

01 - 03 - 2001



RE:

101570587

Attorney Docket Number  
8265-353

12/15/00

TO THE HONORABLE COMMISSIONER OF PATENTS AND TRADEMARKS  
Box Patent Application  
Washington, DC 20231

Please record the attached original documents or copy thereof.

jc825 U.S. PTO  
09/729347  
12/05/00

1. Name of conveying party(ies):

Edward M. KUEHL and Robert W. KING

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

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

Name: NESTEC S.A.  
Address: Avenue Nestlé 55  
1800 Vevey  
Switzerland

Country (if other than USA): Switzerland

9/729347

3. Nature of conveyance:

- Assignment  Merger
- Security Agreement  Change of Name
- Other \_\_\_\_\_

Execution Date: November 14, 2000

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: November 14, 2000

A. Patent Application No.(s) To Be Assigned

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

Additional numbers attached?  Yes  No

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

PENNIE & EDMONDS LLP  
1667 K Street, N.W.  
Washington, D.C. 20006

6. Number of applications and patents involved: 1

7. Total fee (37 CFR 3.41):.....\$ 40.00  
Please charge to the deposit account listed in Section 8.

8. Deposit account number:  
16-1150

**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.*

Allan A. Fanucci  
Name of Person Signing Reg. No.

30,256

Signature

*by: Jeffrey A. Wolf* (42,234)

December 5, 2000  
Date

Total number of pages including cover sheet:

3

Mail documents to be recorded with required cover sheet information to:  
Commissioner of Patents & Trademarks, Box Assignment  
Washington, D.C. 20231

01/02/2001 00000297 161150 09/729347

01 FC:581 40.00 CH

ASSIGNMENT

WHEREAS, WE, Edward M. KUEHL, residing at 5120 Dublin Road, Dublin OH, 43017 and Robert W. KING, residing at 5638 Northbrook Dr., Worthington, OH 43085, ASSIGNORS, citizens of the United States, are the inventors of the invention in CHOCOLATE COATING PROCESS AND DEVICE FOR SAME for which we have executed an application for a Patent of the United States

which is executed on  even date herewith or  \_\_\_\_\_

which is identified by Pennie & Edmonds LLP docket no. 8265-353  
 which was filed on , Application No.

and WHEREAS, NESTEC S.A., a company existing under the laws of Switzerland having a place of business at Avenue Nestlé 55, 1800 Vevey, Switzerland, ASSIGNEE is desirous of obtaining our entire right, title and interest in, to and under the said invention and the said application:

NOW, THEREFORE, in consideration of the sum of One Dollar (\$1.00) to us in hand paid, and other good and valuable consideration, the receipt of which is hereby acknowledged, we, the said ASSIGNORS, have sold, assigned, transferred and set over, and by these presents do hereby sell, assign, transfer and set over, unto the said ASSIGNEE, its successors, legal representatives and assigns, our entire right, title and interest in, to and under the said invention, and the said United States application and all divisions, renewals and continuations thereof, and all Patents of the United States which may be granted thereon and all reissues and extensions thereof; and all applications for industrial property protection, including, without limitation, all applications for patents, utility models, and designs which may hereafter be filed for said invention in any country or countries foreign to the United States, together with the right to file such applications and the right to claim for the same the priority rights derived from said United States application under the Patent Laws of the United States, the International Convention for the Protection of Industrial Property, or any other international agreement or the domestic laws of the country in which any such application is filed, as may be applicable; and all forms of industrial property protection, including, without limitation, patents, utility models, inventors' certificates and designs which may be granted for said invention in any country or countries foreign to the United States and all extensions, renewals and reissues thereof;

AND WE HEREBY authorize and request the Commissioner of Patents and Trademarks of the United States, and any Official of any country or countries foreign to the United States, whose duty it is to issue patents or other evidence or forms of industrial property protection on applications as aforesaid, to issue the same to the said ASSIGNEE, its successors, legal representatives and assigns, in accordance with the terms of this instrument.

AND WE HEREBY covenant and agree that we have full right to convey the entire interest herein assigned, and that we have not executed, and will not execute, any agreement in conflict herewith.

AND WE HEREBY further covenant and agree that we will communicate to the said ASSIGNEE, its successors, legal representatives and assigns, any facts known to us respecting said invention, and testify in any legal proceeding, sign all lawful papers, execute all divisional, continuing, reissue and foreign applications, make all rightful oaths, and generally do everything possible to aid the said ASSIGNEE, its successors, legal representatives and assigns, to obtain and enforce proper protection for said invention in all countries.

IN TESTIMONY WHEREOF, We hereunto set our hands and seals the day and year set opposite our respective signatures.

Date November 14, 2000, Edward M. Kuehl L.S.  
Edward M. KUEHL

State of Ohio )  
County of Union ) SS.:

On Nov. 14th, 2000, before me, John M. Howard, Notary Public, personally appeared Edward M. KUEHL, personally known to me on the basis of satisfactory evidence to be the person(s) whose name(s) is subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal

John M. Howard  
JOHN M. HOWARD  
UNION COUNTY, STATE OF OHIO  
MY COMMISSION EXPIRES 7-27-2005

Date Nov. 14, \_\_\_\_\_, 2000

  
Robert W. KING

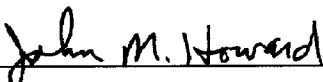
L.S.

State of Ohio )  
                  ) SS.:

County of Union )

On Nov. 14th, 2000, before me, John M. Howard, Notary Public,  
personally appeared Robert W. KING, personally known to me on the basis of satisfactory  
evidence to be the person(s) whose name(s) is subscribed to the within instrument and acknowledged to me that he/she/they  
executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s),  
or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal

  
\_\_\_\_\_

JOHN M. HOWARD  
UNION COUNTY, STATE OF OHIO  
MY COMMISSION EXPIRES 7-27-2005