# 900254565 05/07/2013

### 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       |
|---------------------------|----------|----------------|-------------------|
| Shumsky Enterprises, Inc. |          | 05/07/2013     | CORPORATION: OHIO |

#### RECEIVING PARTY DATA

| Name:           | Boost Technologies, LLC         |  |
|-----------------|---------------------------------|--|
| Street Address: | 811 East Fourth Street          |  |
| City:           | Dayton                          |  |
| State/Country:  | ОНЮ                             |  |
| Postal Code:    | 45402                           |  |
| Entity Type:    | LIMITED LIABILITY COMPANY: OHIO |  |

### PROPERTY NUMBERS Total: 1

| Property Type  | Number   | Word Mark |
|----------------|----------|-----------|
| Serial Number: | 85605375 | ECOTRAC   |

## CORRESPONDENCE DATA

**Fax Number**: 2163950115

Correspondence will be sent to the e-mail address first; if that is unsuccessful, it will be sent via US

Mail.

Phone: 216-785-0044

Email: victor@wwiplaw.com

Correspondent Name: Victor J. Wasylyna

Address Line 1: Walters & Wasylyna LLC

Address Line 2: 1185E Lyons Road

Address Line 4: Dayton, OHIO 45458

| ATTORNEY DOCKET NUMBER: | 076-007             |
|-------------------------|---------------------|
| NAME OF SUBMITTER:      | Victor J. Wasylyna  |
| Signature:              | /victor j wasylyna/ |
| Date:                   | 05/07/2013          |
|                         |                     |

**Total Attachments: 1** source=076-007#page1.tif

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TRADEMARK
REEL: 005022 FRAME: 0681

# **ASSIGNMENT OF**

#### UNITED STATES TRADEMARK

WHEREAS, Shumsky Enterprises, Inc., is an Ohio corporation with a place of business at 811 East Fourth Street, Dayton, Ohio 45402 ("Assignor");

WHEREAS, on April 23, 2012, Assignor filed a United States Trademark Application (U.S. Ser. No. 85/605,375) for the ECOTRAC mark for "bottles, sold empty" (the "Trademark");

WHEREAS, the United States Patent and Trademark Office issued a "Notice of Allowance" on December 11, 2012, in connection with the Trademark;

WHEREAS, Boost Technologies, LLC, is an Ohio limited liability company with a place of business at 811 East Fourth Street, Dayton, Ohio 45402 ("Assignee");

WHEREAS, effective March 8, 2013, Assignor merged with Assignee, leaving Assignee as the surviving entity; and

WHEREAS, this Assignment memorializes Assignee's acquisition of Assignor's entire right, title and interest in and to the Trademark.

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, Assignor hereby sells, assigns and transfers unto Assignee, its successors and assigns, Assignor's entire right, title and interest in and to the Trademark, including the right to sue for past infringement thereof, together with the goodwill of the business symbolized by and associated with the Trademark.

IN TESTIMONY WHEREOF, Assignor has executed this assignment this  $\frac{1}{2}$  day of May, 2013.

| Shumsky Enterprises, Inc. |
|---------------------------|
|                           |
| Signature:                |
| Name: Michael J Emolf     |
| Title: CEO                |

TRADEMARK REEL: 005022 FRAME: 0682

RECORDED: 05/07/2013