05-2	3-2002 <u>ocket No.: 08133-00693</u>
FORM PT0-1595 (Modified) (Rev. 03-01) OMB No. 0651-0027 (exp. 5/31/2002)	U.S. DEPARTMENT OF COMMERCE Patent and Trademark Office
To the Honorable Commissioner of Estents and Trademarks	: Please record the attached original documents or copy thereof.
1. Name of conveying Racy(ies): James, Melvin C. 5-17-02	2. Name and address of receiving party(ies): Name: <u>BEN-CAP LLC</u> Internal Address: <u>Attn: Rick Woodward</u>
Additional names(s) of conveying party(ies)	
<ul> <li>3. Nature of conveyance:</li> <li>Assignment</li> <li>Merger</li> <li>Security Agreement</li> <li>Change of Name</li> </ul>	Street Address: 6432 E. Cornell Avenue
Other	City: Denver State: CO ZIP: 80222
Execution Date: April 18, 2002	Additional name(s) & address(es) attached? 🔲 Yes 🛛 No
Additional numbers atta	5,611,400
<ol><li>Name and address of party to whom correspondence concerning document should be mailed:</li></ol>	6. Total number of applications and patents involved:
Name: Brian A. Carpenter, Esq., Reg. No. 37,109	7. Total fee (37 CFR 3.41):\$ 40.00
Internal Address:	<ul> <li>Enclosed - Any excess or insufficiency should be credited or debited to deposit account</li> </ul>
05/23/2002 TDIAZ1 00000006 5611400 40.00 DP	Authorized to be charged to deposit account
01 FC:581 40.00 ur Street Address: LeBoeuf, Lamb, Greene and MacRae	8. Deposit account number:
633 Seventeenth Street, Suite 2006 City Denver State: CO ZIP: 80202	(Attach duplicate copy of this page if paying by deposit account)
City: Denver State: CO ZIF. 00202	DT USE THIS SPACE
9. Statement and signature. To the best of my knowledge and belief, the foregoing info of the original document.	mation is true and correct and any attached copy is a true copy
Brian A. Carpenter, Esq., Reg. #37,109	Signature 7 Date
Name of Person Signing	r sheet, attachments, and document:
Mail documents to be recorded	a with required cover sheet information to: is & Trademarks, Box Assignments ington, D.C. 20231 REEL: 12906 FRAME: 0278

#### ASSIGNMENT, CONVEYANCE AND BILL OF SALE

STATE OF WYOMING ) ) ss. COUNTY OF NATRONA)

KNOW ALL MEN BY THESE PRESENTS that this ASSIGNMENT, CONVEYANCE AND BILL OF SALE is made effective for all purposes as of 11:00 A.M. local time, Thursday, April 18, 2002 (the "Effective Time"), from MELVYN C. JAMES (hereinafter referred to as the "Assignor") to BEN-CAP LLC, a Wyoming Limited Liability Company (hereinafter referred to as the "Assignee"), for and in consideration of the premises and covenants contained herein, and made subject to the BEN-CAP License Agreement dated April 28, 1999.

#### WITNESSETH:

WHEREAS, Assignor warrants that he owns one hundred percent (100%) interest in certain patented inventions disclosed and claimed in:

(1) "DRILL HOLE PLUGGING METHOD AND CAPSULE FOR USE THEREWITH" identified by U. S. Patent No. 5,611,400; and any patent addendums thereto,

such one hundred percent (100%) interest in the patented inventions hereinafter collectively referred to as the "Subject Property").

WHEREAS, Assignor makes no other warranties, either express or implied concerning the above-described patent.

WHEREAS, Assignor wishes to sell, and Assignee wishes to buy the Subject Property.

NOW, THEREFORE, in consideration of the premises and other good and valuable considerations, the receipt and adequacy of which are hereby acknowledged, Assignor by these presents does hereby grant, bargain, sell, convey, assign, transfer, set over and deliver unto Assignee all of his right, title and interest in and to the Subject Property.

PATENT REEL: 12906 FRAME: 0279

IN WITNESS WHEREOF the parties hereto have caused this Assignment, Conveyance and Bill of Sale to be duly executed on the date in the acknowledgment annexed hereto, but effective for all purposes as of the Effective Date.

**ASSIGNOR:** 

### **ASSIGNEE:**

**BEN-CAP LLC** 

By

Eugene E. Theriault, as President of ROAD RUNNER PALLETS, INC., Managing Member Of Assignee

By

opdward, as President of BENTWOOD, F. **Z** INC. Managing Member of Assignee

#### ACKNOWLEDGMENTS

STATE OF WYOMING ) ) ss. COUNTY OF NATRONA)

The foregoing was subscribed, sworn and acknowledged before me by MELVYN C. JAMES on this \_\_\_\_\_\_ day of April \_\_\_\_\_\_, 2002.

Witness my hand and official seal.

Notary Public

My Commission Expires:



Assignment, Conveyance and Bill of Sale

2

PATENT **REEL: 12906 FRAME: 0280** 

#### STATE OF WYOMING

# ) ss.

### COUNTY OF NATRONA)

The foregoing was subscribed, sworn and acknowledged before me by EUGENE E. THERIAULT, as President of ROAD RUNNER PALLETS, INC., Managing Member of Ben-Cap LLC, on this \_\_\_\_\_ day of April, 2002.

Witness my hand and seal.	
(	Notary Public
My Commission Expires:	
5/29/2002	
' 1	
STATE OF WYOMING ) ) ss.	
COUNTY OF NATRONA)	The second

The foregoing was subscribed, sworn and acknowledged before me by F. Z. WOODWARD, as President of BENTWOOD, INC., Managing Member of BEN-CAP LLC, on this \_\_\_\_\_\_ day of April, 2002.

Witness my hand and seal.

Notary Public

My Commission Expires:

"mannan

Assignment, Conveyance and Bill of Sale

RECORDED: 05/17/2002

## PATENT REEL: 12906 FRAME: 0281