccessful.
 Email: ip@fredlaw.com
 Correspondent Name: Patricia A. Larson
 Address Line 1: Fredrikson & Byron, P.A.
 Address Line 2: 200 S. Sixth Street, Suite 4000
 Address Line 4: Minneapolis, MINNESOTA 55402

NAME OF SUBMITTER:	Patricia A. Larson
--------------------	--------------------

OP \$90.00 75634406

TO: PATRICIA A. LARSON COMPANY: FREDRIKSON & BYRON, P.A.

Signature:	/Patricia A. Larson/
Date:	03/03/2011
Total Attachments: 3 source=Rupp (merger)#page1.tif source=Rupp (merger)#page2.tif source=Rupp (merger)#page3.tif	

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Signature:	/s/ Patricia A. Larson/
Date:	03/03/2011

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RECEIPT INFORMATION

ETAS ID: TM196379
 Receipt Date: 03/03/2011
 Fee Amount: \$90

2445807-2

State of Minnesota

SECRETARY OF STATE

Certificate of Merger

I, Mark Ritchie, Secretary of State of Minnesota, certify that the documents required to effectuate a merger between the entities listed below and designating the surviving entity have been filed in this office on the date noted on this certificate; and the qualification of any non-surviving entity to do business in Minnesota is terminated on the effective date of this merger.

Merger Filed Pursuant to Minnesota Statutes, Chapter: 302A

State of Formation and Names of Merging Entities:

MN: RUPP INDUSTRIES, INC.

MN: RUPP INDUSTRIES ACQUISITION, INC.

State of Formation and Name of Surviving Entity:

MN: RUPP INDUSTRIES ACQUISITION, INC.

Effective Date of Merger: 08/29/2007

Name of Surviving Entity after Effective Date of Merger:

RUPP INDUSTRIES ACQUISITION, INC.

This Certificate has been issued on: 08/29/2007.



Mark Ritchie
Secretary of State.

TRADEMARK

REEL: 004516 FRAME: 0819

2445807-2



DC-M

**ARTICLES OF MERGER
OF
RUPP INDUSTRIES, INC.
WITH AND INTO
RUPP INDUSTRIES ACQUISITION, INC.**

Pursuant to the provisions of Minnesota Statutes, and particularly Section 302A.621 thereof, the following Articles of Merger are executed on the date hereinafter set forth:

FIRST: Attached hereto as Exhibit A is a copy of a Plan of Merger to merge Rupp Industries, Inc., a Minnesota corporation, with and into Rupp Industries Acquisition, Inc., a Minnesota corporation, with Rupp Industries Acquisition, Inc., as the surviving corporation.

SECOND: The Plan of Merger has been approved by the directors of Rupp Industries Acquisition, Inc. pursuant to Chapter 302A, Section 302A.621.

THIRD: Rupp Industries, Inc., has 228,918 outstanding shares, all of which are owned by Rupp Industries Acquisition, Inc.

I certify that I am authorized to execute these Articles of Merger and I further certify that I understand that by signing these Articles of Merger I am subject to the penalties of perjury as set forth in Minnesota Statutes, Section 609.48, as if I had signed these Articles of Merger under oath.

Dated this 29th day of August 2007

RUPP INDUSTRIES ACQUISITION, INC.

By Jim Koum
Its Chief Executive Officer

TRADEMARK

REEL: 004516 FRAME: 0820

EXHIBIT A
PLAN OF MERGER
OF
RUPP INDUSTRIES, INC.
WITH AND INTO
RUPP INDUSTRIES ACQUISITION, INC.

1. Rupp Industries Acquisition, Inc., as the owner of all of the outstanding shares of Rupp Industries, Inc., shall merge Rupp Industries, Inc., with and into Rupp Industries Acquisition, Inc., with Rupp Industries Acquisition, Inc. as the surviving corporation in accordance with the provisions of Minnesota Statutes, Section 302A.621.
2. In connection with such merger, Rupp Industries Acquisition, Inc., as the surviving corporation, shall assume all of the obligations of Rupp Industries, Inc., outstanding at the effective time of the merger.
3. The outstanding shares of Rupp Industries, Inc. shall not be converted into shares of Rupp Industries Acquisition, Inc. but shall, at the effective time of the merger, be surrendered and extinguished without payment of any cash or the delivery of any other consideration.
4. The effective time of the merger herein provided for shall be the date on which Articles of Merger are filed with the Secretary of State.

STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED

AUG 29 2007 *ju*

Mark Ritchie
Secretary of State

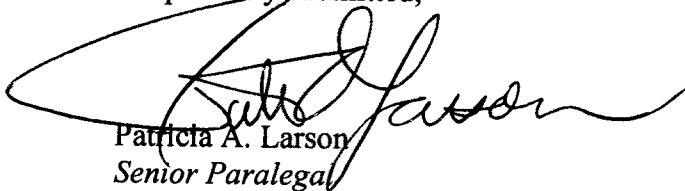
TRADEMARK

REEL: 004516 FRAME: 0821

U.S. Patent and Trademark Office
MAIL STOP: Assignment Services Branch
March 30, 2011
Page 2

If you have any questions concerning this matter, please contact me. Thank you for your assistance in this regard.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Patricia A. Larson". The signature is written in a cursive style with a large, sweeping initial "P" that loops around the rest of the name.

Patricia A. Larson

Senior Paralegal

Direct Dial: 612.492.7626

Email: plarson@fredlaw.com


Enclosure as Stated

4903600_1

March 30, 2011

VIA E-MAIL
AND U.S. FIRST CLASS MAIL

U.S. Patent and Trademark Office
MAIL STOP: Assignment Services Branch
P.O. Box 1450
Alexandria, VA 22313

CERTIFICATE OF MAILING
UNDER 37 CFR 1.8(a)
I hereby certify that this correspondence along with its enclosures are being deposited with the United States Postal Services as first class mail in an envelope addressed to: U.S. Patent and Trademark Office, MAIL STOP: Assignment Services Branch, P.O. Box 1450, Alexandria, VA 22313 as well as via email to ETAS@uspto.gov on March 30, 2011 (date of deposit)
Print Name: Patricia A. Larson
Signature: 
Date of Signature: March 30, 2011

Re: Notice of Non-Recordation of Document
Document ID No: 900185404

Dear Ms. White:

This communication is in response to the Notice of Non-Recordation of Document issued on March 7, 2011 (Document ID No: 900185404). In this regard, enclosed for resubmission are the following documents:

- A photocopy of the Notice of Non-Recordation of Document;
- A photocopy of the original signed Recordation Form Cover Sheet;
- A Cover Sheet; and
- A photocopy of the Certificate of Merger along with the related Articles of Merger and its attached Exhibit A. [The copy was issued and certified by the Minnesota Secretary of State on March 25, 2011 and is being sent to you via U.S. First Class Mail.]

It is my understanding that the \$90.00 filing fee was paid on or about March 3, 2011 for this recordation. However, if this is not the case, please contact me and I will provide you with the credit card information for billing purposes.

Attorneys & Advisors
main 612 492 7000
fax 612 492 7077
www.fredlaw.com

Fredrikson & Byron, P.A.
200 South Sixth Street, Suite 4000
Minneapolis, Minnesota
55402-1425

TO: PATRICIA A. LARSON COMPANY: FREDRIKSON & BYRON, P.A.

**UNITED STATES PATENT AND TRADEMARK OFFICE**UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND
DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE

MARCH 07, 2011

PTAS

PATRICIA A. LARSON
FREDRIKSON & BYRON, P.A.
200 S. SIXTH STREET, SUITE 4000
MINNEAPOLIS, MN 55402***900185404***UNITED STATES PATENT AND TRADEMARK OFFICE
NOTICE OF NON-RECORDATION OF DOCUMENT

DOCUMENT ID NO.: 900185404

THE ENCLOSED DOCUMENT HAS BEEN EXAMINED AND FOUND NON-RECORDABLE BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. THE REASON(S) FOR NON-RECORDATION ARE STATED BELOW. DOCUMENTS BEING RESUBMITTED FOR RECORDATION MUST BE ACCOMPANIED BY A NEW COVER SHEET REFLECTING THE CORRECT INFORMATION TO BE RECORDED AND THE DOCUMENT ID NUMBER REFERENCED ABOVE.

THE ORIGINAL DATE OF FILING OF THIS ASSIGNMENT DOCUMENT WILL BE MAINTAINED IF RESUBMITTED WITH THE APPROPRIATE CORRECTION(S) WITHIN 30 DAYS FROM THE DATE OF THIS NOTICE AS OUTLINED UNDER 37 CFR 3.51. THE RESUBMITTED DOCUMENT MUST INCLUDE A STAMP WITH THE OFFICIAL DATE OF RECEIPT UNDER 37 CFR 3. APPLICANTS MAY USE THE CERTIFIED PROCEDURES UNDER 37 CFR 1.8 OR 1.10 FOR RESUBMISSION OF THE RETURNED PAPERS, IF THEY DESIRE TO HAVE THE BENEFIT OF THE DATE OF DEPOSIT IN THE UNITED STATES POSTAL SERVICE.

SEND DOCUMENTS TO: U.S. PATENT AND TRADEMARK OFFICE,
MAIL STOP: ASSIGNMENT SERVICES BRANCH, P.O. BOX 1450, ALEXANDRIA, VA 22313.
IF YOU HAVE ANY QUESTIONS REGARDING THIS NOTICE,
YOU MAY CONTACT THE INDIVIDUAL WHOSE NAME APPEARS ON THIS NOTICE AT
571-272-3350.

1. DOCUMENT SUBMITTED IS NOT LEGIBLE FOR RECORDING PURPOSES.

KIMBERLY WHITE, EXAMINER
ASSIGNMENT SERVICES BRANCH
PUBLIC RECORDS DIVISION