

05-29-2001

PATENT



101733138

Box Assignment  
Commissioner of Patents and Trademarks  
Washington, D.C. 20231

**ASSIGNMENT (DOCUMENT) COVER LETTER**

**PATENT OR PATENT APPLICATION**

5-21-01

**1. NAMES OF PARTY(IES) MAKING TRANSFER**

Name 1: Gerald R. Johnson  
Name 2:

**2. IDENTITY OF PARTY(IES) TO WHOM TRANSFER IS MADE**

This transfer is being made to:

Name: Triple Oak, A California General Partnership  
Address: 1909 Traffic Way  
Atascadero, CA 93422

**3. INTENTION OF DOCUMENT**

A brief description of what the accompanying document intends to accomplish is that it is an:

- ☒ Assignment  
☐ License  
☐ Security Interest  
☐ Other

40E

**4. IDENTIFICATION OF PATENT OR APPLICATION**

Particulars of the patent or application to which the accompanying document applies are:

Inventor(s): Gerald R. Johnson

For (title): GARDEN TOOL WITH BACK STRAIN RELIEF FEATURE

- (a) — U.S. patent application executed on \_\_\_\_\_.  
(b) — U.S. patent application serial no. \_\_\_\_\_ filed on \_\_\_\_\_.  
(c) — U.S. patent no. 6,044,914 issued on April 4, 2000.

5. **NAME AND ADDRESS TO WHICH CORRESPONDENCE SHOULD BE MAILED**

Please address all correspondence and return the recorded document to:

John P. Costello  
Weintraub Genshlea Chediak Sproul  
400 Capitol Mall, 11<sup>th</sup> Floor  
Sacramento, California 95814

6. **NUMBER OF APPLICATIONS OR PATENTS, AND TOTAL FEE DUE**

The number of applications or patents identified herein is: 1

Total Fee Due \$ 40.00

7. **DATE DOCUMENT WAS EXECUTED**

The accompanying documents were executed on May 5, 2001.

8. **FEE PAYMENT**

Fee payment is provided for as follows:

— New Application transmittal (Item 13 - INCLUDED IN FILING FEE)

— FWC Transmittal (Item VII)

— Transmittal of Filing under 37 CFR 1.60(b) (Item 11)

X Attached is a check in the sum of \$40.00.

X Charge Account No. 501176 if any additional fee is due for  
**this assignment only.**

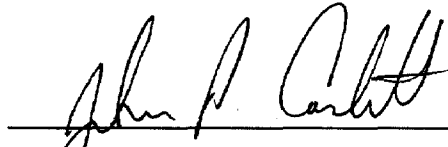
— Charge Account No. \_\_\_\_\_ in the sum of \_\_\_\_\_ A duplicate of this  
transmittal is attached.

9. **STATEMENT OF AUTHENTICITY**

The undersigned certifies that, to the best of his or her knowledge and belief, the information contained in this cover sheet is true and correct, and any copy of the document submitted for recording is a true copy of the original document.

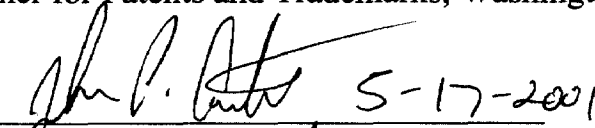
10. **SIGNATURE**

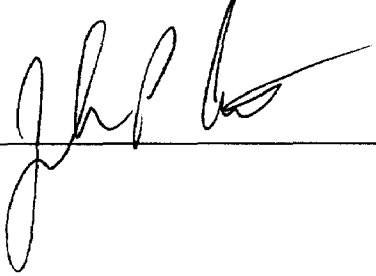
Dated: 5-17-2001.

  
\_\_\_\_\_  
John P. Costello, Reg. No. 36,110  
Weintraub Genshlea Chediak Sproul  
400 Capitol Mall, 11<sup>th</sup> Floor  
Sacramento, CA 95814  
916/558-6107

**CERTIFICATE OF MAILING BY FIRST CLASS MAIL (37 CFR 1.8)**

I hereby certify that this paper or fee is being deposited with the United States Postal Service as "First Class Mail" under 37 C.F.R. §1.8 in an envelope addressed to: Box Assignment, Assistant Commissioner for Patents and Trademarks, Washington, D.C. 20231 on this date May 17, 2001.

  
\_\_\_\_\_  
John P. Costello

  
\_\_\_\_\_  
Signature

For: ☒ U.S. and/or ☐ Foreign RightsFor: ☐ U.S. Application or ☒ U.S. PatentBy: ☒ Inventor(s) or ☐ Present Owner

## ASSIGNMENT OF INVENTION

In consideration of the payment by ASSIGNEE to ASSIGNOR of the sum of One Dollar (\$1.00), the receipt of which is hereby acknowledged, and for other good and valuable consideration.

ASSIGNOR:

(inventor(s) or person(s) or entity(ies)  
who own the invention

GERALD R. JOHNSON (INVENTOR)

(Type or print name(s) of ASSIGNOR(S))

8633 PRAIRIEWOODS DRIVE, SACRAMENTO, CA 95828

Address

USA

Nationality

*If assignment is by person or entity to whom invention was previously assigned and this  
was recorded in PTO add the following)*

Recorded on \_\_\_\_\_  
Reel \_\_\_\_\_  
Frame \_\_\_\_\_

hereby sells, assigns and transfers to

ASSIGNEE(S):

TRIPLE OAK, A CALIFORNIA GENERAL PARTNERSHIP

(Type or print name of ASSIGNEE)

1909 TRAFFIC WAY, ATASCADERO, CA 93422

Address

USA

Nationality

and the successors, assigns and legal representatives of the ASSIGNEE(S)  
(complete one of the following)

☒ the entire right, title and interest

\_\_\_ an undivided \_\_\_\_\_ percent (\_\_\_\_\_% ) interest

for the United States and its territorial possessions

*(check the following box if foreign rights are also to be assigned)*

\_\_\_ and in all foreign countries, including all rights to claim priority,

in and to any and all improvements which are disclosed in the invention entitled:

**GARDEN TOOL WITH BACK STRAIN RELIEF FEATURE**

and which is found in

- (a) \_\_\_ U.S. patent application executed on even date herewith
- (b) \_\_\_ U.S. patent application executed on \_\_\_\_\_
- \_\_\_ To comply with CFR 3.21 for recordal of this assignment. A, an ASSIGNOR signing below, hereby authorize and request my attorney, as named in the Declaration and Power of Attorney I executed for this invention on the execution date stated above, to insert below the filing date and application number when it becomes known.
- c) \_\_\_ U.S. application serial no. \_\_\_\_\_ filed on \_\_\_\_\_
- (d) \_X\_ U.S. patent no. 6,044,914 issued APRIL 4, 2000.
- \_\_\_ A change of address to which correspondence is to be sent regarding patent maintenance fees is being sent separately.

*(also check (e) if foreign application(s) is/are also being assigned)*

- (e) \_\_\_ and any legal equivalent thereof in a foreign country, including the right to claim priority and, in and to, all Letters Patent to be obtained for said invention by the above application or any continuation, continuation-in-part, division, renewal or substitute thereof, and as to letters patent any reissue or re-examination thereof.

ASSIGNOR hereby covenants that no assignment, sale, agreement or encumbrance has been or will be made or entered into which would conflict with this agreement.

ASSIGNOR further covenants that ASSIGNEE will, upon its request, be provided promptly with all pertinent facts and documents relating to said invention and said Letters Patent and legal equivalents as may be known and accessible to ASSIGNOR and will testify as to the same in any interference, litigation or proceeding related thereto and will promptly execute and deliver to ASSIGNEE or its legal representatives any and all papers, instruments or affidavits required to apply for, obtain, maintain, issue and enforce said application, said invention and said Letters Patent and said equivalents thereof which may be necessary or desirable to carry out the purposes thereof.

IN WITNESS WHEREOF, I/We have hereunto set hand and seal  
this MAY 5/2001  
(date of signing).

WARNING: Date of signing must be the same as the date of execution of the application if item (a) was checked above.

Gerald R. Johnson  
Signature of ASSIGNOR - GERALD R. JOHNSON

If ASSIGNOR is a legal entity complete the following information

GERALD R. JOHNSON  
Type or print the name of the above person authorized to sign on behalf of ASSIGNOR

MANAGING PARTNER OF TRIPLE OAK CO.  
Title

NOTE: No witnessing, notarization or legalization is necessary. If the assignment is notarized or legalized then it will only be prima facie evidence of execution 35 U.S.C. 261. Use next page if notarization is desired.

\_\_\_\_ Notarization or Legalization Page Added.