

TRADEMARK ASSIGNMENT

Electronic Version v1.1
 Stylesheet Version v1.1

SUBMISSION TYPE:		NEW ASSIGNMENT	
NATURE OF CONVEYANCE:		ASSIGNS THE ENTIRE INTEREST AND THE GOODWILL	
CONVEYING PARTY DATA			
Name	Formerly	Execution Date	Entity Type
Hitachi Power Systems America, Ltd.		09/28/2011	CORPORATION: DELAWARE
RECEIVING PARTY DATA			
Name:	Babcock-Hitachi K.K.		
Street Address:	14-1, Sotokanda 4-chome,		
City:	Chiyoda-ku, Tokyo		
State/Country:	JAPAN		
Entity Type:	CORPORATION: JAPAN		
PROPERTY NUMBERS Total: 1			
Property Type	Number	Word Mark	
Registration Number:	3702372	TRAC	
CORRESPONDENCE DATA			
Fax Number:	(202)659-0441		
Phone:	202-659-8225		
Email:	trademarks@alprinlaw.com		
<i>Correspondence will be sent to the e-mail address first; if that is unsuccessful, it will be sent via US Mail.</i>			
Correspondent Name:	M. Scott Alprin		
Address Line 1:	5 Pinehurst Circle, N.W.		
Address Line 4:	Washington, DISTRICT OF COLUMBIA 20015		
ATTORNEY DOCKET NUMBER:	0020057		
DOMESTIC REPRESENTATIVE			
Name:	M. Scott Alprin		
Address Line 1:	5 Pinehurst Circle, N.W.		
Address Line 4:	Washington, DISTRICT OF COLUMBIA 20015		

OP \$40.00 3702372

NAME OF SUBMITTER:	M. Scott Alprin
Signature:	/M. Scott Alprin/
Date:	10/03/2011
Total Attachments: 1 source=HPSA to BHK - Assignment - Executed#page1.tif	

TRADEMARK ASSIGNMENT

THIS TRADEMARK ASSIGNMENT ("Assignment") is made and entered into this 15th day of October 2011 ("Effective Date"), between Hitachi Power Systems America, Ltd., a company organized and existing under the laws of Delaware and having its principal place of business at 645 Martinsville Road, Basking Ridge, New Jersey 07920 (hereinafter called "HPSA"), and Babcock-Hitachi K.K., incorporated in Japan and having its registered office at 14-1, Sotokanda 4-chome, Chiyoda-ku, Tokyo, Japan (hereinafter called "BHK").

WHEREAS, HPSA has adopted and used in the United States the trademark TRAC (U.S. Reg. No. 3,702,372) (hereinafter called "Trademark") in connection with its business, and owns all rights, title, and interests in and to the Trademark;

WHEREAS, BHK is desirous of acquiring said Trademark and said goodwill associated therewith;

NOW, THEREFORE, for good and valuable consideration, receipt and sufficiency of which is hereby acknowledged, BHK and HPSA act and agree as follows:

1. HPSA hereby assigns to BHK all rights, title and interest in and to the Trademark together with the goodwill of the business symbolized by the Trademark, including the right to sue and recover for past infringement of the Trademark. HPSA agrees to indemnify BHK for any legal costs related to false or fraudulent statements made during prosecution of U.S. Reg. No.3,702,372, and to disclose to BHK, prior to the Effective Date of this Agreement, any prior or potential legal disputes, or litigation that HPSA is aware of involving the Trademark anywhere in the world. If HPSA is aware of any infringement, violation or threatened infringement or violation of the Trademark they shall promptly notify BHK, provide necessary information and assist BHK in the event that BHK decides that proceedings should be commenced.

2. HPSA hereby authorizes the Commissioner of Patents and Trademarks of the United States to record BHK as the owner of the trademark registration.

3. HPSA agrees that it shall execute all further documents reasonably necessary to perfect BHK's title to the Trademark.

4. HPSA shall cooperate with BHK to prove the use of the Trademark by HPSA when BHK is required to submit evidence of use by the U.S. Patent and Trademark Office.

IN WITNESS WHEREOF, the parties have caused this Assignment to be executed by their duly authorized representatives as of the Effective Date.

Hitachi Power Systems America, Ltd.

Babcock-Hitachi K.K.

By: Henry E. Bartoli
Name: Henry E. BARTOLI
Title: Chief Executive Officer

By: T. Wakino
Name: Tetsuro WAKINO
Title: President & Representative Director

Date: 9/28/11

Date: 9/28/11