

6-1801

06-21-2001

Form PTO-1594 (Rev. 03/01) OMB No. 0651-0027 (exp. 5/31/2002) Tab settings



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

101755247

To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

1. Name of conveying party(ies): WHITE CONSOLIDATED INDUSTRIES, INC.

- Individual(s) Association General Partnership Limited Partnership Corporation-State Other

Additional name(s) of conveying party(ies) attached? Yes No

- Nature of conveyance: Assignment Merger Security Agreement Change of Name Other

Execution Date: September 29, 2000

2. Name and address of receiving party(ies)

Name: WASHEX Internal Address: Street Address: 5000 Cent Jun 18 2001 City: Wichita Falls State: TX Zip: 76396

- Individual(s) citizenship Association General Partnership Limited Partnership Limited liability Co. Corporation-State Other

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) Additional name(s) & address(es) attached? Yes No

4. Application number(s) or registration number(s):

A. Trademark Application No.(s)

B. Trademark Registration No.(s)

(Attached list)

Additional number(s) attached Yes No

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

Name: Jeffrey J. Sopko

Internal Address:

Street Address: 526 Superior Avenue East

Suite 1200

City: Cleveland State: Ohio Zip: 44114

6. Total number of applications and registrations involved: 7

7. Total fee (37 CFR 3.41): \$190.00

- Enclosed Authorized to be charged to deposit account

8. Deposit account number:

(Attach duplicate copy of this page if paying by deposit account)

DO NOT USE THIS SPACE

9. 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.

Jeffrey J. Sopko Name of Person Signing

Signature

6/15/01 Date

Total number of pages, including cover sheet, attachments, and document: 4

06/20/2001 DBYRNE

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Documents to be recorded with required cover sheet information to: Commissioner of Patent & Trademarks, Box Assignments Washington, D.C. 20231

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RECORDATION FORM
LIST OF TRADEMARKS

<u>TRADEMARK</u>	<u>REG. NO.</u>	<u>REG. DATE (RENEWAL)</u>	<u>CLASS</u>
FLOATAIRE	806,682	05 APR 66 (06)	Intl. 7
OPTIMA ELITE	1,723,490	13 OCT 92 (02)	Intl. 9
OPTIMA	1,723,488	13 OCT 92 (02)	Intl. 9
OPTIMA PRISM	1,736,262	01 DEC 92 (02)	Intl. 9
PACESETTER	1,852,339	06 SEP 94 (04)	Intl. 7
OPTI-BALANCE	2,030,706	14 JAN 97 (07)	Intl. 7
OPTIMA XERIC	2,281,470	28 SEP 99 (09)	Intl. 9

ELX
**ASSIGNMENT
UNITED STATES TRADEMARKS**

This Assignment effective September 30, 2000, from

WHITE CONSOLIDATED INDUSTRIES, INC., a Delaware corporation, with offices at 18013 Cleveland Parkway, Cleveland, Ohio 44135-0920 ("WCI"), to

WASHEX, LLC, a Texas limited liability company, with offices at 5000 Central Freeway, Wichita Falls, Texas 76306-1599 ("Washex").

RECITALS:

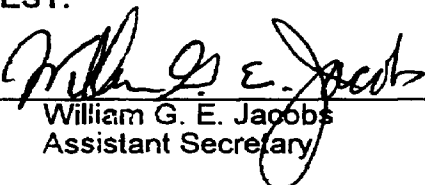
- (A) WCI has adopted and used in its business and is the owner in the United States of the trademarks, the registrations therefor and the applications for registrations therefor listed in the attached Schedule (the "Marks"); and
- (B) WCI has agreed, to sell, assign and transfer the Marks to Washex.


NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, WCI does hereby sell, assign and transfer unto Washex all interest which WCI may have acquired, in and to the Marks, including the right to sue for past infringement thereof, together with the goodwill of the business symbolized by and associated with the Marks.

IN TESTIMONY WHEREOF, White Consolidated Industries, Inc. has caused this Assignment to be executed by its duly authorized representatives as of the day and year first above written.

ATTEST:

WHITE CONSOLIDATED INDUSTRIES, INC.

By 
William G. E. Jacobs
Assistant Secretary

By 
Ronald E. Zajaczkowski
Senior Vice President

STATE OF OHIO)
) SS
COUNTY OF CUYAHOGA)

On this 29th day of September, 2000, before me personally came Ronald E. Zajaczkowski and William G. E. Jacobs, to me known, who, being duly sworn, depose and say that they are Senior Vice President and Assistant Secretary, respectively, of White Consolidated Industries, Inc., the corporation described in and which executed the foregoing instrument; that the seal affixed to said instrument is the seal of said corporation; that it was so affixed by authority of the Board of Directors of said corporation; and that they signed their names thereto by like authority.


Notary Public

SANDRA COFFEY
Notary Public, State of Ohio, Cuy. Cty.
My Commission Expires June 26, 2005

**SCHEDULE
ASSIGNMENT
UNITED STATES TRADEMARKS**

UNITED STATES TRADEMARK REGISTRATIONS

<u>TRADEMARK</u>	<u>REG. NO.</u>	<u>REG. DATE (RENEWAL)</u>	<u>CLASS</u>
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UNITED STATES TRADEMARK APPLICATIONS

<u>TRADEMARK</u>	<u>APPLN. NO.</u>	<u>FILE DATE</u>	<u>CLASS</u>
	NONE		