

4/4/02

I hereby certify that this paper is being deposited
with the U.S. Postal Service as 1st Class Mail
addressed to the Commissioner of Patents and
Trademarks, Washington, D.C. 20231 on 3/25/02.

04-10-2002



102050907

D8

Victoria A. Bonfield
APR 04 2002
PATENT & TRADEMARK OFFICE

PATENT

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
ASSIGNMENT BRANCH**

Watts, Hoffmann, Fisher & Heinke Co., L.P.A.
P.O. Box 99839
Cleveland, Ohio 44199-0839
Telephone: (216) 241-6700
Docket No.: 13-699

Assistant Commissioner for Patents
ATTENTION: ASSIGNMENT BRANCH
Washington, D. C. 20231

Dear Sir:

Please record the attached original document(s) or copy thereof as follows:

Conveying Party: CYBEREX, LLC

Receiving Party: DANAHER POWER SOLUTIONS LLC
Address: 7171 Industrial Park Blvd.
Mentor, Ohio, 44060

Nature of Conveyance: Certificate of Amendment to Certificate of Formation

Date of Execution: December 17, 2001

Please record against:

Patent No(s): 5,644,175

Application No(s):

No. of Patent(s): *No. of Application(s):* 1

If this document is being filed together with a new application, the execution date of the application is: . (Payment for the recordal fees has been included in the check in the amount of \$ accompanying the application.)
(or)

A check in the amount of \$40.00 for the recordal fees is enclosed.

XX Please charge any additional fees, or credit any overpayment, to Deposit Account 23-0630.

Total number of pages including cover sheet, attachments and document: 8

04/09/2002 TDIAZ1 00000245 5644175

01 FC:581

40.00 DP

**PATENT
REEL: 012754 FRAME: 0870**

To my best knowledge and belief, the foregoing information is true and correct. Please correspond with Watts, Hoffmann, Fisher & Heinke at the above address.

Respectfully submitted,

March 25, 2002.

Date

Stephen J. Schultz

Stephen J. Schultz

Reg. No.: 29,108

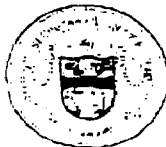
PAGE 1

State of Delaware
Office of the Secretary of State

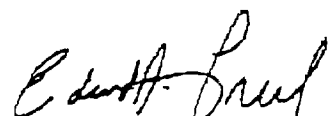
I, EDWARD J. FREEL, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY THE ATTACHED IS A TRUE AND CORRECT COPY OF THE CERTIFICATE OF MERGER, WHICH MERGES:

"CYBEREX, INC.", A OHIO CORPORATION,

WITH AND INTO "CYBEREX, LLC" UNDER THE NAME OF "CYBEREX, LLC", A LIMITED LIABILITY COMPANY ORGANIZED AND EXISTING UNDER THE LAWS OF THE STATE OF DELAWARE, AS RECEIVED AND FILED IN THIS OFFICE THE FOURTH DAY OF JUNE, A.D. 1997, AT 11:30 O'CLOCK A.M.



2699668 8100M


Edward J. Freel, Secretary of State

AUTHENTICATION:

8495123

DATE:

06-04-97

PATENT

REEL: 012754 FRAME: 0872

5893-409



The State of Ohio

Bob Taft

Secretary of State

981222

Certificate

It is hereby certified that the Secretary of State of Ohio has custody of the Records of Incorporation and Miscellaneous Filings; that said records show the filing and recording of: MUL MIS PER

of:

CYBEREX LLC

United States of America
State of Ohio
Office of the Secretary of State

Recorded on Roll 5893 at Frame 0410 of
the Records of Incorporation and Miscellaneous Filings.

Witness my hand and the seal of the Secretary of State at

Columbus, Ohio, this 4TH day of JUNE

A.D. 19 97



Bob Taft

Bob Taft

Secretary of State

PATENT

REEL: 012754 FRAME: 0873

**CERTIFICATE OF MERGER
OF
CYBEREX, INC.
(an Ohio corporation)
INTO
CYBEREX, LLC
(a Delaware limited liability company)**

Cyberex, LLC hereby certifies that:

FIRST: The name and state of formation of each of the constituent entities are Cyberex, Inc., an Ohio corporation and Cyberex LLC, a Delaware limited liability company.

SECOND: An Agreement of Merger has been approved, adopted, certified, executed and acknowledged by Cyberex, Inc. and by Cyberex, LLC in accordance with the provisions of Section 18-209 of the Delaware Limited Liability Company Act.

THIRD: The name of the surviving limited liability company is Cyberex, LLC.

FOURTH: The surviving limited liability company is a limited liability company of the State of Delaware and the Certificate of Formation of the surviving limited liability company as in force and effect upon the effective date of the merger in the State of Delaware shall be the Certificate of Formation of the surviving limited liability company and shall continue in full force and effect until amended and changed in the manner prescribed by the provisions of the Delaware Limited Liability Company Act.

FIFTH: The executed Agreement of Merger is on file at the principal place of business of Cyberex, LLC at 7171 Industrial Park Blvd., Mentor, Ohio 44060. A copy of the Agreement of Merger will be furnished by Cyberex, LLC on request and without cost to any shareholder of Cyberex, Inc. or any member of Cyberex, LLC.

SIXTH: This Certificate of Merger shall be effective upon the filing in the office of the Secretary of State.

02/28/02

10:51

216 241 3707

TS&H 200 PUB SQ

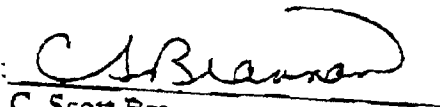
006

IN WITNESS WHEREOF, Cyberex, LLC has caused this certificate to be signed by its
sole member as of the 30th day of May, 1997.

CYBEREX, LLC

By: JOSLYN COMPANY LLC

By:



C. Scott Brannan
Vice President

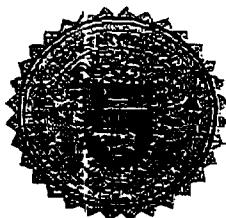
BALT:9680/1

Delaware

PAGE 1

The First State

I, HARRIET SMITH WINDSOR, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY THE ATTACHED IS A TRUE AND CORRECT COPY OF THE CERTIFICATE OF AMENDMENT OF "CYBEREX, LLC", CHANGING ITS NAME FROM "CYBEREX, LLC" TO "DANAHER POWER SOLUTIONS LLC", FILED IN THIS OFFICE ON THE EIGHTEENTH DAY OF DECEMBER, A.D. 2001, AT 9 O'CLOCK A.M.



2699668 8100

010671515

Harriet Smith Windsor

Harriet Smith Windsor, Secretary of State

AUTHENTICATION: 1529242

DATE: 12-27-01

PATENT

REEL: 012754 FRAME: 0876

