

Express Mail mailing label number: **EV 086660864 US**Date of Deposit: **August 21, 2002**

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under the date indicated above and is addressed to the Commissioner of Patents and Trademarks, Washington, D.C. 20231.

PTO
10/22/02
08/21/02

ANTONELLA FUSILLO

(Name of person mailing paper or fee)

(Signature)

FORM PTO-1595 (Rev. 6-93)

U.S. DEPARTMENT OF COMMERCE
Patent and Trademark Office

RE

08-27-2002

R SHEET



To the Honorable Commissioner of Pa

1. Name of conveying party(ies): **102202144**

ached original documents or copy thereof.

and address of receiving
party(ies):**JOSEF THEURER &
HERBERT WÖRGÖTTER****8-21-02**Name: **Franz Plasser Bahnbaumaschinen-
Industriegesellschaft m.b.H.**Street Address: **Johannesgasse 3
1010 Wien
Austria**

08/23/2002 STEUNEL1 00000016 10224947

02 FC:501

40.00 DP

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

3. Nature of conveyance:

- (X) Assignment
() Security Agreement
() Merger
() Change of name
() Other:

Execution Date: **August 1, 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:

**August 1, 2002 and August 6, 2002,
respectively**

A. Patent Application No.(s)

B. Patent No.(s)

10,224,947

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

**HENRY M. FEIEREISEN
350 Fifth Avenue
Suite 3220
New York, N.Y. 10118**6. Total number of applications and patents involved: **1**7. Total fee (37 CFR 3.41)**\$40.00** (X) Enclosed () Authorized to be charged to deposit account.8. Deposit Account No.: **06-0502**

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

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.

URSULA B. DAY

Name of Person signing

Signature

Date

Total number of documents including cover sheet, attachments, and document: ()

**PATENT
REEL: 013216 FRAME: 0587**

ASSIGNMENT

In consideration of One Dollar (\$1.00), and other good and valuable consideration, the receipt of which is hereby acknowledged, I/We, the undersigned,

JOSEF THEURER & HERBERT WÖRGÖTTER

Hereby sell, assign and transfer to

Franz Plasser Bahnbaumaschinen-Industriegesellschaft m.b.H.

a company organized under the laws of Austria

having a place of business at Johannesgasse 3
1010 Wien
Austria

its successors, assigns and legal representatives, the entire right, title and interest for the United States in and to any and all inventions which are disclosed in the application for United States Letters Patent, which was executed by the undersigned on this 1st day of August, 2002, and is entitled
and 6th

MACHINE FOR REMOVING TIES OF A TRACK

and in and to said application and all divisional, continuing, substitute, renewal, reissue, and all other applications for Letters Patent which have been or shall be filed in the United States on any of said inventions, and in and to all original and reissued patents which have been or shall be issued in the United States on said inventions.

Agree that said Assignee may apply for and receive Letters Patent for said inventions in its own name; and that, when requested, without charge to but at the expense of said Assignee, its successors, assigns and legal representatives, to carry out in good faith the intent and purpose of this assignment, the undersigned will execute all rightful oaths, assignments, power of attorney and other papers; communicate to said Assignee, its successors, assigns, and legal representatives, all facts known to the undersigned relating to said inventions and the history thereof; and generally do everything possible which said assignee, its successors, assigns or legal representatives shall consider desirable for aiding in securing and maintaining proper patent protection for said inventions and for vesting title to said inventions and all applications for patents and all patents on said inventions, in said Assignee, its successors, assigns and legal representatives; and

continuation, division, renewal, substitute or reissue thereof for the full term or terms to said ASSIGNEE, of the entire right, title, and interest in and to the same, for his sole use and behoof, and for the use and behoof of his legal representatives, to the full end of the term or terms for which said Letters Patent obtained therefor on said application or any continuation, division, renewal, substitute or reissue thereof for may be granted, as full and entirely as the same would have been held by ASSIGNOR had this assignment and sale not been made.

ASSIGNOR hereby covenants that no assignment, sale, agreement or encumbrance has been or will be made or entered into which would conflict with this assignment and sale;

ASSIGNOR further covenants that ASSIGNEE will, upon its request, be provided promptly with all pertinent facts and documents relating to said application, said invention and said Letters Patent as may be known and accessible to ASSIGNOR and will testify as to the same in any interference or litigation related thereto and will promptly execute and deliver to ASSIGNEE or its legal representative any and all papers, instruments or affidavits required to apply for, obtain, maintain and enforce said application, said invention and said Letters Patent which may be necessary or desirable to carry out the purposes hereof.

DATE OF SIGNING

IN WITNESS WHEREOF, I/We have hereunto set

hand and seal this 1st day of August, 2002.

SIGNATURE

By: Kazuya Oda

SIGNATURE

By: _____

SIGNATURE

By: _____

SIGNATURE

By: _____

SIGNATURE

By: _____

SIGNATURE

By: _____

SIGNATURE

By: _____

WITNESSES

Kayoko Seki
Masaya Tanaka

(Assignment of Application for Patent -- page 2 of 2)