

12-02-2002



102297635

Docket No.: 12854-20191

T U.S. DEPARTMENT OF COMMERCE  
Patent and Trademark Office

Tab settings → → →

To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

1. Name of conveying party(ies):

Newmont Gold Company

11-25-02

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

Name: Newmont USA Limited

Internal Address:

Street Address: 1700 Lincoln Street, Suite 2800

City: Denver State: CO ZIP: 80203

Additional names(s) of conveying party(ies) ☐ Yes ☒ No

3. Nature of conveyance:

☐ Assignment

☐ Merger

☐ Security Agreement

☒ Change of Name

☐ Other

Execution Date: February 22, 2002

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

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

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

A. Patent Application No.(s)

B. Patent No.(s)

4,915,836

Additional numbers attached? ☐ Yes ☒ No

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

Name: Ross E. Breyfogle

Internal Address:

Street Address: Marsh Fischmann & Breyfogle LLP

3151 S. Vaughn Way, Suite 411

City: Aurora

State: CO

ZIP: 80014

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:

50-1419

11/29/2002 GTDN11 00000045 4915836

DO NOT USE THIS SPACE

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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.

Ross E. Breyfogle

Name of Person Signing

Signature

3

Date

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

PATENT

REEL: 13516 FRAME: 0778

**CERTIFICATE OF AMENDMENT  
TO THE  
RESTATED CERTIFICATE OF INCORPORATION**

STATE OF DELAWARE  
SECRETARY OF STATE  
DIVISION OF CORPORATIONS  
RECD 12:00 PM 02/22/2002  
020122404 - 0623413

**of  
NEWMONT GOLD COMPANY  
A DELAWARE CORPORATION**

Newmont Gold Company, a corporation organized and existing under the laws of the State of Delaware (the "Corporation"), does hereby certify as follows:

**FIRST:** That, in accordance with the provisions of Section 242 of the General Corporation Law of the State of Delaware (the "DGCL"), the Board of Directors of the Corporation duly adopted resolutions setting forth a proposed amendment to the Restated Certificate of Incorporation of the Corporation (this "Amendment") and declaring this Amendment advisable.

**SECOND:** That this Amendment was duly approved and adopted by the sole stockholder of the issued and outstanding stock of the Corporation entitled to vote thereon in accordance with the provisions of Section 228 and Section 242 of the DGCL.

**THIRD:** The Restated Certificate of Incorporation of the Corporation is hereby amended by deleting Article I in its entirety and inserting in lieu thereof the following new language:

The name of the corporation (which is hereinafter referred to as the "Corporation") is:

**"Newmont USA Limited"**

**FOURTH:** That this Certificate of Amendment shall be effective on its filing with the Secretary of State of the State of Delaware.

**IN WITNESS WHEREOF,** the Corporation has caused this certificate to be signed by a duly authorized officer this 22<sup>nd</sup> day of February, 2002.

**NEWMONT GOLD COMPANY**

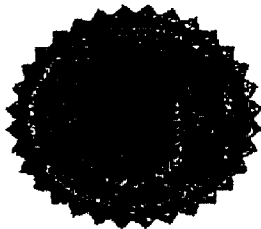
By:   
Name: Britt D. Banks  
Title: Vice President and Secretary

# Delaware

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*The First State*

I, HARRIET SMITH WINDSOR, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY THE ATTACHED IS A TRUE AND CORRECT COPY OF THE CERTIFICATE OF AMENDMENT OF "NEWMONT GOLD COMPANY", CHANGING ITS NAME FROM "NEWMONT GOLD COMPANY" TO "NEWMONT USA LIMITED", FILED IN THIS OFFICE ON THE TWENTY-SECOND DAY OF FEBRUARY, A.D. 2002, AT 12 O'CLOCK P.M.



*Harriet Smith Windsor*

Harriet Smith Windsor, Secretary of State

0623413 8100

AUTHENTICATION: 1630437

020123245

DATE: 02-25-02

RECORDED: 11/25/2002

PATENT  
REEL: 13516 FRAME: 0780