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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF : Diederich et al.

FOR : TORCH CUTTING ENCLOSURE
HAVING FUME COLLECTION
PROVISIONS

SERIAL NO. : 09/074,140

FILED : May 7, 1998

ATTORNEY DOCKET NO. : KOB 2 015

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Cleveland, Ohio 44114-2518
July 20, 1998

ASSIGNMENT TRANSMITTAL LETTER

Commissioner of Patents
Washington, D.C. 20231

Dear Sir:

Please record the attached original document or copy(ies) thereof. This document was first submitted for recordation on May 7, 1998 and is being resubmitted herewith. A copy of the Notice of Non-Recordation is enclosed for reference.

1. Name of Party(ies) conveying an interest:

Ralph J. Dybiec
7481 James Drive
North Royalton, Ohio 44133

CERTIFICATE OF MAILING

I hereby certify that this Transmittal and Assignment are being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner of Patents, Washington, D.C. 20231 on July 21, 1998.

By: Mary Ann Temesvari
Mary Ann Temesvari

46 E

Total Number of pages including cover sheet and document : Total 4 pages.

Respectfully submitted,

FAY, SHARPE, BEALL, FAGAN,
MINNICH & McKEE

July 20, 1998
Date

Mark E. Bandy

Richard J. Minnich

Reg. No. 24,175

Mark E. Bandy

Reg. No. 35,788

1100 Superior Avenue

Suite 700

Cleveland, OH 44114-2518

(216) 861-5582

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ASSIGNMENT OF INVENTION

Whereas, I, **Ralph J. Dybiec** of 7481 James Drive, City of North Royalton, County of Cuyahoga, and State of Ohio and having co-invented certain new and useful improvements in:

**TORCH CUTTING ENCLOSURE HAVING
FUME COLLECTION PROVISIONS**

for which I am about to make application for Letters Patent of the United States, the said application having been executed by myself and co-inventors **David J. Diederich** of 697 Wedgewood Drive, City of Avon Lake, County of Lorain, State of Ohio 44012; **John C. Paddock** of 32539 Schooner Court, City of Avon Lake, County of Lorain, State of Ohio 44012; and **Earl L. Burkey** of 4075 Pearl Avenue, City of Lorain, County of Lorain, State of Ohio; on this 21st day of April, 1998, do hereby, in consideration of One Dollar (\$1.00) and other good and valuable consideration, receipt of which is hereby acknowledged, sell, assign, and transfer unto **MIDDOUGH ASSOCIATES, INC.**, an Ohio corporation, having a principal place of business at:

1901 E 13th Street #300
Cleveland, Ohio 44114

my entire right, title, and interest in and to the said invention in the United States and its territorial possessions, and in all foreign countries with all rights under the International Convention including the right to claim priority, and the entire and exclusive right, title, and interest in and to any and all Letters Patent which may be granted therefor in the United States and its territorial possessions and in any and all foreign countries, and in and to any and all divisions, reissues, continuations, and extensions thereof.

Signed at Cleveland, Ohio, on this 21st day of April, 1998.

Ralph J. Dybiec
Ralph J. Dybiec

STATE OF OHIO)
): SS
COUNTY OF CUYAHOGA)

Personally appeared before me this day, the above named **Ralph J. Dybiec**, to me personally known, who acknowledged that he signed the foregoing instrument for the uses and purposes therein mentioned, and that the same is his free act and deed.

In testimony whereof, I have hereunto set my hand and affixed my seal, this 21st day of April, 1998.

Angret M. Georgi-Griffin
Notary Public

ANGRET M. GEORGI-GRIFFIN
NOTARY PUBLIC, STATE OF OHIO
Recorded in Cuyahoga County
My Comm. Expires June 30, 2002
REEL: 9338 FRAME: 0468

(Seal)

ASSIGNMENT OF INVENTION

In consideration of the payment by ASSIGNEE to ASSIGNOR of the sum of One Dollar (\$1.00), the receipt of which is hereby acknowledged, and for other good and valuable consideration, Assignor, **MIDDOUGH ASSOCIATES, INC.**, an Ohio corporation, having a principal place of business at 1901 E 13th Street, Suite 300, Cleveland, Ohio 44114, hereby sells, assigns and transfers to Assignee, **USS/KOBE STEEL COMPANY**, an Ohio general partnership, having a principal place of business at 1807 East 28th Street, Lorain, Ohio 44055 and the successors, assigns and legal representatives of the Assignee, Assignor's entire right, title, and interest for the United States and its territorial possessions, and in all foreign countries, including all rights to claim priority, in and to any and all improvements which are disclosed in the invention entitled:

**TORCH CUTTING ENCLOSURE HAVING
FUME COLLECTION PROVISIONS**

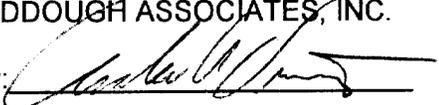
by the inventors **David J. Diederich, John C. Paddock, Ralph J. Dybiec and Earl L. Burkey** and which is found in U.S. patent application executed on 3/31/98, 4/7/98, 4/9/98 1998, and, in and to, all Letters Patent to be obtained for said invention by the above application or any continuation, division, renewal, or substitute thereof, and as to letter patent any reissue or re-examination thereof.

ASSIGNOR hereby covenants that no assignment, sale, agreement or encumbrance has been or will be made or entered into which would conflict with this assignment.

ASSIGNOR further covenants that ASSIGNEE will, upon its request, be provided promptly with all pertinent facts and documents relating to said invention and said Letters Patent and legal equivalents as may be known and accessible to ASSIGNOR and will testify as to the same in any interference, litigation or proceeding related thereto and will promptly execute and deliver to ASSIGNEE or its legal representatives any and all papers, instruments or affidavits required to apply for, obtain, maintain, issue and enforce said application, said invention and said Letters Patent and said equivalents thereof which may be necessary or desirable to carry out the purposes thereof.

IN WITNESS WHEREOF, I/We have hereunto set hand and seal this
21st day of April, 1998.

Andrew W. Oravetz, P.E.
MIDDOUGH ASSOCIATES, INC.

By: 

Title: Sr. Vice President & Gen. Manager
PATENT

STATE OF OHIO)
) : SS
COUNTY OF CUYAHOGA)

Personally appeared before me this day, the above named Andrew W Oravetz, to me personally known, who acknowledged that he signed the foregoing instrument for the uses and purposes therein mentioned, and that the same is his free act and deed.

In testimony whereof, I have hereunto set my hand and affixed my seal, this 21st day of April, 1998.



Notary Public

ANGRET M. GEORGI-GRIFFIN
NOTARY PUBLIC, STATE OF OHIO
Recorded in Cuyahoga County
My Comm. Expires June 30, 2002

(Seal)

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