

03/21/00

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FORM PTO-1595 (Rev. 6-93)

U.S. DEPARTMENT OF COMMERCE  
Patent and Trademark Office

REI



SHEET

101455772

To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

**1. Name of conveying party(ies):**

KRAUSS-MAFFEI AG

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

**2. Name and address of receiving party(ies):**Name: **MANNESMANN DEMAG**  
**KRAUSS-MAFFEI AG**Street Address: Krauss-Maffei-Strasse 2  
80997 München  
GermanyRECEIVED  
MAR 27 AM 11:35  
PTO/FINANCE**3. Nature of conveyance:**

- ( ) Assignment  
( ) Security Agreement  
( ) Merger  
(X) Change of name  
( ) Other:

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

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

A. Patent Application No.(s)

09/077,783

09/194,757

B. Patent No.(s) \_\_\_\_\_

Execution Date: **January 18, 2000****5. Name and address of party to whom correspondence concerning document should be mailed:**HENRY M. FEIEREISEN  
350 Fifth Avenue  
Suite 3220  
New York, N.Y. 10118**6. Total number of applications and patents involved: 2****7. Total fee (37 CFR 3.41) ....\$80.00** (X) Enclosed ( ) Authorized to be charged to deposit account.**8. Deposit Account No.: 06-0502**

(Attach duplicate copy of this page if paying by deposit account)

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(80.00 DP)

**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.

HENRY M. FEIEREISEN

Name of Person signing

Signature

Date

3/21/2000

Total number of documents including cover sheet, attachments, and document: ( )



| a) Firma<br>b) Sitz<br>c) Gegenstand des Unternehmens | Grund-<br>oder<br>Stammkapital<br>DM | Vorstand<br>Persönlich haftende<br>Gesellschafter<br>Geschäftsführer<br>Abwickler | Prokura                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       | Rechtsverhältnisse                                                                                                                                                                                                                                                                                                                              | a) Tag der Eintragung<br>und Unterschrift<br>b) Bemerkungen |
|-------------------------------------------------------|--------------------------------------|-----------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------|
| 2                                                     | 3                                    | 4                                                                                 | 5                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             | 6                                                                                                                                                                                                                                                                                                                                               | 7                                                           |
|                                                       |                                      |                                                                                   | <p>geb. 04.03.1951:<br/>24) Helmut Wolfgang, Zolling, geb.<br/>04.02.1958;<br/>25) Hermann Rudolf, Mönchengladbach,<br/>geb. 20.02.1936;<br/>26) Hilleshelm Ernst, Duisburg, geb.<br/>19.01.1937;<br/>27) Hoppmann Hans-Dieter, Düsseldorf,<br/>geb. 03.05.1943;<br/>28) Dr.-Ing. Hovestadt Erich, Rhede,<br/>geb. 31.07.1959;<br/>29) Jakobs Karl, Mülheim a.d. Ruhr,<br/>geb. 29.11.1941;<br/>30) Jennes Herbert, Mönchengladbach,<br/>geb. 18.04.1937;<br/>31) Jermis Manfred, Goppenbrügge, geb.<br/>20.07.1960;<br/>32) Jäger Rolf, Moers, geb.<br/>05.03.1947;<br/>33) Kellerer Ernst, München, geb.<br/>16.03.1940;<br/>34) Kierstein Wolfgang, Oberhausen,<br/>geb. 27.05.1946;<br/>35) Kirchhoff Hartmut, Düsseldorf,<br/>geb. 15.06.1944;<br/>36) Klausmann Klaus-Dieter, Overath,<br/>geb. 28.08.1945;<br/>37) Klingen Johann, Mönchengladbach,<br/>geb. 08.05.1939;<br/>38) Koch Johannes, Krefeld, geb.<br/>25.06.1939;<br/>39) Kocks Hans-Verner, Oberhausen,<br/>geb. 22.03.1952;<br/>40) Kraemer Horst, Ratingen, geb.<br/>10.01.1937;<br/>41) Dr.-Ing. Krause Bernd, Neuss, geb.<br/>20.04.1952;<br/>42) Krüger Bernd, Mülheim a.d. Ruhr,<br/>geb. 11.03.1937;<br/>43) Kuphal Günter, Essen, geb.<br/>25.07.1941;<br/>44) Lampe Willi, Hilden, geb.<br/>25.10.1949;<br/>45) Lepome Charles John, Toenisvorst,<br/>geb. 15.12.1954;<br/>46) Linnenbrink Rolf, Krefeld, geb.<br/>17.06.1936;<br/>47) Lohse Dietmar, Vessel, geb.<br/>27.10.1938;<br/>48) Dr.-Ing. Looschelders Karl-Heinz,</p> | <p>Ergotech GmbH" mit Sitz in Schwaig auf die "Hannemann Plastic Machinery AG" mit Sitz in München (Amtsgericht München HRB 118896) übertragen.</p> <p>Die "Krauss-Maffei Aktiengesellschaft" mit dem Sitz in München (AG München HRB 42279) ist auf Grund des Verschmelzungsvertrags vom 30. April 1999 mit der Gesellschaft verschmolzen.</p> |                                                             |



| a) Firma<br>b) Sitz<br>c) Gegenstand des Unternehmens | Grund-<br>oder<br>Stammkapital<br>DM | Vorstand<br>Persönlich haftende<br>Gesellschafter<br>Geschäftsführer<br>Abwickler | Prokura                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        | Rechtsverhältnisse | a) Tag der Ein-<br>und Unter-<br>b) Bemerkungen |
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| 2                                                     | 3                                    | 4                                                                                 | 5                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              | 6                  | 7                                               |
|                                                       |                                      |                                                                                   | <p>a. d. Ruhr, geb. 17.11.1940;<br/> 74) Scharfswert Siegfried,<br/> Mönchengladbach, geb. 25.06.1950;<br/> 75) Scheller Stefan, Viersen, geb.<br/> 04.06.1954;<br/> 76) Scherer Manfred, Hettenshausen,<br/> geb. 02.11.1937;<br/> 77) Schloendorn Werner, Moers, geb.<br/> 10.12.1935;<br/> 78) Schmid Anton, München, geb.<br/> 03.05.1950;<br/> 79) Schmitt Peter H., Wien,<br/> Österreich, geb. 30.04.1944;<br/> 80) Dr. Schubert Joachim, Ratingen,<br/> geb. 29.06.1935;<br/> 81) Dr.-Ing. Schönbeck Joachim,<br/> Düsseldorf, geb. 30.01.1964;<br/> 82) Segger Heinz-Peter, Neuss, geb.<br/> 20.11.1949;<br/> 83) Streese Peter, Frankfurt am Main,<br/> geb. 24.04.1937;<br/> 84) Streetz Wolfgang, Ratingen, geb.<br/> 20.08.1949;<br/> 85) Sturm Rolf, Krefeld, geb.<br/> 24.01.1937;<br/> 86) Teichert Heinz, Langenfeld, geb.<br/> 29.12.1945;<br/> 87) Dr. Thurner Franz, Dachau, geb.<br/> 24.10.1952;<br/> 88) Todzy Hugo, Moers, geb.<br/> 06.10.1939;<br/> 89) Tonn Falko, Aichach, geb.<br/> 03.11.1939;<br/> 90) Trapp Michel, Niederkrüchten, geb.<br/> 27.10.1946;<br/> 91) Tremel Thomas, Moers, geb.<br/> 01.02.1936;<br/> 92) Dr. Ulrich Klaus H., Heiligenhaus,<br/> geb. 13.08.1936;<br/> 93) Vieten Rüdiger, Jüchen, geb.<br/> 30.12.1963;<br/> 94) Dr.-Ing. Voswinckel Gunther,<br/> Mönchengladbach, geb. 05.09.1955;<br/> 95) Watermann Guenter, Mülheim a. d.<br/> Ruhr, geb. 19.04.1948;<br/> 96) Veitz Kai-Uwe, Herne, geb.<br/> 02.04.1965;<br/> 97) Vickerath Werner, Brügge, Belgien,<br/> geb. 25.10.1954;<br/> 98) Wippermann Karl-Heinz, Monheim,</p> |                    |                                                 |

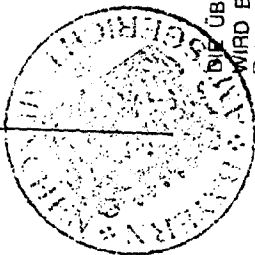
| Landgericht München                                   |  |                             |  |                                                                                   |  |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       |  |                    |  |                                                                                                                                                                                                                                                                                                                                                                                                                                                         |  |  |  |  |  |  |  |  |  | Blatt 3 |  | HR B 127 08 |  |
|-------------------------------------------------------|--|-----------------------------|--|-----------------------------------------------------------------------------------|--|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--|--------------------|--|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--|--|--|--|--|--|--|--|--|---------|--|-------------|--|
| a) Firma<br>b) Sitz<br>c) Gegenstand des Unternehmens |  | Grund- oder Stammkapital DM |  | Vorstand<br>Persönlich haftende<br>Gesellschafter<br>Geschäftsführer<br>Abwickler |  | Prokura                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |  | Rechtsverhältnisse |  | a) Tag der Einl<br>und Untersc<br>b) Bemerkunge                                                                                                                                                                                                                                                                                                                                                                                                         |  |  |  |  |  |  |  |  |  |         |  |             |  |
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|                                                       |  |                             |  |                                                                                   |  | <p>geb. 18.08.1943;<br/>99) Volk Wolfgang, Mönchengladbach,<br/>geb. 30.10.1948;<br/>100) Vovra Werner, Essen, geb.<br/>02.01.1943;<br/>101) Vörmer Hans-Jürgen, Moers, geb.<br/>28.10.1944.</p> <p>Prokura erloschen:<br/>Husgen Karl-Heinrich, Bornemann<br/>Hans-Erich, Dr. Melgenfink Götz, Dr.<br/>Urban Günter, Kaster Hans, Merten Uwe,<br/>Schreyer Horst, Charpey Rudolf,<br/>Saleem Mirza, Dr. Motzel Erhard,<br/>Kemper Helmut, Bender Jürgen, Paulus<br/>Peter, Sing Karl-Heinz, Barnes Howard<br/>R., Becker Gerhard, Dr.-Ing. Pletschen<br/>Wilhelm, Dr. Majerus Michael, Schrörs<br/>Dietger, Roth Volkmar, Görnitz<br/>Werner, Naumann Heinrich, Sienz<br/>Michael, Tichy Walter.</p> |  |                    |  |                                                                                                                                                                                                                                                                                                                                                                                                                                                         |  |  |  |  |  |  |  |  |  |         |  |             |  |
|                                                       |  |                             |  |                                                                                   |  | <p>Prokura erloschen:<br/>37) Dr. Thurner Franz.</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |  |                    |  | 12.11.1999<br>Die Gesellschaft hat ihren Unternehmensbereich Metallurgie nach Maßgabe des Ausgliederungs- und Übernahmevertrags vom 28. August 1999 und der Zustimmungsbeschlüsse der Hauptversammlungen beider Gesellschaften vom selben Tag auf die "SMS Schloemann-Siemag Aktiengesellschaft" (nun: "SMS Demag Aktiengesellschaft") mit Sitz in Düsseldorf (AG Düsseldorf HRB 25779) ausgeliefert.<br>Möllers Gerd ist nicht mehr Vorstandsmitglied. |  |  |  |  |  |  |  |  |  |         |  |             |  |
|                                                       |  |                             |  |                                                                                   |  |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       |  |                    |  | 15.12.1999<br>Die Zweigniederlassung in Duisburg ist aufgehoben.                                                                                                                                                                                                                                                                                                                                                                                        |  |  |  |  |  |  |  |  |  |         |  |             |  |
|                                                       |  |                             |  |                                                                                   |  |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       |  |                    |  | Fortsetzung Rück                                                                                                                                                                                                                                                                                                                                                                                                                                        |  |  |  |  |  |  |  |  |  |         |  |             |  |

Fortsetzung auf dem 4ten

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Blatt 4  
HR B 72706

| a) Firma<br>b) Sitz<br>c) Gegenstand des Unternehmens |  | Grund-<br>oder<br>Stammkapital<br>DM | Vorstand<br>Persönlich haftende<br>Gesellschafter<br>Geschäftsführer<br>Abwickler | Prokura | Rechtsverhältnisse                                                                                                                                      |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  | a) Tag der Ein-<br>und Untersc<br>b) Bemerkung |
|-------------------------------------------------------|--|--------------------------------------|-----------------------------------------------------------------------------------|---------|---------------------------------------------------------------------------------------------------------------------------------------------------------|--|--|--|--|--|--|--|--|--|--|--|--|--|--|--|--|--|--|--|------------------------------------------------|
| 2                                                     |  | 3                                    | 4                                                                                 | 5       | 6                                                                                                                                                       |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  | 7                                              |
|                                                       |  |                                      |                                                                                   |         | 94) Dr.-Ing. Voswinkel Gunther;<br>95) Vatermann Guenter;<br>96) Weitz Kai-Uwe;<br>99) Volk Wolfgang;<br>100) Vorra Verner;<br>101) Vörner Hans-Jürgen. |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |                                                |



DIE ÜBEREINSTIMMUNG DIESER FOTOKOPIE MIT DEM HANDELSREGISTER  
WIRD BEGLAUBIGT:  
Hauptunterschriften erscheinen in der Fotokopie schwarz, aus  
fototechnischen Gründen aber nur undeutlich oder überhaupt nicht.  
Amtsgericht - Registergericht - München, den 18. Jan. 00

Urundsbeamter der Geschäftsstelle

*[Signature]*  
Goth  
Justizsekretär



**[Translation of pertinent portions of Commercial Register]**

District Court Munich  
- Register Court -

Infanteriestrasse 5  
80315 Munich

This document was mechanically produced and is valid also without signature!

Mannesmann Demag Krauss-Maffei  
Aktiengesellschaft

Krauss-Maffei-Str. 2

80997 Munich

Information about the entry in the commercial register Page 1  
District Court Munich  
HRB 127000

Business address according to the last available indications:  
Krauss-Maffei-Str. 2  
80997 Munich

Under the above indicated Register Number in the Commercial  
Register the following was entered on 16.08.1999 in the columns:

Column 1 (running number):  
1

Column 2 (Firm name, Location, Objective):

a) Mannesmann Demag Krauss-Maffei  
Aktiengesellschaft

b) Munich

c) Development, production and sale of machines,  
installations and other industrial products,  
particularly systems and components for the machine and  
apparatus construction, as well as rendering  
corresponding services.

Columns 3, 4 and 5 deal with the Basic or Original Capital,  
Board, Personally liable Shareholders, Managing Directors and  
liquidators, as well as with the grant and expiration of Powers  
of Attorney.

**Column 6 (Legal Status):**

**Joint stock company.**

The Statute was established on 27 October 1910 and changed for the last time on 30 April 1999.

The shareholders meeting of 30 April 1999 has rewritten the Statute. The following was changed: Location (up to this point: Duisburg ( AG Duisburg HRB 1)).

The company is represented by two board members or by a board member together with a procurator.

The general shareholders meeting of 18 June 1964 has decided to conditionally raise the basic capital to 7,500,000 DM.

On 20 May 1974 the company has entered a control and profit-sharing agreement with the "Mannesmann Aktiengesellschaft" located in Düsseldorf (AG Düsseldorf, HRB 995), as controlling company. The general shareholders meeting approved with the decision of 04 July 1975.

This agreement was changed through the agreement of 15 May 1975, which was approved by the general shareholders meeting.

By decision of the general shareholders meeting of 30 June 1983 the company was integrated into the Mannesmann Aktiengesellschaft located in Düsseldorf (AG Düsseldorf HRB 995).

The "Duisburger Wohnbau Gesellschaft mit beschränkter Haftung" located in Duisburg has merged with the company based on the merger agreement of 101 April 1993.

The "Mannesmann Demag Krane GmbH" located in Düsseldorf (AG Düsseldorf HRB 29813) has merged with the company based on the merger agreement of 03 August 1993.

The "Mannesmann Anlagenbau AG" located in Düsseldorf (AG Düsseldorf HRB 2425) has merged with the company based on the merger agreement of 20 September 1995.

Based on the split-off and takeover agreement of 07 May 1998 the company has transferred its participation in the "Demag Ergotechnik GMBH" located in Schwaig to the "Mannesmann Plastic Machinery AG" located in Munich (District Court Munich HRB 118896).

The "Krauss-Maffei Aktiengesellschaft" located in Munich (AG Munich HRB 42279) has merged with the company based on the merger agreement of 30 April 1999.

Column 7 (Entries, Remarks):

a) 16.8.1999

Hofmann

B) Decision P. 11 SB  
New Statute  
P. 14 SB

D-524

State of New York       )  
                              )  
County of the Bronx     ) ss:

**TRANSLATOR'S AFFIDAVIT**

I, Ruth Goldstein, a citizen of the United States of America, residing in Fort Lee, New Jersey, depose and state that:

I am familiar with the English and German languages;

I have read a copy of the German-language document attached hereto, namely pertinent parts of Commercial Register Excerpt HRB 127000; and

The hereto-attached English-language text is an accurate translation of the above-identified German-language document.

  
\_\_\_\_\_  
Ruth Goldstein

Sworn to and subscribed before me  
2 September 1999

  
\_\_\_\_\_  
Notary Public

ELISE FRIEDMAN  
NOTARY PUBLIC, State of New York  
No. 4715730  
Qualified in Essex County  
Commission Expires May 31, 2000

# Schedule A

| Docket No. | Application No. | Filing Date |
|------------|-----------------|-------------|
|            |                 |             |
|            |                 |             |
|            |                 |             |
| STOIBER-3  | 09/077,783      | 06-05-98    |
| SIENZ-2    | 09/194,757      | 12-02-98    |
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