

03-18-1999

Docket No.: 0545.014

FORM PTO-1595 (Modified)
(Rev. 6-93)
OMB No. 0651-0011 (exp. 4/94)
Copyright 1994-97 LegalStar
P08/REV02

EET

U.S. DEPARTMENT OF COMMERCE
Patent and Trademark Office



100987349

Tab settings → → → ▼ ▼ ▼ ▼

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

1. Name of conveying party(ies):
John E. Rode

Additional names(s) of conveying party(ies) Yes No

2. Name and address of receiving party(ies):

Name: **Temper Corporation**

Internal Address: _____

Street Address: **Persse Road**

City: **Fonda** State: **NY** ZIP: **12068**

Additional name(s) & address(es) attached? Yes No

10511 U.S. PTO
09/25/067

3. Nature of conveyance:

Assignment Merger

Security Agreement Change of Name

Other _____

Execution Date: **February 26, 1999**

4. Application number(s) or registration numbers(s):

If this document is being filed together with a new application, the execution date of the application is: **February 26, 1999**

A. Patent Application No.(s) _____

B. Patent No.(s) _____

Additional numbers attached? Yes No

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

Name: **Nicholas Mesiti, Esq.**

Internal Address: _____

Street Address: **Heslin & Rothenberg, P.C.**

5 Columbia Circle

City: **Albany** State: **NY** ZIP: **12203**

6. Total number of applications and patents involved: **1**

7. Total fee (37 CFR 3.41):.....\$ **40.00**

Enclosed - Any excess or insufficiency should be credited or debited to deposit account

Authorized to be charged to deposit account

8. Deposit account number: _____

03/12/1999 PEOPLES 00000030 09259067
04 FC:581 40.00 BP

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.

Robert J. Brill, Reg. No. 36,760 *Robert J. Brill* **February 26, 1999**

Name of Person Signing Signature Date

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

PATENT
REEL: 9814 FRAME: 0162

ASSIGNMENT

WHEREAS, I, **John E. Rode**, a citizen of the United States of America, residing at Persse Road, Fonda, New York 12068, have invented certain new and useful improvements in ADJUSTABLE SPACER HAVING A GENERALLY AXIALLY CURVED BEARING INTERFACE PORTION for which I have executed an application for Letters Patent of the United States, of even date herewith; and

WHEREAS, **Temper Corporation**, having offices at Persse Road, Fonda, New York 12068, is desirous of obtaining the entire right, title and interest in, to and under the said improvements and the said application;

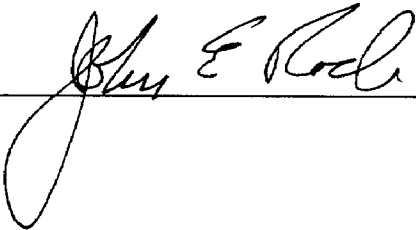
NOW, THEREFORE, in consideration of the sum of One Dollar (\$1.00) to me in hand paid, and other good and valuable consideration, the receipt of which is hereby acknowledged, I the said **John E. Rode** have sold, assigned, transferred and set over, and by these presents do hereby sell, assign, transfer and set over, unto the said **Temper Corporation**, its successors, legal representatives and assigns, the entire right, title and interest in, to and under the said improvements, and the said application and all divisions, renewals and continuations thereof, and all Letters Patent which may be granted thereon and all reissues and extensions thereof, and all applications for Letters Patent which may hereafter be filed for said improvements in any country or countries foreign to the United States, and all Letters Patent which may be granted for said improvements in any country or countries foreign to the United States and all extensions, renewals and reissues thereof; and I hereby authorize and request the Commissioner of Patents of the United States, and any Official of any country or countries foreign to the United States, whose duty it is to issue patents on applications as aforesaid, to issue all Letters Patent for said improvements to the said **Temper Corporation**, its successors, legal representatives and assigns, in accordance with the terms of this instrument.

AND I HEREBY covenant that I have full right to convey the entire interest herein assigned, and that I have not executed, and will not execute, any agreement in conflict herewith.

AND I HEREBY further covenant and agree that I will communicate to the said **Temper Corporation**, its successors, legal representatives and assigns, any facts known to me respecting said improvements, and testify in any legal proceeding, sign all lawful papers, execute all

divisional, continuing and reissue applications, make all rightful oaths and generally do everything possible to aid the said **Temper Corporation**, its successors, legal representatives and assigns, to obtain and enforce proper patent protection for said improvements in all countries.

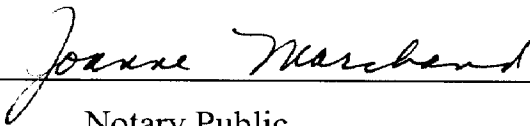
IN TESTIMONY WHEREOF, I hereunto set my hand and seal this 26th day of February, 1999.



John E. Rode

STATE OF NEW YORK)
) ss.:
COUNTY OF Albany)

On this 26th day of February, 1999, before me personally came John E. Rode, to me known and known to me to be the person of that name, who signed and sealed the foregoing instrument, and he acknowledged the same to be his free act and deed.



Notary Public

JOANNE MARCHAND
Notary Public, State of New York
Qualified in Albany County
Commission Expires 4/6/99