

09-29-1999



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U.S. Department of Commerce
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PATENT

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**RECORDATION FORM COVER SHEET
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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# 101078837

☐ 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

Name (line 1) Fireplace Technologies, Inc.

Execution Date
Month Day Year

June 10, 1999

Name (line 2)

Second Party

Name (line 1)

Execution Date
Month Day Year

Name (line 2)

Receiving Party

☐ Mark if additional names of receiving parties attached

Name (line 1) Lyemance International, Inc.

Name (line 2)

Address (line 1) 304 South 20th Street

Address (line 2)

Address (line 3) Fairfield

City

IA

State/Country

52556

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)

FOR OFFICE USE ONLY

Correspondent Name and Address

Area Code and Telephone Number

(312) 715-4736

Name Michael A. Carrillo

Address (line 1) Altheimer & Gray

Address (line 2) 10 S. Wacker Drive - Suite 4000

Address (line 3) Chicago, IL 60601

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 Numbers

Patent Number(s)

5,125,869		
5,556,329		

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.

2

Fee Amount

Fee Amount for Properties Listed (37 CFR 3.41): \$ FEE HAS BEEN PAID

Method of Payment:

Enclosed ☐

Deposit Account ☐

Deposit Account

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

Deposit Account Number:

011,156

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.

Michael A. Carrillo
Name of Person Signing

Michael A. Carrillo
Signature

September 24, 1999
Date

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06-29-1999

U.S. DEPARTMENT OF COMMERCE
Patent and Trademark Office

A&G 14659

To the Commissioner of Patents and Trademarks: Please refer to



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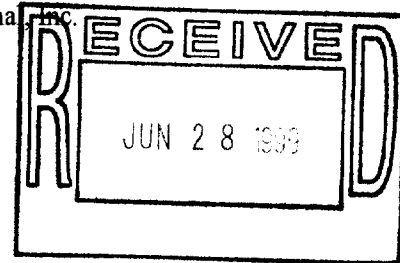
ereof.

1. Name of the conveying party(ies):

Fireplace Technologies, Inc.

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

Lyemance International, 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: June 10, 1999

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

4. Application number(s) or patent number(s):

A. Patent Application No.(s)

B. Patent Reg. No.(s): 5,125,869
5,556,329

Additional numbers attached? ☐ Yes ☒ No

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

Name: Mark R. Galis
Address: Altheimer & Gray
Suite 4000
10 South Wacker Drive
Chicago, IL 60606

6. Total number of applications and patents involved: 2

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

- ☒ Enclosed
☐ Authorized to be charged to deposit account

8. Please charge any additional fees or credit any overpayments to our Deposit account number: 011,156

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Mark R. Galis

Name of Person Signing

Signature

June 23, 1999

Date

Total number of pages including cover sheet, attachments, and document: 4

06/28/1999 DMSUYEN 00000260 011156 5125869

01 FC:581 40.00 CH 40.00 DP

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ASSIGNMENT OF PATENT RIGHTS

WHEREAS, FIREPLACE TECHNOLOGIES, INC., a corporation organized and existing under the laws of the State of Kentucky ("Assignor"), is the owner of the entire right, title and interest in the patents set forth in Schedule A attached hereto and incorporated herein; and

WHEREAS, LYEMANCE INTERNATIONAL, INC., a corporation organized and existing under the laws of the State of Kentucky ("Assignee"), desires to acquire all right, title and interest in the patents set forth in Schedule A.

NOW, THEREFORE, TO ALL WHOM IT MAY CONCERN:

In order to make and record a specific formal Assignment of the patents set forth in Schedule A from Assignor to Assignee, made nunc pro tunc as of the date of June 10, 1999, be it known that for and in consideration of the sum of one dollar (\$1.00) and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged by Assignor, Assignor has sold, assigned, transferred and conveyed, and by this instrument does hereby sell, assign, transfer and convey to Assignee, and its successors and assigns, as of June 10, 1999, the entire right, title and interest owned by Assignor in and to the patents set forth in Schedule A, and the inventions disclosed and claimed therein, together with any and all reexamined, reissued, divisional, or continuation patents arising therefrom and patents, utility model registrations or the like in any foreign country relating thereto, all claims for past damages by reason of infringement of the patents with the right to sue for and collect the same for Assignees own benefit and for the benefit of its successors, assigns and other legal representatives, and the right to apply for and obtain patents, utility model registrations or similar protection in countries foreign to the United States based upon and claiming priority to the patents transferred herein.

And Assignor does hereby covenant and agree, for itself and its successors and assigns, that it will execute and deliver to Assignee, without expense to itself, any and all additional documents and perform any further acts necessary to vest in Assignee the rights hereby conveyed.

IN TESTIMONY WHEREFORE, Assignor has caused this instrument to be signed by its duly authorized officer as shown below.

FIREPLACE TECHNOLOGIES, INC.,
a Kentucky corporation

By: 

Hal VonSick, President


Dated: June 10, 1999

STATE OF KENTUCKY)

COUNTY OF JEFFERSON)

10th day of June, 1999, Hal VonSick as President of Fireplace Technologies, Inc., a Kentucky corporation, on behalf of such corporation.

My commission expires: August 30, 2000


Notary Public, State-at-Large,
Kentucky

SCHEDULE A

United States and Canadian Patents				
Inventor	Title	Owner	Date of Patent	Patent #
Hal VonSick	Spring Based Chimney Damper	Fireplace Technologies, Inc.	6/30/92	5,125,869
Hal VonSick	Chimney Damper with Locking Mechanism	Fireplace Technologies, Inc.	9/17/96	5,556,329

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ALTHEIMER & GRAY-CHICAGO

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UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
ASSISTANT SECRETARY AND COMMISSIONER
OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

AUGUST 27, 1999

PTAS

ALTHEIMER & GRAY
MARK R. GALIS
SUITE 4000
10 SOUTH WACKER DRIVE
CHICAGO, IL 60606



101078837A

UNITED STATES PATENT AND TRADEMARK OFFICE
NOTICE OF NON-RECORDATION OF DOCUMENT

SEP 17 1999

DOCUMENT ID NO.: 101078837

THE ENCLOSED DOCUMENT HAS BEEN EXAMINED AND FOUND NON-RECORDABLE BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. THE REASON(S) FOR NON-RECORDATION ARE STATED BELOW. DOCUMENTS BEING RESUBMITTED FOR RECORDATION MUST BE ACCOMPANIED BY A NEW COVER SHEET REFLECTING THE CORRECT INFORMATION TO BE RECORDED AND THE DOCUMENT ID NUMBER REFERENCED ABOVE.

THE ORIGINAL DATE OF FILING OF THIS ASSIGNMENT DOCUMENT WILL BE MAINTAINED IF RESUBMITTED WITH THE APPROPRIATE CORRECTION(S) WITHIN 30 DAYS FROM THE DATE OF THIS NOTICE AS OUTLINED UNDER 37 CFR 3.51. THE RESUBMITTED DOCUMENT MUST INCLUDE A STAMP WITH THE OFFICIAL DATE OF RECEIPT UNDER 37 CFR 3. APPLICANTS MAY USE THE CERTIFIED PROCEDURES UNDER 37 CFR 1.8 OR 1.10 FOR RESUBMISSION OF THE RETURNED PAPERS, IF THEY DESIRE TO HAVE THE BENEFIT OF THE DATE OF DEPOSIT IN THE UNITED STATES POSTAL SERVICE.

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1. THE COVER SHEET SUBMITTED FOR RECORDING IS NOT ACCEPTABLE. THE NAME AND ADDRESS OF THE RECEIVING PARTY(S) MUST BE INDICATED ON THE COVER SHEET.

JOANN STEWART, EXAMINER
ASSIGNMENT DIVISION
OFFICE OF PUBLIC RECORDS

RECORDED: 09/27/1999

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