

11-04-1999



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TO THE HONORABLE COMMISSIONER OF  
PATENTS AND TRADEMARKS  
WASHINGTON, D.C. 20231

MED  
11-1-99

REQUEST FOR RECORDING AND COVER SHEET UNDER 37 C.F.R. §§ 3.28 AND 3.31

Please record the attached original document.

1. Name of party conveying the interest:

William L. Kopko

2. Name and address of party receiving the interest:

The Government of the United States as represented by the Administrator of the U. S. Environmental Protection Agency, Washington, DC 20460.

3. Description of the interest conveyed or transaction to be recorded:

Assignment       Other:

4. Application Number:

08/933,946, filed September 19, 1997

5. Address correspondence concerning this request to: Alan M. Ehrlich, Patent Counsel, Finance and Operations Law Office (2377A), Office of General Counsel, U.S. Environmental Protection Agency, Washington, D.C. 20460.

6. Number of Applications, Patents or Registrations and total fee:

Patents: 1 patent rights @ \$40      Total: \$ 40  
Trademarks:     Trademark rights @ \$40

Please debit our Account No. 05-1128 for the fee for recording this assignment. If a greater or lesser fee is required, please charge or credit our Account No. 05-1128.

7. Date of execution of document:

September 30, 1999

8. To the best of knowledge and belief of the undersigned, the foregoing information is true and correct and any attached copy is the original document.

9. Date: 10/26/99

Alan M. Ehrlich  
Name: Alan M. Ehrlich  
Registration Number: 37,999  
Telephone: (202) 564-5457

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## ASSIGNMENT

WHEREAS, I, William L. Kopko, residing at Springfield, Virginia, United States, have invented a new and useful improvement for a ROTATING DISK EVAPORATIVE COOLER (hereafter referred to as the Invention), for which I filed an application in the United States Patent and Trademark Office for Letters Patent of the United States of America on September 19, 1997, Serial No. 08/933,946;

WHEREAS, the conditions under which the Invention was made, namely (i) that the Invention is directly related to the duties of my Government employment which I had at the time I made the Invention, and (ii) Government funds and facilities were used to make the Invention, are such as to entitle the Government, pursuant to the provisions of Executive Order 10096, January 28, 1950, as amended by Executive Order 10930, March 24, 1961, and applicable regulations, including 37 CFR Part 501, to the entire right, title and interest in and to the Invention, at least for the United States;

WHEREAS, by employment contracts dated January 4, 1997 and January 27, 1998, I agreed to assign all my right, title and interest in and to the Invention, including foreign rights, to WorkSmart Energy Enterprises, Inc.;

WHEREAS, by Settlement Agreement effective September 30, 1999, WorkSmart Energy Enterprises, Inc. agreed to assign all its right, title and interest in and to the Invention, including foreign rights, to the Government of the United States, as represented by the Administrator of the U.S. Environmental Protection Agency; and

WHEREAS, the Government of the United States, as represented by the Administrator of the United States Environmental Protection Agency, is desirous of acquiring the entire right, title and interest throughout the world in said Invention, and all of our interest in said Application Serial No. 08/933,946 and in any and all Letters Patent of the United States and any legal equivalents in foreign countries that may issue on the Invention;

NOW THEREFORE, in consideration of these premises, I, William L. Kopko do hereby sell, assign, and transfer unto the Government of the United States, as represented by the Administrator of the U.S. Environmental Protection Agency, my entire right, title, and interest throughout the world in and to said Application Serial No. 08/933,946, in and to the Invention as described and/or claimed in said Application, and in any and all Letters Patent that may issue on said Application or on any application that is a continuation, continuation-in-part, division, reissue, substitution, or extension thereof.

ALSO, in consideration of these premises, we, WorkSmart Energy Enterprises, Inc., do hereby concur in and approve of said assignment by William L. Kopko to the Government of the United States, as represented by the Administrator of the U.S. Environmental Protection Agency, of his entire right, title, and interest throughout the world in and to said Application Serial No. 08/933,946, in and to the Invention as described and/or claimed in said Application, and in any and all Letters Patent that may issue on said Application or on any application that is a continuation, continuation-in-part, division, reissue, substitution, or extension thereof.

We, William L. Kopko and WorkSmart Energy Enterprises, Inc., do hereby agree that the Government will, upon its request, be provided promptly with all pertinent facts and documents relating to said Application, said Invention, said Letters Patent and legal equivalents in foreign countries as may be known and accessible to us, that we will testify as to the same in any interference or litigation related thereto, and that we will promptly execute and deliver to the Government or its legal representative any and all papers, instruments or affidavits required to apply for, obtain, maintain, issue and enforce said Application, said Invention, said Letters Patent and legal equivalents in foreign countries which may be necessary or desirable to carry out the purpose thereof, provided, that all proper expenses arising through extending such assistance will be paid by EPA.

We, William L. Kopko and WorkSmart Energy Enterprises, Inc., hereby warrant that no assignment, sale, agreement or encumbrance has been or will be made or entered into which would conflict with this assignment.

Executed this 30<sup>th</sup> day of September, 1999.

Signature: William L. Kopko  
Inventor--William L. Kopko

District of Columbia

Before me personally appeared said William L. Kopko and acknowledged the foregoing instrument to be his free act and deed this 30<sup>th</sup> day of September, 1999.

Francis P. Bonds  
(NOTARY PUBLIC)  
FRANCIS P. BONDS  
NOTARY PUBLIC, DISTRICT OF COLUMBIA  
My Commission Expires: 31 August 2001

Executed this 30<sup>th</sup> day of September 1999.

William L. Kopko  
WorkSmart Energy Enterprises, Inc.  
By: William L. Kopko  
Vice-President

District of Columbia

Before me personally appeared said William L. Kopko of WorkSmart Energy Enterprises, Inc. and acknowledged the foregoing instrument to be his free act and deed this 30<sup>th</sup> day of SEPTEMBER 1999.



Francis P. Bonds  
(NOTARY PUBLIC)  
FRANCIS P. BONDS  
NOTARY PUBLIC, DISTRICT OF COLUMBIA  
My Commission Expires: 31 August 2001