

08-13-1999

**PATENTS ONLY**



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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):

**JOHN M. MOFFITT  
EMORY L. FREY**

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

3. Nature of conveyance:

- ☒ Assignment ☐ Merger  
☐ Security Agreement ☐ Change of Name  
☐ Other \_\_\_\_\_

Execution Date: **March 3, 1999**

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

Name: **CASE CORPORATION**

Internal Address: \_\_\_\_\_

Street Address: **700 STATE STREET**

City: **RACINE** State: **WI** ZIP: **53404**

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

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: \_\_\_\_\_

A. Patent Application No.(s)

**09/280,123**

B. Patent No.(s)

Additional numbers attached? ☐ Yes ☒ No

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

Name: **Peter C. Stomma**

Internal Address: **Jansson, Shupe, Bridge & Munger, Ltd.**

Street Address: **Main Place, 245 Main Street**

City: **Racine** State: **WI** ZIP: **53403**

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:

**10-0270**

08/12/1999 MTHAI1 00000139 09280123

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40.00 UP

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.*

**Peter C. Stomma**

Name of Person Signing

Signature

Date

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

**58**

PATENT

REEL: 010155 FRAME: 0201

A S S I G N M E N T


For Ten Dollars and other valuable consideration, receipt of which is hereby acknowledged, the undersigned hereby:

Sell, assign, and transfer to Case Corporation ("Assignee"), a Delaware corporation having its principal office at 700 State, Street, Racine, WI 53404, its successors, assigns and legal representatives, the entire right, title and interest in and to the invention disclosed in the patent application entitled IMPROVED VIBRATORY APPARATUS, executed by the undersigned on the date(s) indicated on the related Declaration, including such application, all divisional, continuing, substitute, renewal, and reissue applications, all other United States and foreign patent applications, based in whole or in part on said application, and all United States and foreign applications which issue or have issued on any of such application;

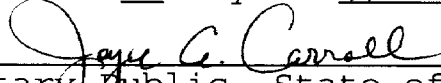
Agree that Assignee may apply for and receive such patents in its own name or in the name of the undersigned;

Agree, as requested by Assignee, its successors, assigns or representatives, without expense to the undersigned or charge to anyone: to execute all such patent applications, and all rightful documents in connection therewith; to communicate to said Assignee, its successors, assigns, and to carry out the intent of this Assignment by doing everything possible which Assignee, its successors, assigns or representatives may consider desirable to aid in securing and maintaining proper patent protection for such inventions and for vesting in Assignee, its successors, assigns or legal representatives title to such inventions and to all such patent applications and patents; and

Covenant with Assignee, its successors, assigns and legal representatives that no assignment, grant mortgage, license or other agreement affecting the rights and property herein conveyed has been made to others by the undersigned, and that the undersigned possess full right to convey the same as herein expressed.

  
\_\_\_\_\_  
John M. Moffatt  
Date: 03 MAR 99

Subscribed and sworn to before  
me this 3<sup>RD</sup> day of MARCH, 1999.

  
\_\_\_\_\_  
Notary Public, State of KANSAS  
My Commission expires 11-15-00

ADDITIONAL SIGNATURE ON PAGE 2

Emory L. Frey  
Emory L. Frey  
Date: 03/04/99

Subscribed and sworn to before  
me this 3<sup>RD</sup> day of MARCH, 1999.

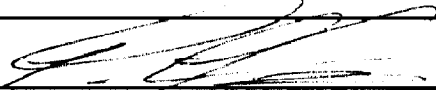
Joyce G. Carroll  
Notary Public, State of KANSAS  
My Commission expires 11-15-00

Attorney Docket No. CA-13033US

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

<b>TRANSMITTAL FORM</b> <i>(to be used for all correspondence after initial filing)</i>	<b>Application</b>	09/280,123
	<b>Filing Date</b>	03/26/1999
	<b>First Named</b>	John M. Moffitt et al
	<b>Group Art Unit</b>	3671
	<b>Examiner Name</b>	
<b>Total Number of Pages in This Submission</b>		<b>Attorney Docket Number</b> CA-13033US

ENCLOSURES <i>(check all that apply)</i>		
<input checked="" type="checkbox"/> Fee Transmittal Form	<input checked="" type="checkbox"/> Assignment Papers <i>(for an Application)</i>	<input type="checkbox"/> After Allowance Communication to Group
<input checked="" type="checkbox"/> Fee Attached	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment / Response	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Group <i>(Appeal Notice, Brief, Reply Brief)</i>
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition Routing Slip (PTO/SB/69) and Accompanying Petition	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> To Convert a Provisional Application	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input checked="" type="checkbox"/> Additional Enclosure(s) <i>(please identify below):</i>
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	Return Postcard
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Small Entity Statement	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Response to Missing Parts/ Incomplete Application	Remarks	
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Peter C. Stomma, Reg. No. 36,020 Jansson, Shupe, Bridge & Munger, Ltd. Main Place, 245 Main Street, Racine, WI 53403-1034
Signature	
Date	8/6/99

CERTIFICATE OF MAILING		
I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on this date: 8/6/99		
Typed or printed name	Christine Kierzek	
Signature	Christine Kierzek	Date 8/6/99

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

# FEE TRANSMITTAL for FY 1999

*Patent fees are subject to annual revision.  
Small Entity payments must be supported by a small entity statement,  
otherwise large entity fees must be paid. See Forms PTO/SB/09-12.*

TOTAL AMOUNT OF PAYMENT (\$) 40

## Complete If Known

Application Number	09/280,123
Filing Date	03/26/1999
First Named Inventor	John M. Moffitt et al
Examiner Name	
Group / Art Unit	3671
Attorney Docket No.	CA-13033US

### METHOD OF PAYMENT (check one)

1. ☐ The Commissioner is hereby authorized to charge indicated fees and credit any over payments to:

Deposit Account Number: Jansson, Shupe, Bridge & Munger, Ltd.  
Deposit Account Name: 10-0270

- ☒ Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17

2. ☐ Payment Enclosed:

☐ Check ☐ Money Order ☐ Other

### FEE CALCULATION

#### 1. BASIC FILING FEE

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
101 760	201 380	Utility filing fee	
106 310	206 155	Design filing fee	
107 480	207 240	Plant filing fee	
108 760	208 380	Reissue filing fee	
114 150	214 75	Provisional filing fee	

SUBTOTAL (1) (\$) \_\_\_\_\_

#### 2. EXTRA CLAIM FEES

Total Claims	Extra Claims	Fee from below	Fee Paid
Independent Claims	-20** =	X	
Multiple Dependent	-3** =	X	

\*\*or number previously paid, if greater; For Reissues, see below

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
103 18	203 9	Claims in excess of 20	
102 78	202 39	Independent claims in excess of 3	
104 260	204 130	Multiple dependent claim, if not paid	
109 78	209 39	** Reissue independent claims over original patent	
110 18	210 9	** Reissue claims in excess of 20 and over original patent	

SUBTOTAL (2) (\$) \_\_\_\_\_

### FEE CALCULATION (continued)

#### 3. ADDITIONAL FEES

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
105 130	205 65	Surcharge - late filing fee or oath	
127 50	227 25	Surcharge - late provisional filing fee or cover sheet	
139 130	139 130	Non-English specification	
147 2,520	147 2,520	For filing a request for reexamination	
112 920*	112 920*	Requesting publication of SIR prior to Examiner action	
113 1,840*	113 1,840*	Requesting publication of SIR after Examiner action	
115 110	215 55	Extension for reply within first month	
116 380	216 190	Extension for reply within second month	
117 870	217 435	Extension for reply within third month	
118 1,360	218 680	Extension for reply within fourth month	
128 1,850	228 925	Extension for reply within fifth month	
119 300	219 150	Notice of Appeal	
120 300	220 150	Filing a brief in support of an appeal	
121 260	221 130	Request for oral hearing	
138 1,510	138 1,510	Petition to institute a public use proceeding	
140 110	240 55	Petition to revive - unavoidable	
141 1,210	241 605	Petition to revive - unintentional	
142 1,210	242 605	Utility issue fee (or reissue)	
143 430	243 215	Design issue fee	
144 580	244 290	Plant issue fee	
122 130	122 130	Petitions to the Commissioner	
123 50	123 50	Petitions related to provisional applications	
126 240	126 240	Submission of Information Disclosure Stmt	
581 40	581 40	Recording each patent assignment per property (times number of properties)	40
146 760	246 380	Filing a submission after final rejection (37 CFR 1.129(a))	
149 760	249 380	For each additional invention to be examined (37 CFR 1.129(b))	

Other fee (specify) \_\_\_\_\_

Other fee (specify) \_\_\_\_\_

\* Reduced by Basic Filing Fee Paid SUBTOTAL (3) (\$) 40

### SUBMITTED BY

Typed or Printed Name: <u>Peter C. Stoppa, Jansson, Shupe, Bridge &amp; Munger, LTD.</u>	Complete (if applicable) Reg. Number: <u>36,020</u>
Signature: <u>[Signature]</u>	Deposit Account User ID: <u>10-0270</u>
Date: <u>8/6/99</u>	

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.