

FORM PTO-1595  
1-31-92

08-06-1999

U.S. DEPARTMENT OF COMMERCE  
Patent and Trademark Office

REC



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To The Honorable Commissioner of Patents and Trademarks  
thereof.

Attached original documents or copy

1. Name of conveying party(ies):

Constar Plastics, Inc.

Additional name(s) of conveying party(ies)  
attached? ☐ YES ☒ NO

3. Nature of Conveyance:

- ☐ Assignment ☒ Merger  
☐ Security Agreement  
☐ Change of Name  
☐ Other:

Execution Date(s): May 28, 1997

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

Name: Constar, Inc.

Street Address: One Crown Way

City: Philadelphia

State Pennsylvania ZIP 19154-4599

Additional name(s) & address 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)

08/236,365, 08/482,805, 09/018,777

B. Patent No.(s)

5,735,421

Additional numbers attached? ☐ YES ☒ NO

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

Name: Albert J. Marcellino, Esq.  
Internal Address: WOODCOCK WASHBURN KURTZ  
MACKIEWICZ & NORRIS LLP  
One Liberty Place - 46th Floor  
Philadelphia, Pennsylvania 19103-7301

Street Address: WOODCOCK WASHBURN KURTZ  
MACKIEWICZ & NORRIS LLP  
One Liberty Place - 46th Floor  
1650 Market Street  
Philadelphia, Pennsylvania 19103-7301

6. Total number of applications and patents involved: 4

7. Total fee (37 CFR 3.41):.....\$120.00

☒ Enclosed

☐ Authorized to be charged to Deposit Account  
Number 23-3050

8. Please charge any deficiency or credit any  
overpayment to Deposit Account Number 23-3050

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.*

Albert J. Marcellino, Reg. No. 34,664

Name of Person Signing/Reg. No.

Signature

August 3, 1999

Date

Total number of pages including cover sheet, attachments, and document: 7

Mail documents to be recorded with required cover sheet information to:

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FC:581

160.00

Commissioner of Patents and Trademarks  
Box Assignments  
Washington, D.C. 20231

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Filed with the Department of State on MAY 28 1997

*Shirley K. ...*  
Secretary of the Commonwealth

### ARTICLES OF MERGER-DOMESTIC BUSINESS CORPORATION

DECR-15-1988 (Rev. 92)

In compliance with the requirements of 15 Pa.C.S. § 1926 (relating to articles of merger or consolidation), the undersigned  
corporate officers, desiring to effect a merger, hereby state that:

The name of the corporation surviving the merger is Comstar, Inc.

Check and complete one of the following:

A. The surviving corporation is a domestic business corporation and the (a) address of its current registered office in this  
Commonwealth or (b) name of its commercial registered office provider and the county of venue is (the Department is  
hereby authorized to correct the following information to conform to the records of the Department):

One Crown Way	Philadelphia	PA	19154	Philadelphia
Number and Street	City	State	Zip	County

b) or:

Name of Commercial Registered Office Provider

County

For a corporation represented by a commercial registered office provider, the county in (b) shall be deemed the county in which the  
corporation is located for venue and official publication purposes.

—The surviving corporation is a qualified foreign business corporation incorporated under the laws of \_\_\_\_\_  
and the (a) address of its current registered office in this Commonwealth or (b) name of its commercial registered office  
provider and the county of venue is (the Department is hereby authorized to correct the following information to  
conform to the records of the Department):

Number and Street	City	State	Zip	County
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b) or:

Name of Commercial Registered Office Provider

County

For a corporation represented by a commercial registered office provider, the county in (b) shall be deemed the county in which the  
corporation is located for venue and official publication purposes.

—The surviving corporation is a nonqualified foreign business corporation incorporated under the laws of \_\_\_\_\_  
and the address of its principal office under the laws of such domiciliary jurisdiction is \_\_\_\_\_

Number and Street	City	State	Zip	County
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In name and the address of the registered office in this Commonwealth or name of its commercial registered office  
provider and the county of venue of each other domestic business corporation and qualified foreign business corporation  
which is a party to the plan of merger are as follows:

Name of Corporation	Address of Registered Office or Name of Commercial Registered Office Provider	County
Comstar Plastics, Inc.	CI Corporation System	Philadelphia

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(Check, and if appropriate complete, one of the following):

X The plan of merger shall be effective upon filing these Articles of Merger in the Department of State.

The plan of merger shall be effective on \_\_\_\_\_ at \_\_\_\_\_  
Date Hour

The manner in which the plan of merger was adopted by each domestic corporation is as follows:

Name of corporation	Manner of adoption
Constar, Inc.	Adopted by the Board of Directors 15 Pa.C.S. Section 1914 (a)
	Adopted by the Sole Shareholder 15 Pa.C.S. Section 1916 (a)

(Strike out this paragraph if no foreign corporation is a party to the merger). The plan was authorized, adopted or approved, as the case may be, by the foreign business corporation (or each of the foreign business corporations) party to the plan in accordance with the laws of the jurisdiction in which it is incorporated.

(Check, and if appropriate complete, one of the following):

X The plan of merger is set forth in full in Exhibit A attached hereto and made a part hereof.

Pursuant to 15 Pa.C.S. § 1901 (relating to omission of certain provisions from filed plans) the provisions, if any, of the plan of merger that amend or constitute the operative Articles of Incorporation of the surviving corporation as in effect subsequent to the effective date of the plan are set forth in full in Exhibit A attached hereto and made a part hereof. The full text of the plan of merger is on file at the principal place of business of the surviving corporation, the address of which is \_\_\_\_\_

Number and Street	City	State	Zip
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IN TESTIMONY WHEREOF, the undersigned corporation or each undersigned corporation has caused these Articles of Merger to be signed by a duly authorized officer thereof this 28<sup>th</sup> day of May, 1997.

CONSTAR, INC.  
(Name of Corporation)  
BY: Frank J. Hachura  
(Signature)  
TITLE: President

CONSTAR PLASTICS, INC.  
(Name of Corporation)  
BY: James L. Kuzginski  
(Signature)  
TITLE: Vice President & Secretary

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**EXHIBIT "A"****PLAN OF MERGER AND COMPLETE LIQUIDATION  
UNDER SECTION 332 OF THE INTERNAL REVENUE CODE**

This Plan of Merger and Complete Liquidation Under Section 332 of the Internal Revenue Code (this "Plan of Merger"), dated as of May 23, 1997, is by and between Constar, Inc., a Pennsylvania corporation ("Constar") and Constar Plastics, Inc., a Georgia corporation ("Constar Plastics").

The parties hereby prescribe the terms and conditions of said merger and the mode of carrying the same into effect as follows:

1. **Merger of Constar Plastics into Constar.** On the Effective Date (as such term is defined in paragraph 8), Constar Plastics will merge with and into Constar (the "Merger"), and the existence of Constar Plastics will cease. Constar will be the surviving corporation and will continue its existence under Pennsylvania law. The name of Constar shall be unchanged.
2. **Shareholder Approval of Merger.** The Plan of Merger has been authorized and approved by the sole shareholder of Constar in accordance with the laws of the Commonwealth of Pennsylvania, by written consent of sole shareholder dated May 27, 1997.
3. **Articles of Incorporation.** On the Effective Date, the Articles of Incorporation of Constar shall be the Articles of Incorporation of the surviving corporation.
4. **Directors and Officers.** On the Effective Date, the directors and officers of Constar shall be the directors and officers of the surviving corporation.
5. **Bylaws.** On the Effective Date, the Bylaws of Constar shall be the Bylaws of the surviving corporation.
6. **Shares.** On the Effective Date, each then issued and outstanding share, and each share held in the treasury, of the capital stock of Constar Plastics shall be canceled. No shares or other securities or other obligations of Constar or any other corporation shall be issued for the canceled shares of Constar Plastics.
7. **Tax Status of Merger.** The Merger is a reorganization of Constar Plastics, as defined in Section 368(a)(1)(F) of the Internal Revenue Code of 1986, as amended.
8. **Filing Effective Date.** If this Plan of Merger has not been terminated pursuant to paragraph 10 hereof, (i) appropriate Articles of Merger shall be filed by the parties hereto under Pennsylvania law; (ii) an appropriate Certificate of Merger shall be filed by Constar

under Georgia law; and (iii) this Plan of Merger shall become effective upon the filing of the appropriate Articles of Merger with the Secretary of the Commonwealth of Pennsylvania and the appropriate Certificate of Merger with the Secretary of State of Georgia (the "Effective Date"). As a result of the Merger, all of the assets of Constar Plastics shall be transferred and distributed to Constar, and Constar shall assume all of the liabilities of Constar Plastics.

9. Qualification or Licensure of Surviving Entity. The listed surviving corporation desires to transact business in Georgia as a foreign corporation, using the name "Constar Plastics, Inc.", and hereby appoints the following as its statutory agent upon whom process, notice or demand against the entity may be served in the State of Georgia. The name and complete address of the statutory agent is: CT Corporation System, 1201 Peachtree Street, NE, Atlanta, GA 30361. The subject surviving foreign corporation irrevocably consents to service of process on the statutory agent listed above as long as the authority of the agent continues, and to service of process upon the Secretary of State if the agent cannot be found, if the surviving corporation fails to designate another agent when required to do so or if the surviving corporation's license or registration to do business in Georgia expires or is canceled.

10. Termination. This Plan of Merger may be terminated and the Merger abandoned by the board of directors of either Constar or Constar Plastics at any time prior to the Effective Date.

IN WITNESS WHEREOF, the parties hereto have caused this duly approved Plan of Merger to be executed by their respective authorized representatives as of the day and year first above written.

CONSTAR, INC.

By: Frank Mechura  
Name: Frank Mechura  
Title: President

CONSTAR PLASTICS, INC.

By: Richard L. Krzyanowski  
Name: Richard L. Krzyanowski  
Title: Vice President & Secretary

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Filed with the Department of State on

MAY 29 1997

Entry Number 2257097

*[Signature]*  
Secretary of the Commonwealth

### STATEMENT OF CORRECTION

DCSB:15-130 (Rev. 80)

In compliance with the requirements of 15 Pa.C.S. § 136 (relating to statement of correction) the undersigned association or other person, desiring to correct an inaccurate record of corporate or other action or correct defective or erroneous execution of a document, hereby states that:

1. The name of the association or other person is: Constar, Inc.

2. The (a) address of this association's current registered office in this Commonwealth or (b) name of its commercial registered office provider and the county of venue is (the Department is hereby authorized to correct the following information to conform to the records of the Department):

(a) \_\_\_\_\_  
Number and Street City State Zip County

(b) CT Corporation System Philadelphia  
Name of Commercial Registered Office Provider County

For an association represented by a commercial registered office provider, the county in (b) shall be deemed the county in which the association is located for venue and official publication purposes.

3. The statute by or under which it was incorporated or the preceding filing was made, in the case of a filing that does not constitute a part of the articles of incorporation of a corporation, is: \_\_\_\_\_

4. The inaccuracy or defect, which appears in Exhibit A attached to the 15-1926 Filed on May 28, 1997 and recorded in Roll and Film Number \_\_\_\_\_ at seq. in:

2. Shareholder Approval of Merger. The Plan of Merger has been authorized and approved by the sole shareholder of Constar in accordance with the laws of the Commonwealth of Pennsylvania, by written consent of sole shareholder dated May 27, 1997.

5. (Check one of the following):

- ☒ The portion of the document requiring correction in corrected form is set forth in Exhibit A attached hereto and made a part hereof.  
☐ The original document to which this statement relates shall be deemed reexecuted.  
☐ The original document to which this statement relates shall be deemed stricken from the records of the Department.

IN TESTIMONY WHEREOF, the undersigned association or other person has caused this statement to be signed by a duly authorized officer thereof or otherwise in its name this 28th day of May, 1997.

CONSTAR, INC.

BY: Nice T. Hoag (Name)  
(Signature)

TITLE: Assistant Secretary

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PA Dept. of State

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EXHIBIT "A"

2. Shareholder Approval of Merger. The Plan of Merger has been authorized and approved by the sole shareholder of Constar in accordance with the laws of the Commonwealth of Pennsylvania, by written consent of sole shareholder dated May 28, 1997.

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