

## TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1  
Stylesheet Version v1.2

ETAS ID: TM494706

<b>SUBMISSION TYPE:</b>	CORRECTIVE ASSIGNMENT		
<b>NATURE OF CONVEYANCE:</b>	Corrective Assignment to correct the improper inclusion of serial number 2,221,241 previously recorded on Reel 003360 Frame 0735. Assignor(s) hereby confirms the Change of Name was improperly recorded.		
<b>SEQUENCE:</b>	1		
<b>CONVEYING PARTY DATA</b>			
<b>Name</b>	<b>Formerly</b>	<b>Execution Date</b>	<b>Entity Type</b>
American Crane and Tractor Parts, Inc.		10/18/2018	Corporation: MISSOURI
<b>RECEIVING PARTY DATA</b>			
<b>Name:</b>	American Crane and Tractor Parts, Inc.		
<b>Street Address:</b>	2200 State Line Road		
<b>City:</b>	Kansas city		
<b>State/Country:</b>	KANSAS		
<b>Postal Code:</b>	66103		
<b>Entity Type:</b>	Corporation: MISSOURI		
<b>PROPERTY NUMBERS Total: 1</b>			
<b>Property Type</b>	<b>Number</b>	<b>Word Mark</b>	
<b>Registration Number:</b>	2221241	AMERICAN CRANE & TRACTOR PARTS INCORPORA	
<b>CORRESPONDENCE DATA</b>			
<b>Fax Number:</b>	3142592020		
<i>Correspondence will be sent to the e-mail address first; if that is unsuccessful, it will be sent using a fax number, if provided; if that is unsuccessful, it will be sent via US Mail.</i>			
<b>Phone:</b>	3142592000		
<b>Email:</b>	bcipdocketing@bclplaw.com		
<b>Correspondent Name:</b>	Nicole L. Grembocki		
<b>Address Line 1:</b>	211 N. Broadway, Suite 3600		
<b>Address Line 4:</b>	St. Louis, MISSOURI 63102		
<b>ATTORNEY DOCKET NUMBER:</b>	0151820		
<b>NAME OF SUBMITTER:</b>	Nicole L. Grembocki		
<b>SIGNATURE:</b>	/Nicole L. Grembocki/		
<b>DATE SIGNED:</b>	10/19/2018		
<b>Total Attachments: 9</b>			
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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Registrant: American Crane and )  
Tractor Parts, Inc. )  
Mark: AMERICAN CRANE & )  
TRACTOR PARTS )  
INCORPORATED )  
Registration No.: 2,221,241 )  
Registration Date: February 2, 1999 )

**DECLARATION IN SUPPORT OF CORRECTION OF CHAIN OF TITLE**

The undersigned, Eric I Cohen, declares as follows:

1. I am Senior Vice President and Secretary of Terex USA, LLC, a Delaware limited liability company (“Terex”), and I am authorized to make this declaration on behalf of Terex. I make this declaration to correct the chain of title as recorded in the USPTO database for the above-referenced registration for the mark AMERICAN CRANE & TRACTOR PARTS INCORPORATED, U.S. Reg. 2,221,241 (the “Registration”).

2. On information and belief, the Registration issued on February 2, 1999 in the name of American Crane and Tractor Parts, Inc., a Missouri corporation.

3. Terex, including its predecessors in interest, is not and has never owned any interest in or to the Registration.

4. On January 4, 2006, Terex’s predecessor in interest, The American Crane Corporation, a North Carolina corporation, changed its name to Terex Cranes Wilmington, Inc., a North Carolina corporation. On August 2, 2006, that name change was improperly recorded against the Registration. Assignment 1 of 11, Reel/Frame 3360/0735.

5. On August 14, 2008, Terex’s predecessor in interest, Terex Cranes Wilmington, Inc., recorded against the Registration a corrective declaration identifying the error in the August 2, 2006 recordation, and seeking correction of the chain of title for the Registration. Assignment 2 of 11, Reel/Frame 3835/0453. Although the corrective declaration was accepted for recordation by the USPTO, reference to the Registration was not removed from the improper recordation. See TMEP § 503.06(c).

6. On July 14, 2009, Terex Cranes Wilmington, Inc. (together with certain affiliates) entered into a certain Trademark Security Agreement (the “2009 Security Agreement”). On

August 19, 2009, the 2009 Security Agreement was improperly recorded against the Registration. Assignment 3 of 11, Reel/Frame 4046/0616.

7. On August 31, 2009, Terex Cranes Wilmington, Inc. was merged with Terex. On August 4, 2011, the merger was improperly recorded against the Registration. Assignment 4 of 11, Reel/Frame 4597/0480.

8. A release of the 2009 Security Agreement was executed on August 11, 2011 and improperly recorded against the Registration on September 23, 2011. Assignment 5 of 11, Reel/Frame 4629/0181.

9. On August 11, 2011, Terex (together with certain affiliates) entered into a certain Trademark Security Agreement (the "2011 Security Agreement"). On September 23, 2011, the 2011 Security Agreement was improperly recorded against the Registration. Assignment 6 of 11, Reel/Frame 4629/0199.

10. A release of the 2011 Security Agreement was executed on August 13, 2014 and improperly recorded against the Registration on September 15, 2014. Assignment 7 of 11, Reel/Frame 5362/0643.

11. On August 13, 2014, Terex (together with certain affiliates) entered into a certain Trademark Security Agreement (the "2014 Security Agreement"). On September 15, 2014, the 2014 Security Agreement was improperly recorded against the Registration. Assignment 8 of 11, Reel/Frame 5362/0667.

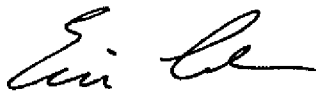
12. A release of the 2014 Security Agreement was executed on January 31, 2017 and improperly recorded against the Registration on February 1, 2017. Assignment 10 of 11, Reel/Frame 5978/0343.

13. On January 31, 2017, Terex (together with certain affiliates) entered into a certain Trademark Security Agreement (the "2017 Security Agreement"). On February 1, 2017, the 2017 Security Agreement was improperly recorded against the Registration. Assignment 11 of 11, Reel/Frame 5978/0537.

14. This declaration is being submitted to correct the chain of title for the Registration, to clarify that Terex, including its predecessors in interest, does not and has never owned any interest in or to the Registration, and to seek removal of all references to the foregoing Reel/Frame numbers from the Registration. *See* TMEP § 503.06(c).

15. On information and belief, American Crane and Tractor Parts, Inc., a Missouri corporation, has been and continues to be the owner of the Registration.

The undersigned further declares that all statements made herein of his own knowledge are true and that all statements made on information and belief are believed to be true; and further, that these statements were made with the knowledge that willful false statements and the like are punishable by fine or imprisonment, or both under Section 1001 of Title 18 of the United States Code, and may jeopardize the validity of the application or document or any registration resulting therefrom.

By:   
Eric I Cohen  
Senior Vice President and Secretary,  
Terex USA, LLC

Dated: October 18, 2018

**TRADEMARK ASSIGNMENT**

Electronic Version v1.1  
 Stylesheet Version v1.1

<b>SUBMISSION TYPE:</b>	NEW ASSIGNMENT		
<b>NATURE OF CONVEYANCE:</b>	CHANGE OF NAME		
<b>CONVEYING PARTY DATA</b>			
<b>Name</b>	<b>Formerly</b>	<b>Execution Date</b>	<b>Entity Type</b>
The American Crane Corporation		01/04/2006	CORPORATION: NORTH CAROLINA
<b>RECEIVING PARTY DATA</b>			
<b>Name:</b>	Terex Cranes Wilmington, Inc.		
<b>Street Address:</b>	202 Raleigh Street		
<b>City:</b>	Wilmington		
<b>State/Country:</b>	NORTH CAROLINA		
<b>Postal Code:</b>	28412		
<b>Entity Type:</b>	CORPORATION: NORTH CAROLINA		
<b>PROPERTY NUMBERS Total: 1</b>			
<b>Property Type</b>	<b>Number</b>	<b>Word Mark</b>	
Registration Number:	2221241	AMERICAN CRANE & TRACTOR PARTS INCORPORATED	
<b>CORRESPONDENCE DATA</b>			
<b>Fax Number:</b>	(212)949-9190		
	<i>Correspondence will be sent via US Mail when the fax attempt is unsuccessful.</i>		
<b>Phone:</b>	2129499022		
<b>Email:</b>	LBAILEY@LAWABEL.COM		
<b>Correspondent Name:</b>	VICTOR M. TANNENBAUM		
<b>Address Line 1:</b>	666 THIRD AVENUE		
<b>Address Line 4:</b>	NEW YORK, NEW YORK 10017		
<b>NAME OF SUBMITTER:</b>	VICTOR M. TANNENBAUM		
<b>Signature:</b>	/VMT/		
<b>Date:</b>	08/02/2006		

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Total Attachments: 4

**TRADEMARK**  
**REEL: 006462 FRAME: 0928**

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# NORTH CAROLINA

## Department of The Secretary of State

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To all whom these presents shall come, Greetings:

I, **ELAINE F. MARSHALL**, Secretary of State of the State of North Carolina, do hereby certify the following and hereto attached to be a true copy of

### ARTICLES OF AMENDMENT

OF

### THE AMERICAN CRANE CORPORATION WHICH CHANGED ITS NAME TO TEREX CRANES WILMINGTON, INC.

the original of which was filed in this office on the 4th day of January, 2006.



IN WITNESS WHEREOF, I have hereunto  
set my hand and affixed my official seal at the  
City of Raleigh, this 4th day of January, 2006

*Elaine F. Marshall*  
Secretary of State

Document Id: C20060040038  
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REEL: 006462 FRAME: 0930



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Date Filed: 1/4/2006 2:13:00 PM  
Elaine F. Marshall  
North Carolina Secretary of State  
C200600400380

State of North Carolina  
Department of the Secretary of State

ARTICLES OF AMENDMENT  
BUSINESS CORPORATION

Pursuant to §§5-10-06 of the General Statutes of North Carolina, the undersigned corporation hereby submits the following Articles of Amendment for the purpose of amending its Articles of Incorporation.

1. The name of the corporation is: The American Crane Corporation

2. The text of each amendment adopted is as follows (State below or attach):

See Attached

3. If an amendment provides for an exchange, reclassification, or cancellation of issued shares, provisions for implementing the amendment, if not contained in the amendment itself, are as follows:

4. The date of adoption of each amendment was as follows: December 17, 2005

5. (Check either a, b, c, or d, whichever is applicable)

- a.  The amendment(s) was (were) duly adopted by the incorporators prior to the issuance of shares.  
b.  The amendment(s) was (were) duly adopted by the board of directors prior to the issuance of shares.  
c.  The amendment(s) was (were) duly adopted by the board of directors without shareholder action as shareholder action was not required because (set forth a brief explanation of why shareholder action was not required)

d.  The amendment(s) was (were) approved by shareholder action, and such shareholder approval was obtained as required by Chapter 55 of the North Carolina General Statutes.

CORPORATIONS DIVISION  
(Revised January 2002)

P. O. BOX 29622

RALEIGH, NC 27626-0622  
(Form B-02)

TRADEMARK  
REEL: 006462 FRAME: 0931

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**TEXT OF THE AMENDMENT OF  
THE ARTICLES OF INCORPORATION OF  
THE AMERICAN CRANE CORPORATION**

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Article I of the Articles of Incorporation of The American Crane Corporation is deleted in its entirety and replaced with the following:


The name of the Corporation is Terex Cranes Wilmington, Inc.

ARTICLES OF AMENDMENT  
Page 2

6. These articles will be effective upon filing, unless a delayed time and date is specified:

Upon Filing

This the 3<sup>rd</sup> day of January, 2006

The American Crane Corporation  
Name of Corporation  
  
Signature  
ERIC COHEN  
Vice President  
Type or Print Name and Title

NOTES:

1. Filing fee is \$50. This document must be filed with the Secretary of State.

CORPORATIONS DIVISION  
(Revised January 2002)

P. O. BOX 29622

RALEIGH, NC 27626-0622  
(Form B-02)