

03-04-2002

DEPARTMENT OF COMMERCE
Patent and Trademark Office

To the Honorable Commissioner of Patents and Trademarks, Please

1. Name of conveying party(ies):

James F. DeSelle

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

3. Nature of conveyance:

- ☒ Assignment ☐ Merger
☐ Security Agreement ☐ Change of
Name

Other _____

Execution Date December 17, 2001

102001212

Name: THE BABCOCK & WILCOX COMPANY

Internal Address: _____

Street Address: 1615 Poydras StreetCity: New Orleans State: LA ZIP: 70112

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

☐ Yes ☒ No

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)
Serial No. 10/024,874
Case No. 6217

B. Patent No.(s)

Additional numbers attached? ☐ Yes ☒ No5. Name and address of party to whom
correspondence concerning document
should be mailed:Eric Marich
The Babcock & Wilcox Company
Patent Department
20 S. Van Buren Avenue
Barberton, Ohio 442036. Total number of applications and
patents involved: 17. Total fee (37CFR 3.41) \$ 40.00

- ☐ Enclosed
☒ Authorized to be charged to deposit
account

8. Deposit account number:

50-1813(Attach duplicate copy of this page if paying by
deposit account)

03/01/2002 AMWED1 00000110 501813 10024874

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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.Eric Marich, Reg. No. 32,265
Name of Person SigningEric Marich
Signature8 Feb 2002
DateTotal number of pages including cover sheet, attachments, and document: 4Mail documents to be recorded with required cover sheet information to:
Commissioner of Patents & Trademarks, Box: Assignments
Washington, D.C. 20231

THIS ASSIGNMENT made the 17th day of DECEMBER, 20 01, by JAMES F. DeSELLEM, a citizen of the United States of America, residing at 35735 Hull Road, Salineville, Ohio 43945;

WITNESSETH: That

WHEREAS, I am the sole inventor of a certain new and useful improvement and invention in

**BOILER INTERNAL FLUE GAS BY-PASS DAMPER FOR
FLUE GAS TEMPERATURE CONTROL**

which claims the benefit under 35 USC §119(e) of my Provisional US Patent Application Serial No. 60/257,134, filed December 20, 2000, and for which I have prepared and executed an application for Letters Patent of the United States on the 17th day of DECEMBER, 20 01; and

WHEREAS, THE BABCOCK & WILCOX COMPANY, a Corporation organized under the laws of the state of Delaware, U.S.A., and having its principal office at New Orleans, Louisiana, U.S.A., is desirous of acquiring the entire right, title, and interest in and to said invention, and any and all Letters Patent which shall be granted therefor;

NOW, THEREFORE, To All Whom It May Concern, be it known that for and in consideration of the sum of One Dollar (\$1.00) to me in hand paid, and other good and valuable considerations, the receipt of which is hereby acknowledged, I, by JAMES F. DeSELLEM, have sold, assigned, transferred and set over, and by these presents do sell, assign, transfer and set over, unto said THE BABCOCK & WILCOX COMPANY, its successors and assigns, the entire right, title, and interest in and to the above-mentioned invention and application for Letters Patent therefor, and in and to any and all Letters Patent of the United States which may be hereinafter be granted therefor, and in and to any and all extensions, divisions, or reissues of said Letters Patent, the same to be held and enjoyed by said THE BABCOCK & WILCOX COMPANY, for its own use and behoof, and the use and behoof of its successors and assigns, to the full end of the term for which said Letters Patent may be granted, as fully and entirely as the same would have been held and enjoyed by me has this assignment and sale not been made;

AND, for the consideration aforesaid, I hereby covenant and agree with said THE BABCOCK & WILCOX COMPANY, its successors and assigns, that at the time of the execution and delivery of these presents, I am the sole and lawful owner of the entire right, title,

and interest in and to the above-mentioned invention, application, and Letters Patent above mentioned, and that the same are unencumbered, and that I have good right and lawful authority to sell and convey the same in the manner herein set forth;

AND, for the consideration aforesaid, I hereby covenant and agree with said THE BABCOCK & WILCOX COMPANY, its successors and assigns, that I will, whenever its counsel or the counsel of its successors or assigns, learned in the law, shall advise that an amendment or division or any other proceeding in connection with said application, including interference proceedings, is lawful and desirable or that a reissue or extension of said Letters Patent is lawful and desirable, sign all papers and drawings, take all rightful oaths, and do all acts necessary or required to be done for the procurement of valid Letters Patent for said invention, or for the reissue or extension of same, without charge to said THE BABCOCK & WILCOX COMPANY, or its successors or assigns, but at its or their expense.

I hereby request the Honorable Commissioner of Patents and Trademarks of the United States to issue the Letters Patent in accordance with this instrument.

AND, for the consideration aforesaid, I have sold, assigned, transferred and set over, and by these presents do sell, assign, transfer and set over, unto said THE BABCOCK & WILCOX COMPANY, its successors, assigns, or nominees, the entire right, title, and interest in and to any and all Letters Patent or other form of protection which may be granted in countries foreign to the United States, and in and to any and all applications for Letters Patent or other form of protection which may be filed for said invention in countries foreign to the United States, and in and to the invention described in said applications; and I hereby authorize and empower said THE BABCOCK & WILCOX COMPANY, its successors, assigns, or nominees, to apply for Letters Patent, or other form of protection, on said invention, in its own name or in the name of its successors, assigns, or nominees, in any and all countries where it may desire to file such applications and where such applications may be filed by another other than the inventor; and I hereby covenant and agree to sign all papers and drawings, take all rightful oaths, and do all acts necessary or required to be done for the procurement of valid Letters Patent, or other form of protection, for said invention in countries foreign to the United States, and for further investing or confirming the right and title thereto in said THE BABCOCK & WILCOX COMPANY, its successors, assigns, or nominees, without charge to said THE BABCOCK & WILCOX COMPANY, its successors, assigns, or nominees, but at its or their expense.

IN WITNESS WHEREOF, I have hereunto set my hand and seal on the day and year first above written.

X James F. DeSelle
JAMES F. DeSELLEM

WITNESSES:

Albert G. Fagot Jr.

Eric Marich

STATE OF OHIO)
) ss.
COUNTY OF SUMMIT)

On this, the 17th day of DECEMBER, 2001, before me personally appeared JAMES F. DeSELLEM to me known and known to me to be the person described in and who executed the foregoing instrument; and he acknowledged to me that he executed the same for the purpose therein stated.

SEAL

Eric Marich

ERIC MARICH
ATTORNEY AT LAW
NOTARY PUBLIC - STATE OF OHIO
MY COMMISSION HAS NO EXPIRATION DATE
SECTION 147.03 R.C.