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FORM: PTO-1605 (Rev. 8-03)

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U.S. DEPARTMENT OF COMMERCE Patent and Trademark Office

OMB No. 0651-0011 (exp. 4/04)

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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):

DAVID J. BENES; KELLY E. BENES; and DAVID C. MUELLER

Additional name(s) of conveying party(ies) attached? Yes No

2. Name and address of receiving party(ies)

Name: FREMONT MACHINE & TOOL, INC.

Internal Address:

Street Address: 1669 County Road 21

City: Fremont State: NE ZIP: 68025

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

3. Nature of conveyance:

- Assignment, Merger, Security Agreement, Change of Name, Other

Execution Date: August 16, 1999

4. Application number(s) or patent number(s): 09/376,249

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

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: Dennis L. Thomte

Internal Address: Zarley, McKee, Thomte,

Voorhees & Sease

Street Address: 801 Grand Ave. - Ste. 3200

City: Des Moines State: IA ZIP: 50309

6. Total number of applications and patents involved: 1

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

- Enclosed, Authorized to be charged to deposit account

8. Deposit account number: (Attach duplicate copy of this page if paying by deposit account)

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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.

Dennis L. Thomte

Name of Person Signing

Signature

Date 12/3/99

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

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

PATENT REEL: 010442 FRAME: 0095

ASSIGNMENT

1
In consideration of One Dollar and other good and valuable considerations, the receipt and sufficiency whereof are hereby acknowledged, the undersigned hereby assign to FREMONT MACHINE & TOOL, INC., a Nebraska corporation, having an
5 address of 1669 County Road 21, Fremont, Nebraska 68025, its successors and assigns, the entire right, title and interest in the invention or improvements of the undersigned disclosed in an application for Letters Patent of the United States, Serial No. 09/376,249, filed in the United States Post Office on the 18th day of August, 1999, entitled A PNEUMATIC FASTENER INSERTER AND
10 HOPPER FOR SAME, and in said application and any and all other applications for United States Letters Patent, which the undersigned may file, either solely or jointly with others, on said invention or improvements, and in any and all Letters Patent of the United States which may be obtained on any of said applications, and in any reissue or extension thereof.

15 The undersigned hereby authorize and request the Commissioner of Patents to issue said Letters Patent to FREMONT MACHINE & TOOL, INC.

For said considerations, the undersigned hereby agree, upon the request and at the expense of said assignee, its successors and assigns, to execute any and all
20 divisional, continuation and substitute applications for said invention or improvements, and any necessary oath or affidavit relating thereto, and any application for the reissue or extension of any Letters Patent that may be granted upon said application, and for the said considerations the undersigned further agree, upon the request of said assignee, its successors or assigns, in the event of any application or Letters Patent assigned hereby becoming involved in interference, to cooperate to the best of the
25 ability of the undersigned with said assignee, its successors or assigns in the matter of

1 preparing and executing the preliminary statement and producing the evidence in
support thereof, the undersigned hereby agreeing to perform, upon request, any and all
affirmative acts to obtain said Letters Patent of the United States and vest all rights
therein hereby conveyed in said assignee, its successors and assigns, whereby said
5 Letters Patent will be held and enjoyed by the said assignee, its successors and
assigns, to the full end of the term for which said Letters Patent may be granted as fully
and entirely as the same would have been held and enjoyed by the undersigned if this
assignment and sale had not been made.

10 And for said considerations, the undersigned hereby assign to said assignee, its
successors and assigns, the entire right, title and interest in said invention or
improvements for any and all foreign countries and agree upon the request of assignee,
its successors and assigns, to execute any and all documents that undersigned shall be
requested to execute in connection with any and all applications for foreign Letters
15 Patent therefore, including the prosecution thereof, and to execute any and all
documents necessary to vest title in said foreign applications and patents in assignee.

20 The attorneys of record are hereby authorized to insert the serial number and
filing date in the above blank spaces when received from the Patent Office.

Witness my hand and seal this 16 day of Aug., 1999.


25

DAVID J. BENES

STATE OF NEBRASKA]
] ss.
COUNTY OF PLATTE]

On this 16 day of Aug., 1999, before me, a Notary Public in and for the county and state aforesaid, appeared DAVID J. BENES, to me personally known to be the person whose name is subscribed to the foregoing instrument and acknowledged that he executed said instrument as his free and voluntary act for the uses and purposes therein expressed.

Witness my hand and seal the day and year last above given.



Joan Maack
Notary Public

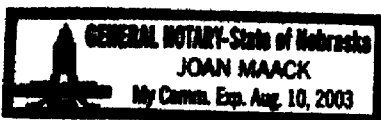
Witness my hand and seal this _____ day of _____, 1999.

Kelly E. Benes
KELLY E. BENES

STATE OF NEBRASKA]
] ss.
COUNTY OF PLATTE]

On this 16 day of Aug., 1999, before me, a Notary Public in and for the county and state aforesaid, appeared KELLY E. BENES, to me personally known to be the person whose name is subscribed to the foregoing instrument and acknowledged that she executed said instrument as her free and voluntary act for the uses and purposes therein expressed.

Witness my hand and seal the day and year last above given.



Joan Maack
Notary Public

1 Witness my hand and seal this 16 day of Aug., 1999.

David C. Mueller
DAVID C. MUELLER

5 STATE OF NEBRASKA]
] ss.
COUNTY OF PLATTE]

10 On this 16 day of Aug, 1999, before me, a Notary Public in and for the county and state aforesaid, appeared DAVID C. MUELLER, to me personally known to be the person whose name is subscribed to the foregoing instrument and acknowledged that he executed said instrument as his free and voluntary act for the uses and purposes therein expressed.

Witness my hand and seal the day and year last above given.



15 Joan Maack
Notary Public