

07-26-2000

FORM PTO-1618A
Expires 06/30/99
OMB 0651-3027



U.S. Department of Commerce
Patent and Trademark Office
TRADEMARK

RECORDED IN 2:52

101414194

6/28/00

RECORDATION FORM COVER SHEET TRADEMARKS ONLY

TO: The Commissioner of Patents and Trademarks: Please record the attached original document(s) or copy(ies).

Submission Type

- New
- Resubmission (Non-Recordation)
Document ID #
- Correction of PTO Error
Reel # Frame #
- Corrective Document
Reel # Frame #

Conveyance Type

- Assignment License
- Security Agreement Nunc Pro Tunc Assignment
- Merger
Effective Date
Month Day Year
- Change of Name
- Other

Conveying Party

Mark if additional names of conveying parties attached

Execution Date
Month Day Year

Name

Formerly

- Individual General Partnership Limited Partnership Corporation Association

Other

Citizenship/State of Incorporation/Organization

Receiving Party

Mark if additional names of receiving parties attached

Name

DBA/AKA/TA

Composed of

Address (line 1)

Address (line 2)

Address (line 3)

City

State/Country

Zip Code

- Individual General Partnership Limited Partnership

Corporation Association

Other

Citizenship/State of Incorporation/Organization

If document to be recorded is an assignment and the receiving party is not domiciled in the United States, an appointment of a domestic representative should be attached. (Designation must be a separate document from Assignment.)

FOR OFFICE USE ONLY

07/25/2000 MTHA11 00000180 1798479

01 FC:481

40.00 OP

Public burden reporting for this collection of information is estimated to average approximately 30 minutes per Cover Sheet to be recorded, including time for reviewing the document and gathering the data needed to complete the Cover Sheet. Send comments regarding this burden estimate to the U.S. Patent and Trademark Office, Chief Information Officer, Washington, D.C. 20231 and to the Office of Information and Regulatory Affairs, Office of Management and Budget, Paperwork Reduction Project (0651-0027), Washington, D.C. 20503. See OMB Information Collection Budget Package 0651-0027, Patent and Trademark Assignment Practice. DO NOT SEND REQUESTS TO RECORD ASSIGNMENT DOCUMENTS TO THIS ADDRESS.

Mail documents to be recorded with required cover sheet(s) information to:
Commissioner of Patents and Trademarks, Box Assignments, Washington, D.C. 20231

TRADEMARK
REEL: 002109 FRAME: 0152

Domestic Representative Name and Address

Enter for the first Receiving Party only.

Name

Address (line 1)

Address (line 2)

Address (line 3)

Address (line 4)

Correspondent Name and Address

Area Code and Telephone Number

Name

Address (line 1)

Address (line 2)

Address (line 3)

Address (line 4)

Pages

Enter the total number of pages of the attached conveyance document including any attachments.

#

Trademark Application Number(s) or Registration Number(s)

Mark if additional numbers attached

Enter either the Trademark Application Number or the Registration Number (DO NOT ENTER BOTH numbers for the same property).

Trademark Application Number(s)

Registration Number(s)

<input type="text"/>	<input type="text"/>	<input type="text"/>
<input type="text"/>	<input type="text"/>	<input type="text"/>
<input type="text"/>	<input type="text"/>	<input type="text"/>

<input type="text" value="1,798,479"/>	<input type="text"/>	<input type="text"/>
<input type="text"/>	<input type="text"/>	<input type="text"/>
<input type="text"/>	<input type="text"/>	<input type="text"/>

Number of Properties

Enter the total number of properties involved.

#

Fee Amount

Fee Amount for Properties Listed (37 CFR 3.41):

\$

Method of Payment:

Enclosed

Deposit Account

Deposit Account

(Enter for payment by deposit account or if additional fees can be charged to the account.)

Deposit Account Number:

#

Authorization to charge additional fees:

Yes

No

Statement and Signature

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document. Charges to deposit account are authorized, as indicated herein.

Todd W. Burkett

Todd W. Burkett

June 28, 2000

Name of Person Signing

Signature

Date Signed

RECORDATION FORM COVER SHEET
CONTINUATION
TRADEMARKS ONLY

FORM PTO-1618C
Expires 06/30/99
OMB 0651-0027

U.S. Department of Commerce
Patent and Trademark Office
TRADEMARK

Conveying Party

Enter Additional Conveying Party

Mark if additional names of conveying parties attached

Execution Date
Month Day Year

Name

Formerly

Individual General Partnership Limited Partnership Corporation Association

Other

Citizenship State of Incorporation/Organization

Receiving Party

Enter Additional Receiving Party

Mark if additional names of receiving parties attached

Name

DBA/AKA/TA

Composed of

Address (line 1)

Address (line 2)

Address (line 3)

Individual General Partnership Limited Partnership

Corporation Association

Other

Citizenship/State of Incorporation/Organization

If document to be recorded is an assignment and the receiving party is not domiciled in the United States, an appointment of a domestic representative should be attached (Designation must be a separate document from the Assignment.)

Trademark Application Number(s) or Registration Number(s)

Mark if additional numbers attached

Enter either the Trademark Application Number or the Registration Number (DO NOT ENTER BOTH numbers for the same property).

Trademark Application Number(s)

Registration Number(s)

<input type="text"/>	<input type="text"/>	<input type="text"/>
<input type="text"/>	<input type="text"/>	<input type="text"/>
<input type="text"/>	<input type="text"/>	<input type="text"/>
<input type="text"/>	<input type="text"/>	<input type="text"/>
<input type="text"/>	<input type="text"/>	<input type="text"/>
<input type="text"/>	<input type="text"/>	<input type="text"/>
<input type="text"/>	<input type="text"/>	<input type="text"/>
<input type="text"/>	<input type="text"/>	<input type="text"/>

<input type="text"/>	<input type="text"/>	<input type="text"/>
<input type="text"/>	<input type="text"/>	<input type="text"/>
<input type="text"/>	<input type="text"/>	<input type="text"/>
<input type="text"/>	<input type="text"/>	<input type="text"/>
<input type="text"/>	<input type="text"/>	<input type="text"/>
<input type="text"/>	<input type="text"/>	<input type="text"/>
<input type="text"/>	<input type="text"/>	<input type="text"/>
<input type="text"/>	<input type="text"/>	<input type="text"/>

INTELLECTUAL PROPERTY ASSIGNMENT

This Assignment dated as of December 18, 1995 is entered into by and between **GORDON METAL COMPANY, INC.**, a Pennsylvania corporation ("GORDON"), **ALLIED BUILDING PRODUCTS CORP.**, a New Jersey corporation ("ALLIED") and **GORDON METAL CORPORATION**, a Wisconsin corporation ("GMC WI").

PRELIMINARY STATEMENT

GORDON and ABC are parties to the Asset Purchase Agreement dated the 10 day of December, 1995, (the "Asset Purchase Agreement"), pursuant to which GORDON agreed to sell to GMC WI certain Miscellaneous Assets of GORDON, including all right, title and interest in and to GORDON'S trade names, trademarks, services marks, whether registered or unregistered, hereinafter collectively referred to as "Trademarks". ALLIED is the owner of all right and title in and to, and has licensed GORDON to use, certain trade names, trademarks and service marks, which are among the Trademarks described herein.

NOW, THEREFORE, in consideration of mutual promises herein contained in the respective representations, warranties, covenants and agreements enumerated in the Asset Purchase Agreement, and intending to be legally bound, the parties hereto agree as follows:

1. **Definitions.** Capitalized terms used herein and not otherwise defined herein shall have the meaning ascribed in the Asset Purchase Agreement.
2. **Assignment.** GORDON and ALLIED hereby assign to GMC WI all their respective rights, titles and interests in and to the Trademarks, wherever such right, title or interest may have accrued at anytime heretofore, together with the goodwill symbolized by the Trademarks identified in Exhibit 1.5 of the Asset Purchase Agreement, and as more fully described of Exhibit A, including all rights accruing to GORDON and ALLIED under the federal registration of "GORDON METAL COMPANY" on the Principal Register of the United States Patent and Trademark Office, Registration No. 1,798,479. From time to time, GORDON and ALLIED shall execute all other documents and do all things necessary to effectuate the transfer hereunder of all rights and interests in the Trademarks should such acts be necessary to permit GMC WI to enjoy the benefits transferred herein.

3. **Successors and Assigns.** This Assignment of Trademarks shall be binding upon and shall binding upon GORDON and ALLIED and their respective successors and shall inure to the benefit of GMC WI and its successors and assigns.

IN WITNESS WHEREOF, the undersigned has executed this Assignment of the Trademarks as of the date first above written.

GORDON METAL COMPANY, INC.

By: Jack Kubel
Its: Secretary

GORDON METAL CORPORATION

By: Paul Joseph
Its: Vice Pres.

ALLIED BUILDING PRODUCTS CORP.

By: Jack Kubel
Its: Asst Secretary

c:\wp51\pam\abc\allied\2002-560.297

EXHIBIT "A"
TRADEMARKS
(to be attached)

The United States of America



Nº 1798479

CERTIFICATE OF REGISTRATION

This is to certify that the records of the Patent and Trademark Office show that an application was filed in said Office for registration of the Mark shown herein, a copy of said Mark and pertinent data from the Application being annexed hereto and made a part hereof,

And there having been due compliance with the requirements of the law and with the regulations prescribed by the Commissioner of Patents and Trademarks,

Upon examination, it appeared that the applicant was entitled to have said Mark registered under the Trademark Act of 1946, as amended, and the said Mark has been duly registered this day in the Patent and Trademark Office on the

PRINCIPAL REGISTER

to the registrant named herein.

This registration shall remain in force for TEN years unless sooner terminated as provided by law.

In Testimony Whereof I have hereunto set my hand and caused the seal of the Patent and Trademark Office to be affixed this twelfth day of October 1993.



Bence Lehman

Commissioner of Patents and Trademarks
TRADEMARK

REEL: 002109 FRAME: 0158



Int. Cl.: 6

Prior U.S. Cls.: 12 and 13

United States Patent and Trademark Office

Reg. No. 1,798,479

Registered Oct. 12, 1993

**TRADEMARK
PRINCIPAL REGISTER**

GORDON METAL COMPANY

**ALLIED BUILDING PRODUCTS CORP. (NEW
JERSEY CORPORATION)
15 EAST UNION AVENUE, BOX 511
EAST RUTHERFORD, NJ 07073**

**FOR: SHEET METAL PRODUCTS; NAMELY,
METAL ROOFING, COPING, CORNICES,
GRAVEL STOPS, LEADER HEADS, CORRUGATED
WALL PANELS, SOFFITS, AND GUTTERS,
IN CLASS 6 (U.S. CLS. 12 AND 13).**

**FIRST USE 10-1-1992; IN COMMERCE
10-1-1992.**

**NO CLAIM IS MADE TO THE EXCLUSIVE
RIGHT TO USE "METAL COMPANY", APART
FROM THE MARK AS SHOWN.**

SN 74-250,774, FILED 2-28-1992.

ANNA W. MANVILLE, EXAMINING ATTORNEY