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A Professional Corporation

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\* CA Bar Only  
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Assistant Commissioner for Patents  
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Washington, D.C. 20231

Sir:

**RECORDATION FORM COVER SHEET**  
**PATENT APPLICATIONS ONLY**

Enclosed for recordation in the records of the U.S. Patent and  
Trademark Office is a document with particulars as follows:

(1) Name of assignor:

David J. Fitzgerald

(2) Name and address of assignee:

Wham-O, Inc.  
5903 Christie Avenue  
Emeryville, California 94608

(3) The nature of the conveyance is an assignment, which was  
executed June 14, 2002.

(4) This document is being filed in connection with U.S. Design  
Patent Application Serial No. 29/156,937, filed March 8, 2002.

07/02/2002 GTD11 00000154 29156937 40.00 DP  
01 FC:581

**PATENT**  
**REEL: 13034 FRAME: 0861**

(5) Any and all correspondence concerning this document should be addressed and mailed to the following:

John M. McCormack, Esq.  
Kolisch, Hartwell, Dickinson, McCormack & Heuser  
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520 S.W. Yamhill Street  
Portland, Oregon 97204

(6) The total number of design patent applications involved in this conveyance is one (1).

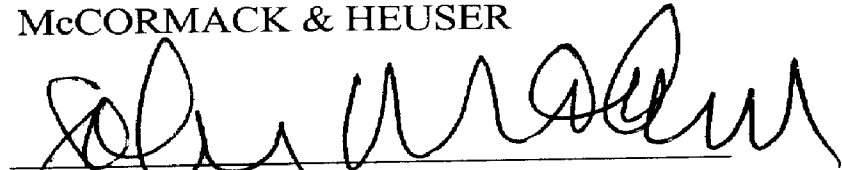
(7) Our check in the amount of \$40.00 to cover the assignment recordation fee is enclosed, in accordance with 37 C.F.R. § 3.41.

(8) Please charge our Deposit Account No. 11-1540 for any additional fees which may be required.

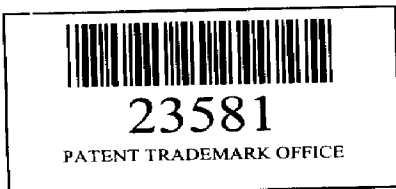
(9) To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

Respectfully submitted,

KOLISCH, HARTWELL, DICKINSON,  
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Attorney for Assignee



## ASSIGNMENT

WHEREAS, I, David J. Fitzgerald of Hayward, county of Alameda, state of California, have invented certain improvements in a SPORTS BOARD WITH BOTTOM RAILS, for which a U.S. design patent application was filed on March 8, 2002, and assigned Design Patent Application Serial No. 29/156,937; and

WHEREAS, Wham-O, Inc., a Delaware corporation, having its principal place of business in Emeryville, county of Alameda, and state of California, is desirous of acquiring an interest therein;

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which hereby are acknowledged, I, David J. Fitzgerald, have sold, assigned, and transferred, and by these presents do sell, assign, and transfer, unto Wham-O, Inc., the full and exclusive right to the invention in the United States and its territorial possessions and in all foreign countries, and the entire right, title, and interest in and to any and all Letters Patent that may be granted therefor in the United States and its territorial possessions, in any and all foreign countries, and in and to any and all divisions, continuations, reissues, substitutions, and extensions thereof.

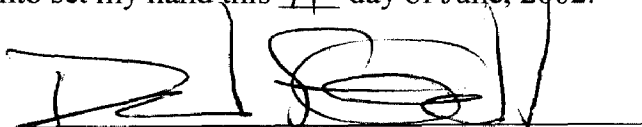
I hereby authorize and request the Patent Office officials in the United States and any and all foreign countries to issue any and all of said Letters Patent, when granted, to Wham-O, Inc., as the assignee of my entire right, title, and interest in and to the same, for the sole use of Wham-O, Inc., and its successors and assigns.

Further, I hereby covenant and agree to and with Wham-O, Inc., and its successors and assigns, at the time of execution and delivery of these presents, that I am the sole and lawful owner of the entire right, title, and interest in and to the invention and the above-identified design patent

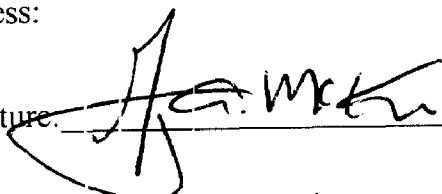
application, and that the same are unencumbered, and that I have good and full right and lawful authority to sell and convey the same in the manner herein set forth.

Further, I agree that I will communicate to Wham-O, Inc., or its representatives, any facts known to me respecting the invention, and testify in any legal proceedings, sign all lawful papers, execute all divisional, continuation, reissue, substitution, and extension applications, execute all necessary assignment papers to cause any and all of said Letters Patent to be issued to Wham-O, Inc., make all rightful oaths, and generally do everything possible to aid Wham-O, Inc., and its successors and assigns, to obtain and enforce proper protection for the invention in the United States and in any and all foreign countries.

IN TESTIMONY WHEREOF, I have hereunto set my hand this 14 day of June, 2002.

  
\_\_\_\_\_  
DAVID J. FITZGERALD

Witness:

Signature:   
\_\_\_\_\_  
Name: GEOFFREY A. MCKEE

Address: 1820 ST. FRANCIS WAY

City & State: SAN CARLOS, CA 94070