

12-23-1998

U.S. Department of Commerce
Patent and Trademark Office
PATENT



100928864

MRD
12-21-98

**RECORDATION FORM COVER SHEET
PATENTS ONLY**

TO: The Commissioner of Patents and Trademarks: Please record the attached original document(s) or copy(ies).

Submission Type

- ☒ New
- ☐ Resubmission (Non-Recordation)
Document ID#
- ☐ Correction of PTO Error
Reel # Frame #
- ☐ Corrective Document
Reel # Frame #

Conveyance Type

- ☒ Assignment ☐ Security Agreement
- ☐ License ☐ Change of Name
- ☐ Merger ☐ Other
- U.S. Government**
(For Use ONLY by U.S. Government Agencies)
- ☐ Departmental File ☐ Secret File

Conveying Party(ies)

- ☐ Mark if additional names of conveying parties attached
- Execution Date
Month Day Year
10081998

Name (line 1) Vernie Wright

Name (line 2)

Second Party

Name (line 1)

Name (line 2)

Execution Date
Month Day Year

Receiving Party

- ☐ Mark if additional names of receiving parties attached

Name (line 1) Rusty Wallace, Inc.

Name (line 2)

Address (line 1) 136 Knob Hill Road

Address (line 2)

Address (line 3) Mooresville,

North Carolina

28115

City

State/Country

Zip Code

☐ If document to be recorded is an assignment and the receiving party is not domiciled in the United States, an appointment of a domestic representative is attached. (Designation must be a separate document from Assignment.)

Domestic Representative Name and Address

Enter for the first Receiving Party only.

Name

Address (line 1)

Address (line 2)

Address (line 3)

Address (line 4)

12/22/1998 DNGUYEN 00000251 347970

FOR OFFICE USE ONLY

01 FC:581

40.00 DP

Public burden reporting for this collection of information is estimated to average approximately 30 minutes per Cover Sheet to be recorded, including time for reviewing the document and gathering the data needed to complete the Cover Sheet. Send comments regarding this burden estimate to the U.S. Patent and Trademark Office, Chief Information Officer, Washington, D.C. 20231 and to the Office of Information and Regulatory Affairs, Office of Management and Budget, Paperwork Reduction Project (0651-0027), Washington, D.C. 20503. See OMB Information Collection Budget Package 0651-0027, Patent and Trademark Assignment Practice. DO NOT SEND REQUESTS TO RECORD ASSIGNMENT DOCUMENTS TO THIS ADDRESS.

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

PATENT
REEL: 9648 FRAME: 0154

Correspondent Name and Address

Area Code and Telephone Number (336) 721-3747

Name Randel S. Springer, Esquire

Address (line 1) Womble Carlyle Sandridge & Rice, PLLC

Address (line 2) P.O. Drawer 84

Address (line 3) Winston-Salem, North Carolina 27102

Address (line 4)

Pages Enter the total number of pages of the attached conveyance document including any attachments. # 3

Application Number(s) or Patent Number(s)

☐ Mark if additional numbers attached

Enter either the Patent Application Number or the Patent Number (DO NOT ENTER BOTH numbers for the same property).

Patent Application Number(s)

Patent Number(s)

D347970

--

--

--

If this document is being filed together with a new Patent Application, enter the date the patent application was signed by the first named executing inventor.

Month Day Year

Patent Cooperation Treaty (PCT)

Enter PCT application number
only if a U.S. Application Number
has not been assigned.

PCT PCT PCT
PCT PCT PCT

Number of Properties

Enter the total number of properties involved. # 1

Fee Amount

Fee Amount for Properties Listed (37 CFR 3.41): \$ 40.00

Method of Payment:
Deposit Account

Enclosed ☒ **Deposit Account** ☐

(Enter for payment by deposit account or if additional fees can be charged to the account.)

Deposit Account Number:

50-0517

Authorization to charge additional fees:

Yes ☒

No ☐

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. Charges to deposit account are authorized, as indicated herein.

Randel S. Springer

Name of Person Signing

Randel S. Springer
Signature

December 18, 1998

Date

ASSIGNMENT OF DESIGN AND PATENT

THIS ASSIGNMENT dated as of October 8, 1998, is from Vernie Wright, a citizen and resident of South Carolina residing at 2908 Sunset St., Loris, SC 29569 ("Assignor"), to Rusty Wallace, Inc., a Florida corporation with its principal place of business at 136 Knob Hill Road, Mooresville, North Carolina, 28115 ("Assignee").

WITNESSETH

WHEREAS, Assignor is the sole owner of that certain design (the "Design") disclosed in United States Patent Number Des. 347,970 "Cooler" (the "Patent"); and

WHEREAS, Assignor desires to assign to Assignee, and Assignee desires to receive from Assignor, a fifty-percent (50%) interest in and to the Design and the Patent;

NOW, THEREFORE, in consideration of one dollar (U.S. \$1.00) and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Assignor and Assignee agree as follows:

1. Assignor hereby assigns to Assignee fifty-percent (50%) of Assignor's right, title and interest in and to the Design and the Patent, together with (i) any reissues, continuations, divisions, renewals, extensions and continuations-in-part of such Patent and (ii) all causes of action, claims and demands and other rights for, or arising from, any infringement, including past infringements, of the Design and the Patent.

2. Assignor further agrees without further consideration to cause to be performed such other lawful acts and to be executed such further assignments and other lawful documents as Assignee may from time to time reasonably request to effect fully this Assignment and to permit Assignee to be duly recorded as the legal and record owner of each of the rights hereby conveyed.

3. Subject to the terms hereof, Assignee hereby accepts such assignment of the Design and the Patent from Assignor.

4. This Agreement may be executed in one or more counterparts, each of which shall be considered an original, but all of which shall constitute one and the same instrument.

IN WITNESS WHEREOF, the parties have duly executed this Assignment as of the day and year first above written.

ASSIGNOR:

Vernie Wright [SEAL]
VERNIE WRIGHT

ASSIGNEE:

RUSTY WALLACE, INC.

By: _____ [SEAL]
Richard A. Paysor
Treasurer

SUBSCRIBED AND SWORN TO before
me this 5 day of Oct, 1998.

[Signature]
Notary Public

My Commission Expires: 2-6-2000

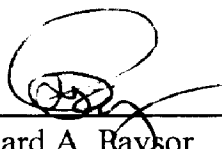
IN WITNESS WHEREOF, the parties have duly executed this Assignment as of the day and year first above written.

ASSIGNOR:

_____[SEAL]
VERNIE WRIGHT

ASSIGNEE:

RUSTY WALLACE, INC.

By: _____[SEAL]
Richard A. Payson
Treasurer

SUBSCRIBED AND SWORN TO before
me this ____ day of _____, 1998.

Notary Public

My Commission Expires: _____