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U.S. DEPARTMENT OF COMMERCE

Patent and Trademark Office



To the Honorable Commissioner of Patents at

101577460

Original documents or copy thereof.

1. Name of conveying party(ies): Matti Kiik, Michael L. Bryson and Robert Joseph Tobin

Additional name(s) of conveying party(ies) attached?

☐ Yes

☒ No

2. Name and address of receiving party(ies)

Name: ELK CORPORATION OF DALLAS

Address: 14643 Dallas Parkway, Suite 1000

City: Dallas State: TX Zip: 75240-8871

Additional name(s) and address(es) attached?

☐ Yes

☒ No

3. Nature of conveyance:

☒ Assignment

☐ Merger

☐ Security Agreement

☐ Change of Name

☐ Other \_\_\_\_\_

Execution Date: Nov. 21; Nov. 28; Dec. 8, 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 \_\_\_\_\_

A. Patent Application No.(s)

09/663,256

B. Patent No.(s)

Additional numbers attached?

☐ Yes

☒ No

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

Name: John D. Murnane

BAKER BOTTS L.L.P.

Address: 30 Rockefeller Plaza - 44 Fl.

City: New York State: NY Zip: 10112

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:

02-4377

(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 instrumentation is true and correct and any attached copy is a true copy of the original document.*

John D. Murnane

Name of Person Signing

[Signature]

Signature

December 15, 2000

Date

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

4

01/10/2001 NTHA11 00000091 024377 09663256

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PATENT  
REEL: 011398 FRAME: 0590

## ASSIGNMENT

WHEREAS, We, MATTI KIIK, MICHAEL L. BRYSON and ROBERT JOSEPH TOBIN, citizens of the United States, residing in Richardson, County of Dallas, State of Texas; Blue Springs, County of Jackson, State of Missouri; and Double Oak, County of Denton, State of Texas, respectively, whose post office addresses are 2500 Springwood Lane, Richardson, Texas 75082; 1320 S. W. 22<sup>nd</sup> Street, Blue Springs, Missouri 64015; and 121 Oakview Drive, Double Oak, Texas 75077, respectively, have made an invention entitled "Asphalt Coated Structural Article", as set forth and described in application for Letters Patent of the United States, Serial No. 09/663,256, filed September 15, 2000; and

WHEREAS, ELK CORPORATION OF DALLAS, a corporation organized and existing under the laws of the State of Delaware, and having an office for the transaction of business at 14643 Dallas Parkway, Suite 1000, Dallas, Texas 75240-8871, is desirous of acquiring the entire right, title and interest in and to said invention and any improvements thereon, and in and to the said application for Letters Patent therefor, and any Letters Patent which may be obtained therefor;

NOW, THEREFORE, TO ALL WHOM IT MAY CONCERN, BE IT KNOWN, that We, the said MATTI KIIK, MICHAEL L. BRYSON and ROBERT JOSEPH TOBIN, for and in consideration of the sum of One Dollar (\$1.00), lawful money of the United States, to us in hand paid by said ELK CORPORATION OF DALLAS, and other valuable considerations unto us moving from said ELK CORPORATION OF DALLAS, at or before the ensealing and delivery of these presents, the receipt of which is hereby acknowledged, have sold, assigned, transferred and conveyed and by these presents do sell, assign, transfer and convey, unto said ELK CORPORATION OF DALLAS, its successors and assigns, the entire right, title and interest in and to the said invention entitled "Asphalt Coated Structural Article", as set forth and described in application for Letters Patent of the United States, Serial No. 09/663,256 filed September 15, 2000, and any and all improvements thereon, and in and to said application and any division, continuation or continuation-in-part thereof, and in and to any Letters Patent of the United States which may be issued on any of said applications, and any reissues thereof, and in and to any and all applications for Letters Patent filed in foreign countries for said invention or improvements including all priority rights, and any and all Letters Patent which may be granted in foreign countries therefor, TO HAVE AND TO HOLD THE SAME to the full end of the term or terms for which any and all said Letters Patent may be granted;

AND We, the said MATTI KIIK, MICHAEL L. BRYSON and ROBERT JOSEPH TOBIN, do hereby authorize and request the Commissioner of Patents and Trademarks to issue the said Letters Patent of the United States to said ELK CORPORATION OF DALLAS, as the assignee of the entire right, title and interest in and to the same, for the sole use and benefit of said ELK CORPORATION OF DALLAS, its successors and assigns;

AND We, the said MATTI KIIK, MICHAEL L. BRYSON and ROBERT JOSEPH TOBIN, for the considerations aforesaid, do hereby covenant and agree to and with said ELK CORPORATION OF DALLAS, its successors and assigns, that we have the full power to make this assignment, and that the rights assigned are not encumbered by any grant, license or right heretofore given, and that we, our executors or administrators, shall and will do all lawful acts and things and make, execute and deliver without further compensation, any and all other instruments in writing, further applications, papers, affidavits, powers of attorney, assignments, and other documents which, in the opinion of counsel for said ELK CORPORATION OF DALLAS, its successors and assigns, may be required or necessary more effectively to secure to and vest in said ELK CORPORATION OF DALLAS, its successors and assigns, the entire right, title and interest in and to said invention and improvements, applications, Letters Patent, rights, titles, benefits, privileges, and advantages hereby sold, assigned, transferred and conveyed, and that we will sign any applications for reissue which may be desired by the owner of the patent or patent which may be issued for the said invention or improvements.

IN WITNESS WHEREOF, We, the said MATTI KIIK, MICHAEL L. BRYSON and ROBERT JOSEPH TOBIN, have hereunto set our hands and seals on the dates below written.

  
\_\_\_\_\_  
MATTI KIIK

STATE OF                    )  
                              : ss.:  
COUNTY OF                )



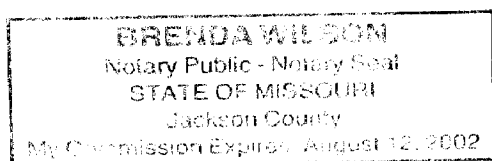
BE IT KNOWN, that on this 21<sup>st</sup> day of November, 2000, before me personally came MATTI KIIK, to me known and known to me to be the person mentioned in and who executed the foregoing assignment, and he acknowledged to me that he executed the same as his free act and deed for the use and purposes therein mentioned.

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

Michael L. Bryson  
MICHAEL L. BRYSON

STATE OF Missouri )  
: ss.:  
COUNTY OF Jackson )

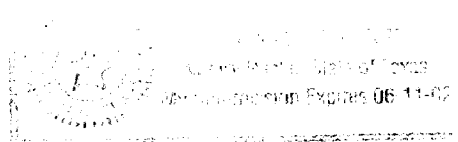
BE IT KNOWN, that on this 28<sup>th</sup> day of November, 2000, before me personally came MICHAEL L. BRYSON, to me known and known to me to be the person mentioned in and who executed the foregoing assignment, and he acknowledged to me that he executed the same as his free act and deed for the use and purposes therein mentioned.



Brenda Wilson  
Notary Public

Robert Joseph Tobin  
ROBERT JOSEPH TOBIN

STATE OF )  
: ss.:  
COUNTY OF )



BE IT KNOWN, that on this 8<sup>th</sup> day of December, 2000, before me personally came ROBERT JOSEPH TOBIN, to me known and known to me to be the person mentioned in and who executed the foregoing assignment, and he acknowledged to me that he executed the same as his free act and deed for the use and purposes therein mentioned.

Delores L. Anderson  
Notary Public