

RG

09-11-2003



102547351

Form PTO-1594 (Rev. 10/02) OMB No. 0651-0027 (exp. 6/30/2005) Tab settings

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

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

1. Name of conveying party(ies): ODEN CORPORATION

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

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

3. Nature of conveyance:

- Assignment Merger Security Agreement Change of Name Other

Execution Date: March 17, 2003

2. Name and address of receiving party(ies)

Name: NIAGARA PUMP CORPORATION

Internal Address:

Street Address: 199 FIRE TOWER DRIVE

City: TONAWANDA State: NY Zip: 14150-5890

- Individual(s) citizenship Association General Partnership Limited Partnership Corporation-State NEW YORK 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) 2,523,339

Additional number(s) attached Yes No

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

Name: SUSAN M. LANKENAU

Internal Address: MAGAVERN, MAGAVERN & GRIMM

LLP

Street Address: 1100 RAND BLDG, 14 LAFAYETTE

SQUARE

City: BUFFALO State: NY Zip: 14203

6. Total number of applications and registrations involved: 1

7. Total fee (37 CFR 3.41) \$ 40

- Enclosed Authorized to be charged to deposit account

8. Deposit account number:

502320

04/03/2003 TDIAZI 00000029 502320 2523339 01 FC:0521 40.00 CH

OFFICE OF PUBLIC RECORDS APR -1 AM 9:40 FINANCE SECTION

DO NOT USE THIS SPACE

9. Signature.

PHYLLIS PHALLEN

Name of Person Signing

Signature

March 17, 2003

Date

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

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

ASSIGNMENT

WHEREAS, ODEN CORPORATION ("ASSIGNOR"), a New York corporation with its principal place of business at 199 Fire Tower Drive, Tonawanda, NY 14150-5890, has adopted and used, directly and/or through its wholly owned subsidiary, the trademark **CLEANGEAR** (the "Mark"), which was registered in the United States Patent and Trademark Office on December 25, 2001, Registration No. 2,523,339;

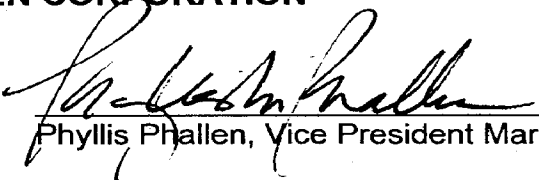
WHEREAS, such wholly owned subsidiary, **NIAGARA PUMP CORPORATION** ("ASSIGNEE"), a New York corporation with its principal place of business at 199 Fire Tower Drive, Tonawanda, NY 14150-5890, wishes to acquire all of ASSIGNOR'S right, title and interest in and to the Mark and the registration therefor, together with the goodwill of the business symbolized by the Mark;

NOW, THEREFORE, for good and valuable consideration, receipt of which is hereby acknowledged, ASSIGNOR does hereby assign and transfer to ASSIGNEE all right, title and interest in and to the Mark **CLEANGEAR**, Registration No. 2,523,339, together with the registration therefor and the goodwill of the business symbolized by the Mark, along with the right to recover for damages and profits for past infringements thereof; and ASSIGNEE does hereby accept such assignment.

TO HAVE AND TO HOLD, the same unto ASSIGNEE, its successors and assigns forever.

ODEN CORPORATION

By:


Phyllis Phallen, Vice President Marketing

NIAGARA PUMP CORPORATION

By:


Iver Phallen, President

Dated: March 17, 2003

STATE OF NEW YORK)

) ss:

COUNTY OF ERIE)

On the 17th day of March in the year 2003, before me, the undersigned, a notary public in and for said state, personally appeared **Phyllis Phallen**, Vice President Marketing of Oden Corporation, personally known to me or proved to me on the basis of satisfactory evidence, to be the individual whose name is subscribed to the within instrument and acknowledged to me that he/she executed the same in his/her capacity, and that by his/her signature on the instrument, the individual or the person upon behalf of which the individual acted, executed the instrument.

Mary Theresa Pionessa

Notary Public

MARY THERESA PIONESSA
NOTARY PUBLIC, STATE OF NEW YORK
No. 01PI6084787
QUALIFIED IN ERIE COUNTY
MY COMMISSION EXPIRES DEC. 16, 2006

STATE OF NEW YORK)

) ss:

COUNTY OF ERIE)

On the 17th day of March in the year 2003, before me, the undersigned, a notary public in and for said state, personally appeared **Iver Phallen**, President of Niagara Pump Corporation, personally known to me or proved to me on the basis of satisfactory evidence, to be the individual whose name is subscribed to the within instrument and acknowledged to me that he/she executed the same in his/her capacity, and that by his/her signature on the instrument, the individual or the person upon behalf of which the individual acted, executed the instrument.

Mary Theresa Pionessa

Notary Public

MARY THERESA PIONESSA
NOTARY PUBLIC, STATE OF NEW YORK
No. 01PI6084787
QUALIFIED IN ERIE COUNTY
MY COMMISSION EXPIRES DEC. 16, 2006

\043\oden\fm assignment.016