

MRD 8.17.00

09-18-2000

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RECORDA



U.S. DEPARTMENT OF COMMERCE

PATENT AND TRADEMARK OFFICE

101459214

To the Honorable Commissioner of Patents and Trade.

1. Name of conveying party(ies):

Marvin N. LaCoste

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

3. Nature of conveyance:

☒ Assignment☐ Security Agreement☐ Other☐ Merger☐ Change of Name

Execution Date: August 2, 2000

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

Name: EZ Trap, Inc.

Internal Address:

Street Address:

P.O. Box 10330

City: New Brunswick State: NJ Zip: 08906

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

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)

B. Patent No.(s)

5,755,105

Additional numbers attached? ☐ Yes ☒ No

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

Name: Gregory C. Smith

Internal Address:

Garvey, Smith, Nehrbass & Doody, LLC

Street Address:

3838 N. Causeway Blvd., Suite 3290

City: Metairie State: LA Zip: 70002

6. Total number of applications and patents involved:

1

7. Total fee (37 C.F.R. 3.41) \$40.00

☒ Enclosed☐ Authorized to be charged to deposit account

8. Deposit account number:

50-0694

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

DO NOT USE THIS SPACE

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.

Gregory C. Smith

Name of Person Signing

Signature

Date

09/18/2000 DNGUYEN 00000279 5755105

FC:581

40.00 DP

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

4

ASSIGNMENT AND ROYALTY AGREEMENT

WHEREAS, Marvin N. LaCoste (LaCoste) is the sole inventor of the invention entitled "Air Conditioning System Fluid Level Controller" (The Controller), which has issued as U.S. Patent No. 5,755,105 on May 26, 1998 (the '105 patent); and

WHEREAS, EZ Trap, Inc. (EZ Trap), a corporation created and existing under and by virtue of the laws of the State of Delaware, is desirous of acquiring the entire right, title and interest in and to The Controller and the '105 patent, and all Letters Patent of the United States and all other countries throughout the world;

NOW THEREFORE, LaCoste hereby sells, assigns, transfers and sets over to EZ Trap, all right, title and interest in and to The Controller throughout the world, and in and to said '105 patent, and any and all divisions, continuations, continuations-in-part and reissues thereof, and any and all Letters Patent of the United States and foreign countries which may be granted therefor. The same to be held and enjoyed by EZ Trap for its own use and benefit, and for the use and benefit of its successors, assigns, or other legal representatives, to the end of the term or terms for which said Letters Patent of the United States or foreign countries are or may be granted or reissued, as fully and entirely as the same would have been held and enjoyed by LaCoste if this assignment and sale had not been made, together with all claims for damages by reason of past infringement of the '105 patent with the right to sue for and collect the same for its own use and for the use of its successors, assigns and legal representatives.

In consideration of the assignment from LaCoste to EZ Trap, the parties further agree as follows:

1. EZ Trap shall pay to LaCoste a sum of \$5,100.00, payable 50% upon execution of this agreement by the parties, and 50% upon recordation of the agreement in the Patent Office.

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2. Additionally, EZ Trap shall pay to LaCoste a royalty in the amount of Five (5%) percent of the wholesale price for each CONTROLLER manufactured and sold by EZ Trap.

2. The 5% royalty shall be paid to LaCoste 30 days after the end of each calender quarter after sales of the Controller has commenced.

3. The 5% royalty shall be paid only on the first 100,000 CONTROLLERS sold by EZ Trap, after which time the royalties shall no longer be payable to LaCoste.

LaCoste hereby authorizes and requests the Commissioner of Patents and Trademarks to issue any and all additional Letters Patents on The Controller from any and all divisions, continuations, continuations-in-part and reissues thereof, to EZ Trap as assignee of his entire interest, and hereby covenants that he has the full right to convey the entire interest herein assigned, and that he has not executed and will not execute any agreement in conflict herewith.

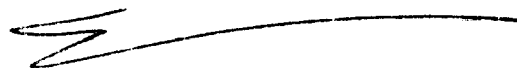
SIGNED THIS 2d day of August, 2000.


Marvin LaCoste, Assignor

STATE OF LOUISIANA §
 §
PARISH OF JEFFERSON §

BEFORE ME, the undersigned authority, on this day personally appeared Marvin LaCoste, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and consideration therein expressed.

GIVEN UNDER MY HAND and seal of office this 2d day of August, 2000.



Notary Public

My commission is for life

AGREED AND ACCEPTED THIS 4TH day of AUGUST, 2000.

[Signature]
EZ Trap, Inc., Assignee
By: Gerry Spanger
Title: President

STATE OF NEW JERSEY §
 §
COUNTY OF MIDDLESEX §

BEFORE ME, the undersigned authority, on this day personally appeared Gerry Spanger, President of EZ Trap, Inc., known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and consideration therein expressed.

GIVEN UNDER MY HAND and seal of office this 4th day of AUGUST, 2000.

[Signature]
Notary Public

COMMISSION EXPIRES
4-16-01

AGREED AND ACCEPTED THIS 7 day of _____, 20____.

[Signature]
EZ Trap, Inc., Assignee
By: Charles Stuchilk
Title: VP

STATE OF ARIZONA §
 §
COUNTY OF PIMA §

BEFORE ME, the undersigned authority, on this day personally appeared Charles Stuchilk, _____ of EZ Trap, Inc., known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and consideration therein expressed.

GIVEN UNDER MY HAND and seal of office this 8th day of AUGUST, 2000.

[Signature]
Notary Public

