

08-17-2001

FORM PTO-1595  
(Rev. 6-93)  
OMB No. 0651-0011 (exp. 4/94)

U.S. Department of Commerce



Patent and Trademark Office

101815224

To the Honorable Commission

original document or copy thereof.

1. Name of conveying party(ies):

Clemente Conde

8-3-01

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

3. Nature of conveyance:

Assignment  Merger  
 Security Agreement  Change of Name  
 Other

Execution Date: 7/30/01

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

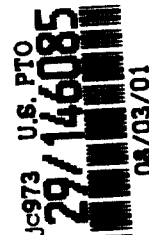
Name: Easy Gardener, Inc.

Internal Address:

Street Address: 3022 Franklin Avenue

City: Waco State: TX Zip: 76710

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



4. Application number(s) or registration number(s):

29/146085

If this document is being filed together with a new application, the execution date of the application is: 8/3/01

A. Patent Application No.(s):

B. Patent No.(s):

Additional numbers attached?  Yes  No

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

Name: Richard D. Egan

O'KEEFE, EGAN & PETERMAN  
1101 Capital of Texas Highway South  
Building C, Suite 200

City: Austin State: Texas Zip: 78746

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 if check insufficient or inadvertently omitted

8. Deposit account number:

10-1205/EASY:012

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

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.

Richard D. Egan

[Signature]

8/3/01

Name of Person Signing

Signature

Date

Reg. No. 36,788

Total number of pages including cover sheet, attachments and documents: 2

NUMBER: EL 917070929 US

I hereby certify that this paper or fee is being deposited with the United States Postal Service "EXPRESS MAIL POST OFFICE TO ADDRESSEE" service, postage prepaid, under 37 CFR 1.10 on the date indicated above and is address to: Assistant Commissioner of Patents, Washington, D.C. 20231.

[Signature]

8-3-01

Signature

Date

08/16/2001 ANMED1 00000191 29146085

40.00 OP

01 FC:581

PATENT  
REEL: 012069 FRAME: 0818

### ASSIGNMENT

FOR GOOD AND VALUABLE CONSIDERATION, the receipt, sufficiency and adequacy of which are hereby acknowledged, the undersigned, do hereby:

SELL, ASSIGN AND TRANSFER to Easy Gardener, Inc. (the "Assignee"), being incorporated under the laws of the State of Texas, having a place of business at 3022 Franklin Avenue, Waco, Texas 76710, the entire right, title and interest for the United States and all foreign countries in and to any and all improvement which are disclosed in the application filed concurrently herewith and is entitled "LANDSCAPE EDGING," such application and all divisional, continuing, substitute, renewal, reissue and all other applications for patent which have been or shall be filed in the United States and all foreign countries on any of such improvements; all original and reissued patents which have been or shall be issued in the United States and all foreign countries on such improvements; and provisions of any convention or treaty and claim priority based on such application in the United States;

AUTHORIZE AND REQUEST the issuing authority to issue any and all United States and foreign patents granted on such improvements to the Assignee;

WARRANT AND COVENANT that no assignment, grant, mortgage, license or other agreement affecting the rights and property herein conveyed has been or will be made to others by the undersigned, and that the full right to convey the same as herein expressed is possessed by the undersigned;

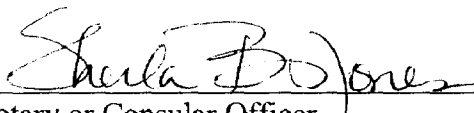
COVENANT, when requested and at the expense of the Assignee, to carry out in good faith the intent and purpose of this assignment, the undersigned will execute all divisional, continuing, substitute, renewal, reissue, and all other patent applications on any and all such improvements; execute all rightful oaths, declarations, assignments, powers of attorney and other papers; communicate to the Assignee all facts known to the undersigned relating to such improvements and the history thereof; and generally do everything possible which the Assignee shall consider desirable for vesting title to such improvements in the Assignee, and for securing, maintaining and enforcing proper patent protection for such improvements;

TO BE BINDING on the heirs, assigns, representatives and successors of the undersigned and extend to the successors, assigns and nominees of the Assignee.

(Signature):  Date: 4/29/01  
Clemente Conde

State of Texas )  
County of McLennan )

BEFORE ME, the undersigned authority, on this 30<sup>th</sup> day of July, 2001, personally appeared Clemente Conde, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he executed the same of his own free will for the purposes and consideration therein expressed.

  
Notary or Consular Officer

