

08-02-2000

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U.S. DEPARTMENT OF COMMERCE
Patent and Trademark Office

To the Honorable Commissione

101420701

the attached original documents or copy thereof.

1. Name of conveying party(ies):

RALPH R. ROGERS

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

3. Nature of conveyance:

☒ Assignment

Merger

Security Agreement

Change of Name

Other

Execution Date: March 27, 2000

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

Name: THURSTON MFG. CO.

Street Address: Highway 87A

Thurston, NE 68062

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

4. Application number(s) or patent number(s): 09/540,356

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

Additional numbers attached? Yes ☒ No

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

Name: Dennis L. Thomte

Street Address: Suite 1111, 2120 So. 72nd St.

Omaha, NE 68124

6. Total number of applications and patents involved:

1

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

☒ Enclosed [Please charge any deficiency or credit any overpayment to Deposit Account No. 26-0084]

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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.

08/02/2000 HTHA11 00000014 09540356

01 FC:562 DENNIS L. THOMTE 40.00 DP

Name of Person Signing

Signature

6/21/2000

Date

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

6

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

Commissioner of Patents & Trademarks, Box Assignments

Washington, D.C. 20231

PATENT

REEL: 010955 FRAME: 0406

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT : RALPH R. ROGERS GROUP NO.: 3612
SERIAL NO. : 09/540,356
FILED : March 31, 2000
TITLE : A SIDE DUMP BODY

ELECTION UNDER 37 CFR § 3.71 AND POWER OF ATTORNEY

Honorable Commissioner of Patents and Trademarks
Washington, D.C. 20231

Dear Sir:

The undersigned, being Assignee of the entire interest in the above-identified application by virtue of an Assignment recorded, or submitted herewith for recording, in the United States Patent and Trademark Office as set forth below, hereby elects, under 37 CFR § 3.71, to prosecute the application to the exclusion of the inventor(s). Assignee hereby certifies that the attached Assignment has been reviewed, and that to the best of Assignee's knowledge and belief, title is in the Assignee.

The Assignee hereby revokes any previous Powers of Attorney and appoints ZARLEY, McKEE, THOMTE, VOORHEES & SEASE, comprising Donald H. Zarley, Registration No. 18,543; Bruce W. McKee, Registration No. 19,651; Dennis L. Thomte, Registration No. 22,497; Michael G. Voorhees, Registration No. 25,715; Edmund J. Sease, Registration No. 24,741; Mark D. Hansing, Registration No. 30,643; Kirk M. Hartung, Registration No. 31,021; Daniel J. Cosgrove, Registration No. 36,770; Michael R. Crabb, Registration No. 37,298; Heidi Sease Nebel, Registration No. 37,719; Wendy K. Marsh, Registration No. 39,703; Jeffrey D. Harty, Registration No. 40,639; Timothy J. Zarley, Registration No. 45,243; Patricia Ades, Registration No. 44,496; and Shane M. Niebergall, Registration No. 44,974, 801 Grand Avenue, Suite 3200, Des Moines, Iowa 50309, telephone: 402-392-2280, as its attorneys to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith.

Please direct all communications as follows:

DENNIS L. THOMTE

ZARLEY, McKEE, THOMTE, VOORHEES & SEASE

801 Grand Avenue - Suite 3200, Des Moines, IA 50309 (402) 392-2280

ASSIGNEE:

THURSTON MANUFACTURING COMPANY

Date: 6-20-00

By: 

Name: Layton W. Jensen

Title: President

ASSIGNMENT:

X

Enclosed for recording

 Previously recorded

Date:

Reel:

Frame:

ASSIGNMENT

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In consideration of One Dollar and other good and valuable considerations, the receipt and sufficiency whereof are hereby acknowledged, the undersigned hereby assigns to THURSTON MANUFACTURING COMPANY, having an address of Highway 87A, Thurston, Nebraska 68062, 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. 09/540,356, filed in the United States Patent Office on the 31st day of March, 2000, entitled A SIDE DUMP BODY, 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.

The undersigned hereby authorizes and requests the Commissioner of Patents to issue said Letters Patent to THURSTON MANUFACTURING COMPANY.

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For said considerations, the undersigned hereby agrees, upon the request and at the expense of said assignee, its successors and assigns, to execute any and all 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 agrees, 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 ability of the undersigned with said assignee, its successors or assigns in the matter of preparing and executing the preliminary statement and producing evidence in support

1 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
Letters Patent will be held and enjoyed by the said assignee, its successors and
5 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.

And for said considerations, the undersigned hereby assigns 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 agrees upon the request of
10 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 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.

15 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 27 day of March, 2000.

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RALPH R. ROGERS

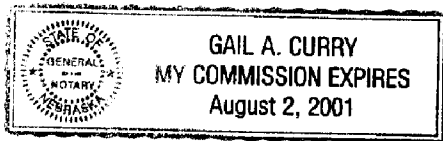
1 STATE OF Nebraska]

COUNTY OF DACOTA]

ss.

5 On this 27th day of MARCH, 2000, before me, a Notary Public in and for the county and state aforesaid, appeared RALPH R. ROGERS, 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.



Notary Public