

04-30-2002

EET



102072832

To the Commissioner of Patents and Trademarks: Please record the attached original document.

1. Name of conveying party(ies):  
  
Robert W. Fayfield  
Dennis Smith  
  
*04/22/02*

2. Name and address of receiving party(ies):  
  
Banner Engineering Corp.  
9714 Tenth Avenue North  
Minneapolis, MN 55441

JC973 U.S. PTO  
29/159493  
04/22/02

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

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

3. Nature of conveyance:  
 Assignment  Merger  
 Security Agreement  Change of Name  
 Other:

Execution Date: April 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: April 16, 2002

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: Albert L. Underhill  
Address: Merchant & Gould P.C.  
P.O. Box 2903  
Minneapolis, MN 55402-0903



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

8. Please charge any additional fees or credit any overpayments to our Deposit account number: 13-2725

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 copy of the original document.

Albert L. Underhill  
Name of Person Signing

*Albert L. Underhill*  
Signature

April 22, 2002  
Date

Total number of pages including cover sheet, attachments, and document 3

Do not detach this portion

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

Public burden reporting for this sample cover sheet is estimated to average about 30 minutes per document to be recorded, including time for reviewing the document and gathering the data needed, and completing and reviewing the sample cover sheet. Send comments regarding this burden estimate to the U.S. Patent and Trademark Office, Office of information systems, PK2-1000C, Washington, D.C. 20231, and to the Office of Management and Budget, Paperwork Reduction Project (0651-0011), Washington, D.C. 20503.

04/29/2002 LNUELLER 00000324 29159493  
01 FC:501 40.00 DP

**ASSIGNMENT**

WHEREAS, we, Robert W. Fayfield, residing at 6005 Christmas Lake Road, Shorewood, MN 55331 and Dennis Smith, residing at 225 Thomas Avenue South, Minneapolis, MN 55405, made certain new and useful inventions and improvements for which we filed an application for Letters Patent of the United States on Herewith, which is entitled HOUSING FOR PHOTOELECTRIC CONTROL.

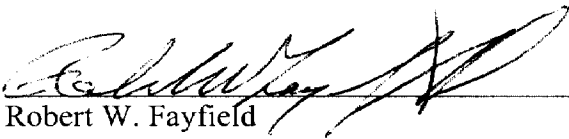
AND WHEREAS, Banner Engineering Corp., a corporation organized and existing under and by virtue of the laws of the State of Minnesota, and having an office and place of business at 9714 Tenth Avenue North, Minneapolis MN 55441 (hereinafter "Assignee") is desirous of acquiring the entire right, title and interest in and to said inventions, improvements and application and in and to the Letters Patent to be obtained therefor;

NOW THEREFORE, to all whom it may concern, be it known that for and in consideration of the sum of One Dollar and other good and valuable considerations, the receipt and sufficiency whereof is hereby acknowledged, we have sold, assigned, and transferred, and by these presents do sell, assign and transfer unto said Assignee, its successors or assigns, the entire right, title and interest for all countries in and to all inventions and improvements disclosed in the aforesaid application, and in and to the application, all divisions, continuations, or renewals thereof, all Letters Patent which may be granted therefrom, and all reissues or extensions of such patents, and in and to any and all applications which have been or shall be filed in any foreign countries for Letters Patent on the inventions and improvements, including an assignment of all rights under the provisions of the International Convention, and all Letters Patent of foreign countries which may be granted therefrom; and we do hereby authorize and request the Commissioner of Patents and Trademarks to issue any and all United States Letters Patent for the aforesaid inventions and improvements to the Assignee as the assignee of the entire right, title and interest in and to the same, for the use of the Assignee, its successors and assigns.

AND, for the consideration aforesaid, we do hereby agree that we and our executors and legal representatives will make, execute and deliver any and all other instruments in writing including any and all further application papers, affidavits, assignments and other documents, and will communicate to said Assignee, its successors and representatives all facts known to us relating to said improvements and the history thereof and will testify in all legal proceedings and generally do all things which may be necessary or desirable more effectually to secure to and vest in said Assignee, its successors or assigns the entire right, title and interest in and to the improvements, inventions, applications, Letters Patent, rights, titles, benefits, privileges and advantages hereby sold, assigned and conveyed, or intended so to be.

AND, furthermore we covenant and agree with said Assignee, its successors and assigns, that no assignment, grant, mortgage, license or other agreement affecting the rights and property herein conveyed has been made to others by us and that full right to convey the same as herein expressed is possessed by us.

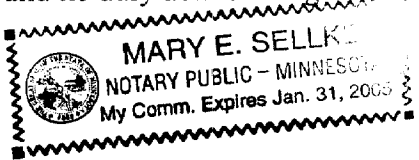
IN TESTIMONY WHEREOF, I have hereunto set my hand this 16 day of April, 2002

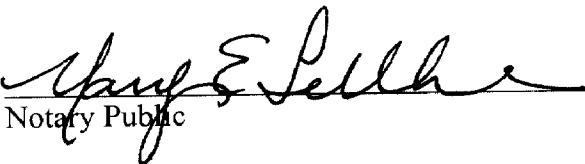
  
Robert W. Fayfield

STATE OF MN )  
 ) ss.  
COUNTY OF Hennepin )

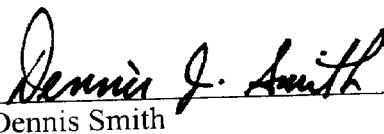
On this 16 day of April, 2002, before me personally appeared Robert W. Fayfield to me known and known to me to be the person described in and who executed the foregoing instrument, and he duly acknowledged to me that he executed the same for the uses and purposes therein set forth.

[SEAL]



  
Notary Public

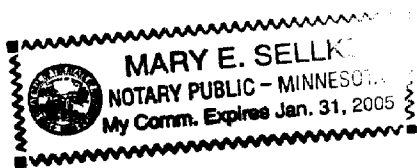
IN TESTIMONY WHEREOF, I have hereunto set my hand this 16 day of April, 2002


  
Dennis Smith

STATE OF MN )  
 ) ss.  
COUNTY OF Hennepin )

On this 16 day of April, 2002, before me personally appeared Dennis Smith to me known and known to me to be the person described in and who executed the foregoing instrument, and he duly acknowledged to me that he executed the same for the uses and purposes therein set forth.

[SEAL]



  
Notary Public