

07-22-1998

FORM PTO-1595 (modified)



EET

U.S. DEPARTMENT OF COMMERCE

Patent and Trademark Office

100769498

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

MED 7-9-98

1. Name of conveying party:

ELLEN F. LEUE

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

2. Name and address of receiving party:

Name: BALL FLORAPLANT, A Division of Ball Horticultural Company

Address: 622 TOWN ROAD

City: WEST CHICAGO

State: ILLINOIS

Zip: 60185

Additional name(s) and address(es) attached? No

3. Nature of conveyance: n

Assignment                       Merger  
 Security Agreement               Change of Name  
 Other \_\_\_\_\_

Execution date: May 14, 1998.

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

If this document is being filed together with a new application, the execution date of the application is:

July 1, 1998

A. Patent Application No.(s)

B. Patent No.(s)

09/113134

Additional numbers attached? No

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

Name: CATHERINE ANNE WHEALY

Address: 1513 MELODY LANE

City: ROANOKE

State: TEXAS

Zip: 76262

6. Total number of applications and patents involved: 1

7. Total fee (37 C.F.R. § 3.41)..... \$40.00

Enclosed

Authorized to be charge to deposit account

8. Deposit account number: None

(Attach duplicate copy of this page if paying by deposit account)

07/16/1998 SERVIS 00000020 09113134

02 FC:581

40.00 UP

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.

CATHERINE ANNE WHEALY  
Name of Person Signing  
Registration No. 39,419

Signature

Date

*Catherine Anne Whealy* July 1, 1998

Total number of pages including cover sheet, attachments, and document: 2

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

U.S. PTO  
09/113134  
07/09/98

**ASSIGNMENT**

**FOR GOOD AND VALUABLE CONSIDERATION**, the receipt, sufficiency and adequacy of which are hereby acknowledged, the undersigned, **ELLEN F. LEUE** (the "Assignor"), does hereby:

**SELL, ASSIGN AND TRANSFER TO BALL FLORAPLANT, A Division of Ball Horticultural Company** (the "Assignee"), having a place of business at **622 Town Road, West Chicago, Illinois**, the entire right, title and interest for the United States in and to any and all improvements which are disclosed in the application for United States Letters Patent filed concurrently herewith and is titled **DOUBLE IMPATIENS PLANT NAMED 'BFP-13357'**, such application and all divisional, continuing, substitute, renewal, reissue and all other applications for patent which have been or shall be filed in the United States on any of such improvements, all original and reissued patents which have been or shall be issued in the United States on such improvements, and specifically including the right to claim priority based on such application in the United States;

**AUTHORIZE AND REQUEST** the issuing authority to issue any and all United States patents granted on such improvements to the Assignee;

**WARRANT AND COVENANT** that no assignment, grant, mortgage, license or other agreement affecting the rights and property herein conveyed has been or will be made to others by the undersigned, and that the full right to convey the same as herein expressed is possessed by the undersigned;

**COVENANT**, when requested and at the expense of the Assignee, to carry out in good faith the intent and purpose of this assignment, the undersigned will execute all divisional, continuing, substitute, renewal, reissue, and all other patent applications on any and all such improvements; execute all rightful oaths, declarations, assignments, powers of attorney and other papers; communicate to the Assignee all facts known to the undersigned relating to such improvements and the history thereof; and generally do everything possible which the Assignee shall consider desirable for vesting title to such improvements in the Assignee, and for securing, maintaining and enforcing proper patent protection for such improvements;

**TO BE BINDING** on the heirs, assigns, representatives and successors of the undersigned and extend to the successors, assigns and nominees of the Assignee.

Inventor's Signature: Ellen F. Leue  
Name: **ELLEN F. LEUE**

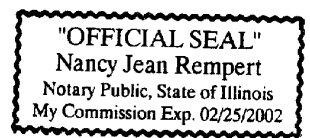
Date: May 14, 1998

Place: Elbourn, IL USA

Before me, the undersigned authority, on this 14 th day of May, 1998, personally appeared **ELLEN F. LEUE**, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he executed the same of this own free will for the purposes and consideration therein expressed.

Nancy Jean Rempert  
Notary

SEAL:



PATENT