



**DESIGN PATENT ASSIGNMENT**

U.S. Serial No.: 29/072,089

Filed: June 9, 1997

WHEREAS, NIGEL HEINICH

residing at COLVERN, 11 BLACKBURN CLOSE, UTTOXETER, STAFFS

("Assignor), represents that he is the inventor of certain new, original and ornamental design in an invention for:

**AN ITEM OF PACKAGING**

for which he has executed an application for Design Letters Patent of the United States, simultaneously with the execution of this instrument, and which is the only such application executed by him this 23rd day of May 1997

WHEREAS, J.C.BAMFORD EXCAVATORS LIMITED a corporation of the United Kingdom, having an office for the transaction of business at Rocester, Staffordshire ST14 5JP, United Kingdom, ("ASSIGNEE"), desires to acquire the entire right, title and interest in and to said design, said invention, said application, and any Letters Patent which may be obtained therefor or thereon.


NOW, THEREFORE, in consideration of the sum of Two (\$2.00) Dollars, and other goods and valuable consideration, the receipt of which is hereby acknowledged, the ASSIGNOR has sold, assigned and transferred, by these present does sell, assign and transfer unto the ASSIGNEE, its successors and assigns, the entire right, title and interest in and to said design, said invention, said application ,and in and to any Design Letters Patent which may be obtained therefore or thereon in the United States, and all foreign countries, to the full end of the term for which said Design Letters Patent may be granted, as fully and as entirely as the same might be held by the ASSIGNOR had this sale not been made, and the ASSIGNOR hereby represents and warrants that he has not executed and will not execute any instrument inconsistent with the rights granted herein, and he hereby binds himself and his heirs and legal representatives to execute any and all papers and instruments and to do any and all acts which may be

necessary or required by the ASSIGNEE, in order to carry into full force and effect this sale, assignment and transfer, and the ASSIGNOR further represents and warrants that he hereby binds himself and his heirs and legal representatives to communicate at any time, upon request to the ASSIGNEE, his heirs and legal representatives any facts relating to said invention and the history thereof known to him or to his heirs and legal representatives, and that he will testify as to the same in any interference to obtain or any other litigation to enforce the patent or patents which may be granted for said invention when requested to do so by the ASSIGNEE, his heirs and legal representatives. The ASSIGNOR hereby authorises and requests the Commissioner of Patents and Trademarks to issue said Design Letters Patent which may be granted for said invention to the ASSIGNEE as the assignee of the entire right, title and interest therein.

IN WITNESS WHEREOF, the ASSIGNOR has hereunto set his hand and affixed his signature.

NIGEL HENICH

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(Name of Inventor)

  
Date: 23rd May 1997