

03-20-2001

D\$

IN THE UNITED STATES



MARK OFFICE

101641250

torney Docket No. 6039-000194

**COVER SHEET FOR RECORDAL OF DOCUMENT (PATENT)**

3.13.01

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

**CERTIFICATE OF MAILING**

I hereby certify that this Cover Sheet for Recordal of Document (in duplicate), the attached Change of Name of Assignee, and a check in the amount of \$40.00 are being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner of Patents and Trademarks, Washington, D.C. 20231 on March 9, 2001.

By

Dear Sir:

Pursuant to 37 C.F.R. 3.31, enclosed herewith is a document for recordal in this case. The following information is provided:

**(1) Name Of Party Conveying The Interest:**

GWB Gelenkwellenbau GmbH & Co. KG  
Westendhof 5-9  
D-45143 Essen  
Germany

**(2) Name And Address Of Party Receiving The Interest:**

Spicer Gelenkwellenbau GmbH & Co. KG  
Westendhof 5-9  
D-45143 Essen  
Germany

**(3) Description Of The Transaction To Be Recorded:**

☐ Assignment ☐ License  
☒ Change of Name ☐ Other \_\_\_\_\_

**(4) Application(s) and/or Patent(s) Against Which Enclosure Is To Be Recorded:**

☐ Serial Number \_\_\_\_\_ filed \_\_\_\_\_  
☐ Application being filed concurrently herewith.  
☒ Patent Number 5,769,723 issued June 23, 1998.

03/19/2001 BTOM11 00000131 5769723

01 FC:581

40.00 00

(5) **Name And Address Of The Party To Whom Correspondence Concerning The Request To Record Should Be Mailed:**

W. R. Duke Taylor, Esq.  
Harness, Dickey & Pierce, P.L.C.  
P.O. Box 828  
Bloomfield Hills, Michigan 48303

(6) **Number Of Applications and/or Patents Identified In The Cover Sheet And Total Recordal Fee:**

Number of Applications/Patents: ..... One

Total Recordal Fee Enclosed: ..... \$40.00

(7) **Date The Document Was Executed:** March 9, 2001

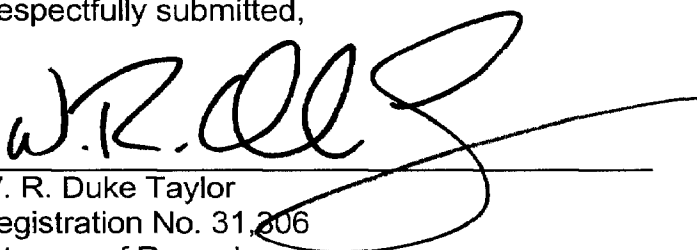
To the best of my knowledge and belief, the foregoing information is true and correct, and if the attached is not an original document, the undersigned verifies that it is a true copy of the original.

If, for some reason, Applicant(s) has/have not paid a sufficient fee, please charge our Deposit Account No. 08-0750 for any further fees which may be due. A duplicate copy of this document is enclosed.

Respectfully submitted,

Dated: March 9, 2001

By:

  
\_\_\_\_\_  
W. R. Duke Taylor  
Registration No. 31,206  
Attorney of Record



## CHANGE OF NAME OF ASSIGNEE

The undersigned Attorney for Applicants and the Assignee designated in U.S. Patent No. 5,769,723 issued June 23, 1998 and entitled **CROSS MEMBER UNIT FOR UNIVERSAL JOINTS** hereby states that the name of the Assignee, GWB Gelenkwellenbau GmbH & Co. KG, has been changed to:

**Spicer Gelenkwellenbau GmbH & Co. KG**

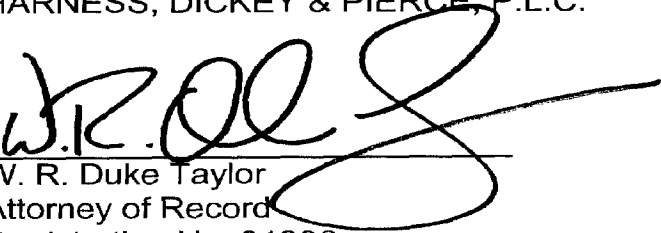
A copy of the pertinent part of the document from the Register of Companies in Germany from which such change of name occurs, and a copy of a certified English translation of the pertinent part of the document, is attached to this Change of Name as Exhibit A.

The undersigned hereby respectfully requests the U.S. Patent Office to effectuate this Change of Name of Assignee for the above-identified patent and to record this document in the U.S. Patent Office. I declare the foregoing information to be true and accurate according to my present information, knowledge and belief.

HARNESS, DICKEY & PIERCE, P.L.C.

Dated: March 9, 2001

BY:

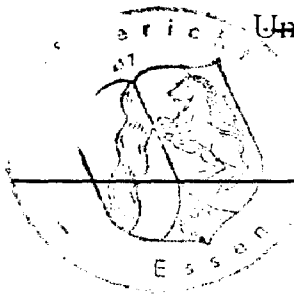
  
W. R. Duke Taylor  
Attorney of Record  
Registration No. 31306

HARNESS, DICKEY & PIERCE, P.L.C.  
P.O. Box 828  
Bloomfield Hills, Michigan 48303

Phone: (248) 641-1600

Attorney Docket No. 6039-000194

**PATENT**  
**REEL: 11575 FRAME: 0741**



Unbeglaubigter / Beglaubigter Lichtdruck

gefertigt am: **3. JULI 2000**

Es wird ausdrücklich darauf hingewiesen, daß die unterstrichenen Teile der Eintragung in dem nachstehenden Lichtdruck in Verbindung mit den Veränderungs- und Löschungsvermerken gelöscht sind.

**Amtsgericht**

**Essen**

Zu:

~~Genossenschafts / Vereins~~

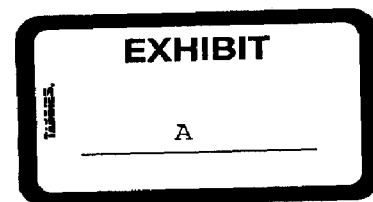
**Handelsregister**

Abt.:

*HRA*

Nr.:

*6990*



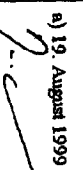
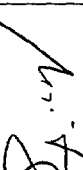
**PATENT**  
**REEL: 11575 FRAME: 0742**

ESSEN

Tausender/ Hundert/ Zehner  
24680

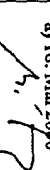
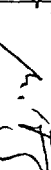
HRA 6990

Blatt 4

| Nr.<br>a) Firma<br>b) Ort der Niederlassung<br>c) Gegenstand des Unternehmens<br>(bei juristischen Personen) | Geschäftsinhaber<br>Persönlich haftende<br>Gesellschaft<br>Vorstand<br>Abwickler | Prokura | Rechtsverhältnisse                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              | a) Tag der Eintragung<br>und Unterschrift<br>b) Bemerkungen                                                                                                                            |
|--------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------|---------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 1<br>a) <u>Gelenkwellenwerk Essen GmbH &amp; Co. KG</u><br>b) Essen                                          | <u>GWB Gelenkwellen GmbH, Köln</u>                                               |         | Kommanditgesellschaft<br>Die Gesellschaft hat am 19. August 1999 begonnen.<br>Kommanditist:<br><u>GKN Gelenkwellenbau GmbH, Essen, mit einer Einlage von 1.000,- DM.</u><br>Die persönlich haftende Gesellschafterin, <u>GWB Gelenkwellen GmbH, Köln</u> ist von den Beschränkungen des § 181 BGB befreit.                                                                                                                                                                                                                                                                      | a) 19. August 1999<br><br>b) p.d.G. AG Köln<br>HRB 31910<br>Kommanditist:<br>AG Essen<br>HRB 7317 |
| 2                                                                                                            |                                                                                  |         | Die GKN Gelenkwellenbau GmbH, Essen hat durch Spaltungsvertrag vom 30. August 1999 gemäß § 123 Absatz 3 Ziffer 1 UrwG aus ihrem Vermögen ihren gesamten Geschäftsbetrieb mit Ausnahme der Grundstücke und Bauten nach näherer Maßgabe des § 6 des Spaltungsvertrages abgespalten zur Aufnahme durch Übertragung auf die Gesellschaft.<br>Die Gesellschafterversammlungen der beteiligten Gesellschaften haben am 30. August 1999 dem Spaltungsvertrag zugestimmt.<br>Die Abspaltung wird erst wirksam mit der Eintragung im Register des Sitzes der übertragenden Gesellschaft. | a) 10. September 1999<br>                                                                           |
| 3                                                                                                            |                                                                                  |         | Die Abspaltung ist im Register der übertragenden GKN Gelenkwellenbau GmbH, Essen am 14. September 1999 eingetragen worden, von auswegen eingetragen gem. § 130 Abs. 2 UrwG.<br>Infolge der Abspaltung ist die Kommanditeinlage der Kommandistin GKN Gelenkwellenbau GmbH erhöht auf<br><u>15.000.000,- DM.</u>                                                                                                                                                                                                                                                                  | a) 16. September 1999<br>                                                                           |
| 4                                                                                                            | a) <u>GWB Gelenkwellenbau GmbH &amp; Co. KG</u>                                  |         | Die Firma ist geändert.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         | a) 27. September 1999<br>                                                                           |

Essen

HRA 6990

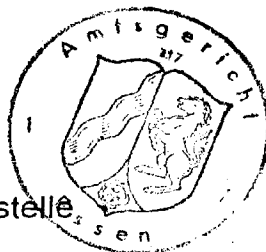
| Nr. der Eintragung | a) Firma<br>b) Ort der Niederlassung<br>(Sitz der Gesellschaft)<br>c) Gegenstand des Unternehmens<br>(bei juristischen Personen) | Geschäftsinhaber<br>Persönlich haftende<br>Gesellschafter<br>Vorstand<br>Abwickler | Prokura                                                                                                                                                                                                                                                                                                                                                                                                                                                                 | Rechtsverhältnisse                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          | a) Tag der Eintragung<br>und Unterschrift<br>b) Bemerkungen                                                                                                                                 |
|--------------------|----------------------------------------------------------------------------------------------------------------------------------|------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 1                  | 2                                                                                                                                | 3                                                                                  | 4                                                                                                                                                                                                                                                                                                                                                                                                                                                                       | 5                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           | 6                                                                                                                                                                                           |
| 5                  |                                                                                                                                  |                                                                                    | Gesamtprokuristen, jeweils<br>gemeinsam mit einem Proku-<br>risten:<br>Helmut Georg Denny, geb.<br>am 27. Dezember 1944, Fre-<br>chen,<br>Dr.-Ing. Harald Walter Die-<br>rich, geb. am 29. Januar<br>1939, Bochum,<br>Dietrich-Joachim Lesch, geb.<br>am 14. November 1943,<br>Meerbusch,<br>Jörg Michhöfer, geb. am 19.<br>März 1961, Talsdorf,<br>Lara Christoph Schäfer, geb.<br>am 23. Mai 1960, Hattling,<br>Peter Wolf, geb. am 01. Au-<br>gust 1939, Oberhausen. |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             | a) 6. Oktober 1999<br>                                                                                 |
| 6                  |                                                                                                                                  |                                                                                    | Die Prokura Dietrich-Joachim<br>Lesch ist erloschen.                                                                                                                                                                                                                                                                                                                                                                                                                    |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             | a) 18. Mai 2000<br>                                                                                      |
| 7                  | a) Spicer Gelenkwellenbau GmbH<br>& Co. KG                                                                                       | Spicer Gelenkwellenbau<br>Verwaltungs GmbH, Essen.                                 |                                                                                                                                                                                                                                                                                                                                                                                                                                                                         | Die Spicer Gelenkwellenbau Verwaltungs GmbH, Essen, ist als<br>persönlich haftende Gesellschafterin in die Gesellschaft eingetre-<br>ten. Sie ist von den Beschränkungen des § 181 BGB befreit.<br>Die GWN Gelenkwellenbau GmbH ist als persönlich haftende<br>Gesellschafterin aus der Gesellschaft ausgeschieden.<br>Die Firma ist geändert.<br>Die GKN Gelenkwellenbau GmbH ist als Kommanditistin aus<br>der Gesellschaft ausgeschieden.<br>Im Wege der Sonderrechtsnachfolge ist die<br>DANA Holding GmbH, Neu-Ulm, mit einer Einlage von<br>DM 15.000.000,- DM<br>als Kommanditistin in die Gesellschaft eingetreten. | a) 29. Juni 2000<br><br>b) phG: AG Essen<br>HRB 14176<br><br>Kommanditist:<br>AG Memmingen,<br>HRB 10739 |

Vorstehende Fotokopie ist ein vollständiges Lichtbild der Hauptschrift.

45143 Essen, 3 JULI 2000



Brüstle  
Justizangestellte  
als Urkundsbeamtin der Geschäftsstelle



## To Whom it May Concern

I, Dorette Zwarts, of Cecilienstraße 18, 53721 Siegburg, Germany, hereby declare that I am a professional translator and that I am the translator of the document attached (certified copy of an extract of the German Trade Register of the District Court in Essen, No. HR B 6990 of Messrs. Spicer Gelenkwellenbau GmbH & Co. KG, Essen) and I certify that the following is a true translation to the best of my knowledge and belief.

Signature of translator

*Dorette Zwarts*

Dated this 23th day of October 2000

Witness:

*TS*

SEAL

Certified Photocopy

made on : 3 July 2000

---

It is expressly pointed out that the underlined parts  
of the recorded data in the following photocopy in connection  
with the alteration and deletion remarks are cancelled.

District Court

Essen

---

Pertaining to:

~~Cooperative~~ / Association

Trade register

---

Dept.: HRA

Nr.: 6990

| No. of entry | a) Firm<br>b) Place of business<br>c) Purpose of the company   | Owner of Business<br>General Partners<br>Board of Directors<br>Liquidators | Power of Signature | Legal Circumstances                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           | a) Date of entry and signature<br>b) Remarks                                                                                         |
|--------------|----------------------------------------------------------------|----------------------------------------------------------------------------|--------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------|
| 1            | 2                                                              | 3                                                                          | 4                  | 5                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             | 6                                                                                                                                    |
| 1            | a) <u>Gelenkwellenwerk Essen GmbH &amp; Co. KG</u><br>b) Essen | <u>GWB Gelenkwellen GmbH, Köln</u>                                         |                    | Limited commercial partnership.<br>The company started business on 19 August 2000.<br>Special partner:<br><u>GKN Gelenkwellenbau GmbH, Essen with a contribution of ..... DM 1000.-</u><br>The general partner <u>GWB Gelenkwellen GmbH, Köln</u> is exempt from the restriction according to § 181 German Civil Code.                                                                                                                                                                                                                        | a) 19 August 1999 (signature)<br>b) General partner: District Court Köln HRB 31910<br>Special partner: District Court Essen HRB 7517 |
| 2            | <u>Gelenkwellenbau GmbH</u>                                    |                                                                            |                    | GKN Gelenkwellenbau GmbH, Essen, has by segregation** contract dated 30 August 1999 acc. to § 123(3, 1) German Conversion Law segregated the sum total of their business activities from their assets except for real estates and buildings in accordance with §6 of the segregation contract<br>The company meetings of the participating companies consented to the segregation contract on 30 August 1999. The segregation becomes effective only upon the recordal in the trade register at the legal domicile of the transferor company. | a) 10 September 1999 (signature)                                                                                                     |
| 3            |                                                                |                                                                            |                    | The segregation has been recorded in the trade register of the transferor company GKN Gelenkwellenbau GmbH, Essen, on 14 September 1999; ex officio recorded acc. to § 130 (2) German Conversion Law.<br>As a result of the segregation the contribution of the special partner <u>GKN Gelenkwellenbau GmbH</u> was raised to ..... 15.000.000.-                                                                                                                                                                                              | a) 16 September 1999 (signature)                                                                                                     |
| 4            | <u>GWB Gelenkwellenbau GmbH &amp; Co. KG</u>                   |                                                                            |                    | The company name has been changed.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            | a) 27 September 1999 (signature)                                                                                                     |
|              |                                                                |                                                                            |                    |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |                                                                                                                                      |

The preceding photocopy is a complete copy of the main entry.

45143 Essen, 3 July 2000

(signature)

Brüstle

Judicial clerk

as documentary clerk  
of the branch office

(Seal of the District Court of Essen)