

03-18-2002

FORM PTO-1595 (Substitute)

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FEET

U.S. DEPARTMENT OF COMMERCE

U.S. Patent Office

102019590

To the Director of the U.S. Patent and Trademark Office: Please record the attached original documents or copy thereof.

1. Name of conveying party(ies): POLYFOAM PACKERS CORPORATION
Additional name(s) of conveying party(ies) attached? Yes No

2. Name and address of receiving party(ies):
Name: TUSCARORA INCORPORATED
Address: 800 Fifth Avenue
City: New Brighton State: PA Zip: 15066

3. Nature of conveyance: 2/28/02
 Assignment Merger
 Security Agreement Change of Name
 Other

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

Execution Date: January 16, 2002

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): 09/713123

B. Patent No(s):

Additional numbers attached? Yes No

5. Name and address of party to whom correspondence concerning document should be mailed:
Name: Jody L. Burtner, Senior Paralegal
REED SMITH LLP
Address: P.O. Box 488
City: Pittsburgh State: PA Zip: 15230

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
 Charge any deficiency to deposit account
8. Deposit account number: 18-0582
(Attach duplicate copy of this page if paying by deposit account)

DO NOT USE THIS SPACE

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 and correct copy of the original document.

Jody L. Burtner, Senior Paralegal
Name of Person Signing

Signature

February 11, 2002
Date

Total number of pages including cover sheet, attachments, and document: 6

Mail documents to be recorded with required cover sheet information to:
Director of the U.S. Patent and Trademark Office, Box Assignments
Washington, D.C. 20231

03/15/2002 DBYRNE 00000217 09713123
01 FC:581 40.00 OP

ASSIGNMENT OF INTELLECTUAL PROPERTY – PATENT APPLICATIONS

This Assignment, effective this 16th day of January, 2002, is by and between POLYFOAM PACKERS CORPORATION., an Illinois corporation, having a place of business at 2320 Foster Avenue, Wheeling, Illinois 60090-6572 (hereinafter referred to as "ASSIGNOR") and TUSCARORA INCORPORATED, a Pennsylvania corporation, having its principal office at 800 Fifth Avenue, New Brighton, Pennsylvania 15066 (hereinafter referred to as "ASSIGNEE").

WHEREAS, ASSIGNOR owns rights in certain patent applications, issued patents and Letters Patent of the United States of America and in certain other foreign countries, said patent applications, issued patents and Letters Patent hereinafter being found and described in Schedule A attached hereto and made a part hereof, together with the inventions associated therewith and any patents issued thereon (hereinafter referred to as the "Patent Properties"); and

WHEREAS, pursuant to an Acquisition Agreement dated January 16, 2002, ("Acquisition Agreement") pertaining to the sale and purchase of certain assets and liabilities of ASSIGNOR, including Intellectual Property relating to the Business (as defined in therein), (hereinafter referred to collectively as the "Intellectual Property"), ASSIGNOR has agreed, inter alia, to assign, and ASSIGNEE has agreed, inter alia, to acquire ASSIGNOR'S entire right, title and interest in, to and under the Patent Properties or similar legal protection to be obtained therefor in the United States and in any and all foreign countries.

NOW, THEREFORE, TO ALL WHOM IT MAY CONCERN, intending to be legally bound, be it known that for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, ASSIGNOR does hereby sell, assign and transfer to ASSIGNEE, its successors, assigns and legal representatives, ASSIGNOR'S entire right, title and interest in and to said Patent Properties being found and described at least in Schedule A and improvements thereof in the United States of America and its territorial possessions and in any and all foreign countries, including all claims for past infringement, and to all Letters Patents or similar legal protection in the United States of

ASSIGNMENT OF INTELLECTUAL PROPERTY – PATENT APPLICATIONS

America and its territorial possessions and in any and all foreign countries to be obtained for said Patent Properties and all divisions, reexaminations, reissues, renewals, substitutions, continuations, continuations-in-part, and extensions thereof or any legal equivalent thereof in a foreign country for the full term or terms for which the same may be granted, including, without limitation, all rights of priority, all rights to publish cautionary notices reserving ownerships of said inventions and all rights to file to register said inventions in appropriate registries.

ASSIGNOR HEREBY COVENANTS that, upon the request of the ASSIGNEE (or its assigns), ASSIGNOR will promptly provide the ASSIGNEE (or its assigns) with all pertinent facts and documents relating to said Patent Properties and legal equivalents in the United States and foreign countries as may be known and accessible to ASSIGNOR and ASSIGNOR will testify as to the same in any action or litigation related thereto and will promptly execute and deliver to ASSIGNEE or its legal representative any and all papers, instruments or affidavits required to apply for, obtain, maintain, issue, enforce and perfect such rights, title, and interest in ASSIGNEE, its successors, assigns and legal representatives for said Patent Properties and said equivalents thereof in any foreign country which may be necessary or desirable to carry out the purposes thereof. Any and all reasonable expenses incurred by ASSIGNOR in connection with its obligations under this paragraph shall be paid by the ASSIGNEE (or its assigns), provided however, that ASSIGNOR has obtained the prior written consent of ASSIGNEE (or its successors and assigns) to incur the expense for which ASSIGNOR seeks payment.

ASSIGNEE hereby confirms, agrees to and accepts this Assignment of Intellectual Property.

ASSIGNMENT OF INTELLECTUAL PROPERTY – PATENT APPLICATIONS

POLYFOAM PACKERS CORPORATION

By: Monton I. Rosen

Name: Monton I. Rosen

Title: President

Date: January 16, 2002

Sworn to and subscribed

before me this 16th day of January, 2002

Laura L. Krueger
Notary Public



TUSCARORA INCORPORATED

By: Brian C. Mullins
Name: Brian C. Mullins
Title: Senior Vice President
Date: January 16, 2002

Sworn to and subscribed
before me this 16th day of January, 2002

Laura L. Krueger
Notary Public



SCHEDULE A – INTELLECTUAL PROPERTY

U.S. Patent Applications

<u>SERIAL NO.</u>	<u>FILING DATE</u>	<u>TITLE</u>
09/713,123	November 14, 2000	Expandable Packing End Cap

February 11, 2002

Director of Patents and Trademarks
BOX ASSIGNMENT
Washington, DC 20231

Re: Recordation of Assignment – Patent Applications
Polyfoam Packers Corporation to Tuscarora Incorporated

Dear Sir:

Enclosed are the following for filing in connection with the above-referenced matter:


1. An executed Assignment of Intellectual Property – Patent Applications with attached completed Recordation Form Cover Sheet - Patents Only;
2. A check in the amount of \$40.00 representing the recordation fee for one (1) patent properties; and
3. A self-addressed stamped postcard, return of which is requested to acknowledge receipt of the enclosed documents.

The Director is authorized to charge any payment due in connection with this submission, or to credit any overpayment to Deposit Account No. 18-0582. A duplicate copy of this authorization is enclosed.

Very truly yours,

REED SMITH LLP

By


Jody L. Burtner, Senior Paralegal
to Charles H. Dougherty, Jr., Esq.

cc: Charles H. Dougherty, Jr., Esq. (w/o encl.)
Christi L. Davis, Esq. (w/encl.)

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United Kingdom
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reedsmith.com

ReedSmith refers to ReedSmith LLP and related entities

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February 11, 2002 3:54 PM

RECORDED: 02/28/2002

PATENT
REEL: 012670 FRAME: 0510