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SHEET

U.S. DEPARTMENT OF COMMERCE

Patent and Trademark Office

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Tab settings

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To the Honorable Commissioner of Patents and Trademarks

and the attached original documents or copy

1. Name of conveying party(ies):

Nicholas A. Mascari
Martin Zummersch

7-23-02

2. Name and address of receiving party(ies):

Name: Moen Incorporated

Internal Address:

Street Address: 25300 Al Moen Drive

City: North Olmsted

State:

ZIP: 44070

Additional names(s) of conveying party(ies)

Yes No

3. Nature of conveyance:

Assignment

Merger

Security Agreement

Change of Name

Other

Execution Date: 07/18/02

Additional name(s) & address(es) attached?

Yes No

4. Application number(s) or patent numbers(s):

10,200914

If this document is being filed together with a new application, the execution date of the application is:

07/18/02

A. Patent Application No.(s)

B. Patent No.(s)

07/26/2002 HMEKONEM 00000073 10200914

02 FC581

40.00

Additional numbers attached?

Yes No

5. Name and address of party to whom correspondence concerning document should be mailed:

Name: Joel H. Bock

Internal Address: COOK, ALEX, MC FARRON,

MANZO, CUMMINGS & MEHLER, LTD.

Street Address: 200 W. Adams Street, Suite 2850

City: Chicago

State: IL

ZIP: 60606

6. Total number of applications and patents involved:

1

7. Total fee (37 CFR 3.41):.....\$ 40.00

Enclosed - Any excess or insufficiency should be credited or debited to deposit account

Authorized to be charged to deposit account

8. Deposit account number:

50-1039

(Attach duplicate copy of this page if paying by deposit account)

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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.

Joel H. Bock

July 23, 2001

Name of Person Signing

Signature

2

Date

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

ASSIGNMENT

WHEREAS, WE, Nicholas A. Mascari
of Newburgh Heights , County of Cuyahoga , State of Ohio ,
and Martin Zummersch , of Lakewood ,
County of Cuyahoga , State of Ohio , have invented a certain
new and useful improvement in:

HEIGHT ADJUSTABLE DIVERTER SPOUT ASSEMBLY

for which we are about to make application for Letters Patent of the United States; and

WHEREAS, .. Moen Incorporated ,
a corporation organized and existing under and by virtue of the laws of the State of .. Delaware ,
and having its principal place of business at .. 25300 Al Moen Drive, North Olmsted, OH 44070-8022
is desirous of acquiring the entire right, title and interest in and to said invention, 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 (\$1.00) and other good and valuable consideration to us in hand paid, the receipt of
which is hereby acknowledged, we have sold, assigned and transferred, and by these presents do sell, assign
and transfer unto the said assignee, the entire right, title and interest in and to said invention as fully set
forth and described in the specification prepared and executed by us on even date herewith, preparatory
to obtaining Letters Patent of the United States therefor, together with all future improvements thereon
and additions thereto, and United States patent applications which may be made therefor and any and all
divisional, continuing and reissue applications therefor, and the patents which may be thereupon issued, and
any and all rights to file applications and receive patents in countries foreign to the United States, the same
to be held and enjoyed by the said assignee to the full end of the term for which said Letters Patents
may be granted, as fully and entirely as the same would have been held and enjoyed by us had this
assignment and sale not been made; and we hereby agree to sign all necessary papers in connection with
the prosecution and assignment of each and every of said applications.

AND we do hereby authorize and request the Commissioner of Patents and Trademarks to issue the said
Letters Patent to the said assignee of our entire right, title and interest in and to the same for the sole use
and behalf of the said assignee, its successors and assigns.

IN TESTIMONY WHEREOF, we have hereunto set out hands and seals this 18 day
of July , 2002.

Nicholas A. Mascari
.....
Nicholas A. Mascari
Martin Zummersch
.....
Martin Zummersch

State of OHIO
County of ... CUYAHOGA } SS

I, *Debra Miller* , a Notary Public,

do hereby certify that .. Nicholas A. Mascari and Martin Zummersch
personally known to me to be the same persons whose names are subscribed to the foregoing instrument,
appeared before me this day in person and acknowledged that they signed, sealed and delivered said in-
strument as their free and voluntary act for the uses and purposes therein set forth.

Given under my hand and notarial seal this 18 day of July , 2002.

Debra Miller
.....
Notary Public
Debra Miller
Notary Public, State of Ohio
My Commission Expires June 21, 2006

PATENT