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

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Tab settings

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

1. Name of conveying party(ies): MTU Friedrichshafen GmbH
Individual(s) Association
General Partnership Limited Partnership
Corporation-State
Other limited liability co. of Germany
Additional name(s) of conveying party(ies) attached? Yes No

2. Name and address of receiving party(ies)
Name: MTU CFC Solutions GmbH
Internal Address: Maybachplatz 1
Street Address: Friedrichshafen, Germany
City: State: Zip: 88045
Individual(s) citizenship
Association
General Partnership
Limited Partnership
Corporation-State
Other limited liability co. of Germany
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

3. Nature of conveyance:
Assignment Merger
Security Agreement Change of Name
Other
Execution Date: 10/1/03

4. Application number(s) or registration number(s):
A. Trademark Application No.(s) 76/559,053
EUROCELL
Additional number(s) attached Yes No

B. Trademark Registration No.(s)

5. Name and address of party to whom correspondence concerning document should be mailed:
Name: Diane Donnelly
Internal Address: von Maltitz, Derenberg, Kunin, Janssen & Giordano
Street Address: 60 East 42nd Street Suite 4410
City: New York State: NY Zip: 10165

6. Total number of applications and registrations involved: 1
7. Total fee (37 CFR 3.41) \$ 40.00
Enclosed
Authorized to be charged to deposit account if required
8. Deposit account number: 22-0560

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9. Signature: Diane Donnelly Name of Person Signing
Signature: [Handwritten Signature]
Date: March 25, 2004
Total number of pages including cover sheet, attachments, and document: 6

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3/30/2004 BY: 00000034 76559053 40.00

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

Applicant : MTU CFC Solutions GmbH
Trademark : EUROCELL
Serial No. : 76/559,053
Filing Date : November 13, 2003

POWER OF ATTORNEY
AND
DESIGNATION OF DOMESTIC REPRESENTATIVE

Honorable Commissioner of Patents
and Trademarks
Washington, D.C. 20231

S i r:

The undersigned, MTU CFC Solutions GmbH, a limited liability company organized and existing under the laws of Germany, located at Maybachplatz 1, 88045 Friedrichshafen, Germany, owner of the above-identified trademark, hereby revokes all Powers of Attorney granted in this matter and appoints the following attorneys:

V.T. Giordano, Werner Janssen, Jr., Ronald S. Kadden and Diane Donnelly, constituting the firm of von MALTITZ, DERENBERG, KUNIN, JANSSEN & GIORDANO, whose postal address is 60 East 42nd Street, Suite 4410, New York, New York, 10165 (Telephone No. 212-661-1400)

CONFIRMATORY ASSIGNMENT

WHEREAS, on October 1, 2003, MTU Friedrichshafen GmbH, a limited liability company of Germany, (hereinafter "Assignor") was the owner in the United States of the trademark EUROCELL, and the United States application for registration of said trademark, Serial No. 76/559,053, (hereinafter "the Assigned Mark and Application"); and

WHEREAS, on October 1, 2003, Assignor assigned all its rights, title and interest in and to the Assigned Mark and Application to MTU CFC Solutions GmbH, a limited liability company of Germany, with a principal place of business at Maybachplatz 1, 88045 Friedrichshafen, Germany (hereinafter "Assignee"); and

WHEREAS, Assignee is the successor to that portion of Assignor's ongoing and existing business to which the Assigned Mark pertains; and

WHEREAS, the parties desire to confirm the granting of said assignment and to set forth its terms;

NOW, THEREFORE, for good and valuable consideration, receipt of which is hereby acknowledged, Assignor does hereby confirm said assignment and does hereby assign to Assignee, as of October 1, 2003, all of Assignor's rights, title and interest in and to the Assigned Mark and Application, together with the good will of the business connected with the use of and symbolized by the Assigned Mark and Application, and all of Assignor's rights to damages or profits, due or accrued, arising out of past infringement of the Assigned Mark and Application or injury to said good will, and the right to sue for and recover the same in the Assignee's own name.

IN WITNESS WHEREOF, this assignment has been executed this 26th day of February, 2004.

MTU Friedrichshafen GmbH

By 
Name: Bauer
Title: Chief Trademark Counsel

-2-