

11-16-1998



HEET

U.S. DEPARTMENT OF COMMERCE

Patent and Trademark Office

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

1. Name of conveying party(ies): MRD 11.9.98

Richard L. Easton

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

3. Nature of conveyance:

☒ Assignment☐ Merger☐ Security Agreement☐ Change of name☐ Other _____Execution Date: October 27, 1998

2. Name and address of receiving party(ies)

Name: ESSI-FERNO

Internal Address: _____

Street Address: 70 Weil WayCity: Wilmington State: OH ZIP: 45177Additional name(s) & address(es) attached? ☐ Yes ☒ No

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: _____

A. Patent Application No.(s)

08/885,542 (filed 06/30/97)

B. Patent No.(s)

FER 117 PA

Additional numbers attached? ☐ Yes ☒ No

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

Name: Killworth, Gottman, Hagan & Schaeff LLPInternal Address: One Dayton CentreSuite 500Street Address: One South Main Street

11/13/1998 DNGUYEN 00000040 08885542

01 EC:581 40.00 00

City: Dayton State: Ohio ZIP: 45402-20236. Total number of applications and patents involved: 17. Total fee (37 CFR 3.41)..... \$ 40.00☒ Enclosed☐ Authorized to be charged to deposit account

8. Deposit account number: _____

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

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.*Stephen A. Calogero

Name of Person Signing

Signature

November 4, 1998

Date

Total number of pages including cover sheet, attachments, and document: 3

ASSIGNMENT

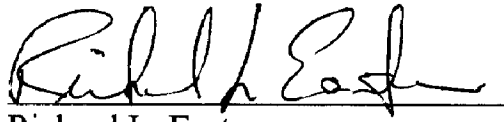
WHEREAS, I, **Richard J. Easton**^{L.}, of Angola, Steuben County, Indiana, invented certain new and useful (Docket FER 117 PA) **UNDERWATER TREADMILL DEVICE** for which I executed an application for letters patent of the United States;

AND WHEREAS, **Easton Engineering Services, Inc.**, a corporation organized and existing under the laws of the State of Delaware, having a place of business at 615 West 275 North, Angola, Indiana 46703, and **Ferno-Washington, Inc.**, a corporation organized and existing under the laws of the State of Delaware, having a place of business at 70 Weil Way, Wilmington, Ohio 45177, have entered into a Joint Venture Agreement on February 27, 1997, with the Joint Venture being called **ESSI-FERNO** hereinafter;

AND WHEREAS, **ESSI-FERNO** hereinafter called the Assignee, is desirous of acquiring the entire right, title and interest in and to said application and the inventions therein disclosed and any letters patent that may issue thereon;


NOW, THEREFORE, in consideration of the sum of One Dollar (\$1.00) and other valuable consideration, receipt whereof is hereby acknowledged, I hereby sell, assign and transfer unto said Assignee, its successors and assigns, the entire right, title and interest in and to said application and any divisions or continuations thereof, and the inventions therein disclosed, and any improvements thereon, and any patent or patents that may be issued or reissued thereon, and I hereby authorize and request the Commissioner of Patents and Trademarks to issue any letters patent thereon, and reissues thereof, to said Assignee, its successors and assigns; and I hereby authorize said Assignee, its successors and assigns, to file in its own name applications for patent in foreign countries in connection with the inventions hereby transferred, under the International Convention claiming the priority of said United States application or otherwise, and to secure in its own name the patent or patents issued thereon; and I hereby agree that, upon request, I will sign all papers, and make all rightful oaths, and do all acts which said Assignee, its successors or assigns, may consider necessary in connection with said United States application, and in connection with any other United States or foreign applications that may be filed in connection with said inventions, and with any improvements thereon, and in connection with any patents issued or reissued thereon.

IN TESTIMONY WHEREOF, I hereunto set my hand and seal this 27th
day of October, 1998.


Richard L. Easton

State of Indiana
County of Steuben SS:

On this 27 day of October, 1998, before me a Notary Public in and for the
above County and State, personally appeared the above named Richard L. Easton
personally known to me, and acknowledged the execution of the foregoing assignment as
a free act and deed for the purpose herein set forth.


Sharon Aldrich, Notary Public
A Resident of Steuben County

My commission expires April 13, 2008