

FORM PTO-1594

RECORDATION FORM COVER SHEET

U.S. DEPARTMENT OF COMMERCE

(Rev. 6-93)

Patent and Trademark Office

OMB No 0651-0011 (exp 4/94)

TRADEMARKS ONLY

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

1. Name of conveying party(ies):

THE WESTAIM CORPORATION

Individual(s)                       Association

General Partnership               Limited Partnership

Corporation-State

Other Corporation of Canada

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

2. Name and address of receiving party(ies):

Name: SULZER METCO (CANADA) INC.

Street Address: 10108 - 114 Street  
Fort Saskatchewan, Alberta  
CANADA T8L 4R1

Individual(s) citizenship

Association

General Partnership

Limited Partnership

Corporation-State

Other Corporation of Canada

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: January 29, 2004

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

A. Trademark Application No.(s)

Additional numbers attached?  Yes  No

B. Trademark Registration No.(s)  
1,250,920 and 1,233,274

(Our File: T5-804930)

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

Name: Arne I. Fors

Street Address: Suite 4900, Commerce Court West  
Toronto, Ontario  
Canada M5L 1J3

6. Total number of applications: 1

7. Total fee (37 CFR 3.41) \$ 80.00

Enclosed

Authorized to be charged to deposit account


8. Deposit account number: 07/1750

(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.

Arne I. FORS, Registration No. 20,775                                            September 29, 2004

Name of Person Signing                      Signature                      Date

CH \$80.00 07/1750 1250920

## TRADEMARK ASSIGNMENT

THE WESTAIM CORPORATION ("Assignor"), a company organized under the laws of Alberta, Canada, having its principal office or place of business at 10102 - 114 Street, Fort Saskatchewan, Alberta, T8L 3W4, Canada, for good and valuable consideration, the sufficiency and receipt of which is hereby acknowledged, does hereby sell, assign and transfer to SULZER METCO (CANADA) INC. ("Assignee"), a company organized under the laws of Canada, having an address at 1600, 925 West Georgia Street, Vancouver, British Columbia, V6C 3L2, Canada:

(a) all its right, title and interest in, to and under the trademarks in Canada, the United States, and any other foreign country, as set forth in Schedule "1" hereto, including all goodwill associated with the said trademarks in Canada, the United States, and any other foreign countries;

(b) all its right, title and interest in, to and under any unregistered trademarks similar to the trademarks set forth in section (a) above, or any part thereof, including those unregistered trademarks set forth in Schedule "2" hereto, owned by the Assignor or to which the Assignor has the right to assign, in Canada and the United States, and any other foreign country, and in and to the goodwill associated with such trademarks;

(c) all its right, title and interest in, to and under all income, royalties, damages and payments now and/or in the future due and/or payable in connection with the trademarks and the unregistered trademarks referred to in paragraphs (a) and (b) above, including but without limitation, damages and payments for past and future infringement of such trademarks; and

(d) all its right, title and interest in, to and under the right to sue for past, present and future infringement of the trademarks and unregistered trademarks referred to in paragraphs (a) and (b) above in any jurisdiction worldwide.

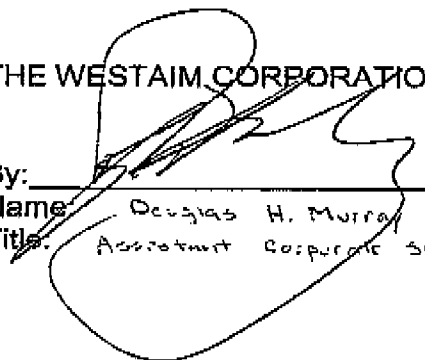
Assignor hereby agrees that it will upon request of the Assignee execute such other documents, prepared and filed at the costs of the Assignee, reasonably required in order to better evidence or perfect or effectuate the recording of this Assignment.

EXECUTED at Edmonton, Alberta, effective as of the 29 day of January, 2004.

SWORN BEFORE ME at the City/Town of )  
Edmonton in the Province/State of )  
Alberta, this 29 day of )  
January, 2004. )  
\_\_\_\_\_)  
A Notary Public in and for the Province/ )  
State of Alberta )

**CHRIS CAVANAGH**  
Barrister & Solicitor

THE WESTAIM CORPORATION

By:   
Name: Douglas H. Murray  
Title: Assistant Corporate Secretary

## SCHEDULE "1"

### TRADEMARKS AND TRADEMARK APPLICATIONS

#### AMBEON

**Owner:** The Westaim Corporation

**Description of Mark:** word

**Description of Wares:** thermal spray materials, namely, nickel coated composite powders; abradable materials, namely composite metal, ceramic and polymer powders for use in turbine engines; catalyst materials for use in petroleum refining, chemical production and processes, and environmental pollution control; carbide composite powders; composite metal powders; composite metal powders for use in electronic materials, inks, pastes, and adhesives, all for use in electronic devices; honeycomb of metal or metal alloys for use in engines and engine parts; braze powders, foils, tapes and preforms of metal or metal alloys for use in engines and engine parts; welding materials, namely, nickel powder used in nickel welding rods; and castings used for wear protection - Class 6 in the U.S.

Country	Appl'n/Reg'n Date	Application Number	Registration Number	Current Expiry Date	Status
CANADA	31-Oct-00	1,079,888			Allowed
U.S.A.	4-Dec-00	76/174,578			Pending

#### DURABRADE

**Owner:** The Westaim Corporation

**Description of Mark:** word

**Description of Wares:** composite metal, ceramic, or polymer powders as gas path seals for use in turbine engines and other industrial applications

Country	Appl'n/Reg'n Date	Application Number	Registration Number	Current Expiry Date	Status
AUSTRALIA	5-Oct-99	809272	809272	5-Oct-09	Registered
CANADA	24-Apr-02	1,010,840	TMA560,732	24-Apr-17	Registered
EUROPEAN COMMUNITY	8-Dec-00	001331297	001331297	4-Oct-09	Registered
HONG KONG	6-Apr-99	99 13953	12034 OF 2000	6-Apr-06	Registered
JAPAN	25-May-01	T1999-89 980	4 476 582	25-May-11	Registered
SINGAPORE	6-Apr-99	T99/11107F	T99/11107F	6-Apr-09	Registered
SOUTH KOREA	5-Mar-01	37472/99	488905	5-Mar-11	Registered
TAIWAN (Class 1)	16-Jul-02	89065677	1005888	15-Jul-12	Registered
TAIWAN (Class 6)	16-Mar-01	88048624	935355	15-Mar-11	Registered
U.S.A.	14-Jan-03	75/739,345	2,673,540	14-Jan-13	Registered

#### E-FILL

**Owner:** The Westaim Corporation

**Description of Mark:** word

**Description of Wares:** composite metal powders for use in connectors, inks, pastes, epoxies, adhesives, paints, gaskets, seals and EMI shielding materials, all for use in electronic devices

Country	Appl'n/Reg'n Date	Application Number	Registration Number	Current Expiry Date	Status
CANADA	30-Apr-02	1,138,637			Approved / Advertized
EUROPEAN COMMUNITY	17-Sep-02	002854248			Approved
JAPAN	17-Sep-02	2002-79024			Allowed
SOUTH KOREA	11-Oct-02	2002-46679			Pending
TAIWAN	16-Apr-03	91022126	1040082	15-Apr-13	Registered
U.S.A.	31-May-02	76/416,637			Pending

**MAN DESIGN**

**Owner:** The Westaim Corporation  
**Description of Mark:** design (man welding)  
**Description of Wares:** welding cylindrical castings of abrasion resistant iron-based alloy onto a metallic substrate owned by another to provide a pattern of spaced apart protrusions.



Country	Appl'n/Reg'n Date	Application Number	Registration Number	Current Expiry Date	Status
AUSTRALIA	18-May-83	391513	A391513	18-May-04	Registered
AUSTRALIA	18-May-83	434562	434562	18-May-04	Registered
CANADA	2-Mar-84	500,879	TMA 288,433	2-Mar-14	Registered

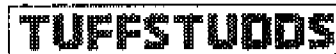
**TUFFSTUDDS**

**Owner:** The Westaim Corporation  
**Description of Mark:** word  
**Description of Wares:** cylindrical castings of abrasion resistant iron-based alloy weldable or welded onto a metallic substrate to provide a pattern of spaced apart protrusions;  
**Description of Services:** services in welding cylindrical castings of abrasion resistant iron-based alloy onto a metallic substrate owned by another to provide a pattern of spaced apart protrusions

Country	Appl'n/Reg'n Date	Application Number	Registration Number	Current Expiry Date	Status
AUSTRALIA	8-Jun-81		B367174	22-Oct-12	Registered
CANADA	26-Feb-82	466,440	TMA 266,928	26-Feb-12	Registered
JAPAN	31-Jul-96	5-118664	3,183,010	31-Jul-06	Registered
SOUTH AFRICA (Class 37)	26-Aug-81	81/6235	81/6235	26-Aug-11	Registered
SOUTH AFRICA (Class 6)	26-Aug-81	81/6234	81/6234	26-Aug-11	Registered
U.S.A.	13-Sep-83	325,111	1,250,920	13-Sep-13	Registered

**TUFFSTUDDS & DESIGN**

**Owner:** The Westaim Corporation  
**Description of Mark:** word and design  
**Description of Wares:** cylindrical castings of abrasion resistant iron-based alloy weldable or welded onto a metallic substrate to provide a pattern of spaced apart protrusions;  
**Description of Services:** services in welding cylindrical castings of abrasion resistant iron-based alloy onto a metallic substrate owned by another to provide a pattern of spaced apart protrusions



Country	Appl'n/Reg'n Date	Application Number	Registration Number	Current Expiry Date	Status
CANADA	13-Aug-82	471,015	TMA 271,853	13-Aug-12	Registered
SOUTH AFRICA (Class 37)	20-Oct-81	81/7981	81/7981	20-Oct-11	Registered
SOUTH AFRICA (Class 6)	20-Oct-81	81/7980	81/7980	20-Oct-11	Registered
U.S.A.	5-Apr-83	332,353	1,233,274	5-Apr-13	Registered

**TUFFSTUDDS & MAN DEVICE**

**Owner:** The Westaim Corporation  
**Description of Mark:** design (man with welding gun)  
**Description of Wares:** cylindrical castings of abrasion resistant iron-based alloy weldable or welded onto a metallic substrate to provide a pattern of spaced apart protrusions



Country	Appl'n/Reg'n Date	Application Number	Registration Number	Current Expiry Date	Status
U.S.A.	20-Dec-99	75/876,681	2,779,836	Nov 4/13	Registered

**SCHEDULE "2"**

UNREGISTERED TRADEMARKS

**NEXT GENERATION ABRADABLE COATINGS & DESIGN**

**Owner:** The Westaim Corporation

**Description of Mark:** word and design

**Description of Wares:** composite powders for use as abrasible coatings



Country	Appl'n/Reg'n Date	Application Number	Registration Number	Current Expiry Date	Status
Unregistered common law mark					