

12-24-2002



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U.S. DEPARTMENT OF COMMERCE  
Patent and Trademark Office

12-24-02

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

1. Name of conveying party(ies):

CARMEN FAMILY 1991 TRUST

12-24-02

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

3. Nature of conveyance:

☒ Assignment

☐ Merger

☐ Security Agreement

☐ Change of Name

☐ Other

Execution Date: DECEMBER 9, 2002

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

Name: NUPLA ACQUISITION CORPORATION

Internal Address:

Street Address: 11912 SHELDON STREET

City: SUN VALLEY State: CA ZIP: 91352

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

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:

A. Patent Application No.(s)

B. Patent No.(s)

4,605,254	5,262,113	5,493,758
5,031,272	5,375,486	5,632,837
5,056,381	5,458,840	5,651,631

Additional numbers attached? ☒ Yes ☐ No

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

Name: BARBARA ALDER

Internal Address: PAUL, HASTINGS, JANOFSKY

& WALKER, LLP

Street Address: 695 TOWN CENTER DRIVE, 17TH FLOOR

City: COSTA MESA State: CA ZIP: 92626

6. Total number of applications and patents involved:

17

7. Total fee (37 CFR 3.41): \$ 680.00

☒ Enclosed

☐ Authorized to be charged to deposit account

8. Deposit account number:

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

12/24/2002 6TON11 00000169 4605254

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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.

BARBARA ALDER

Name of Person Signing

Barbara Alder

Signature

12.20.02

Date

Total number of pages including cover sheet, attachments, and documents: 7

Mail documents to be recorded with required cover sheet information to:

Commissioner of Patents & Trademarks, Box Assignments

Washington, D.C. 20231

**ATTACHMENT TO PATENT RECORDATION COVER SHEET**

**Continuation of Item 4B: Patent Numbers:**

5,664,820  
5,699,700  
5,804,012  
5,960,677  
5,996,442  
6,052,885  
6,227,075  
6,234,048

PATENT ASSIGNMENT FROM THE CARMEN FAMILY 1991 TRUST

WHEREAS, THE CARMEN FAMILY 1991 TRUST, a California trust, ("Assignor"), owns all right, title, and interest in and to certain patents and/or patent applications, including those identified in Exhibit A attached hereto and by this reference made a part hereof, including the inventions described therein and the patents issued and reissued thereon (collectively, the "Patents"), the renewals therefor, and all claims for past infringement thereof;

WHEREAS, NUPLA ACQUISITION CORPORATION, a California corporation, ("Assignee"), as a part of the purchase of certain of the assets of the Assignor, is acquiring the entire right, title, and interest in and to the Patents, the renewals therefor, and all claims for past infringement thereof;

NOW THEREFORE, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the Assignor agrees as follows:

1. Assignor does hereby sell, assign, convey and transfer unto Assignee, its successors and assigns, free and clear of any and all liens, restrictions, claims, and encumbrances, Assignor's entire right, title, and interest in and to the Patents and divisions, continuations, or continuations-in-part thereof, together with all rights of registration, maintenance, and protection thereof in any form, all rights to income, royalties, damages, and payments now due or hereafter due or payable in respect thereto, and all rights of recovery and of legal action for past infringements and of interference proceedings and reexaminations involving such Patents.

2. Assignor hereby represents and warrants (a) that it has not restricted, encumbered, granted a security interest in or to, licensed, transferred, or assigned, in whole or in part, any of the Patents, (b) that it has full power and authority to enter into and perform this Assignment, and (c) that it has fully prosecuted and maintained the Patents.

3. Assignor hereby authorizes Assignee, its successors and assigns, to the fullest extent permitted by applicable law, to file in Assignee's own name patent applications in the United States and in foreign countries in connection with the inventions hereby transferred, and to secure in its own name the patents issued thereon. Assignor, at any time at or after the date of this Assignment, shall execute, acknowledge, and deliver any further deeds, assignments, conveyances, and other assurances, documents, and instruments of transfer reasonably requested by Assignee and shall take any other action consistent with the terms of this Assignment that may reasonably be requested by Assignee for the purpose of granting and transferring to Assignee, or reducing to Assignee's possession, custody, or control, any or all of the Patents. Assignor hereby appoints Assignee as its agent to act in Assignor's name and on Assignor's behalf to take any action necessary to effect the transfer of any of the Patents to Assignee, or prosecute or otherwise enforce any claims, rights or benefits relating to the Patents.

4. This Assignment shall be governed by and construed in accordance with the laws of the State of California.

IN WITNESS WHEREOF, the Assignor has executed this Patent Assignment on the date set forth below.

Dated: 12-9-02

CARMIEN FAMILY 1991 TRUST  
a California Trust

WELLS FARGO BANK NA, as Trustee

By *Cynthia M. Carmien*  
Title: VICE PRESIDENT

*Phyllis S. Carmien*  
PHYLLIS S. CARMIEN, as Trustee

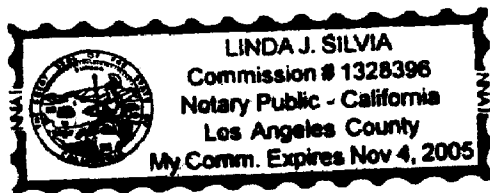
STATE OF CALIFORNIA

SS

COUNTY OF LOS ANGELES

On this 9<sup>th</sup> day of December, 2002, Phyllis S. Carmien personally appeared before me, Linda J. Silvia, Notary, personally know to me, or proved to me on the basis of satisfactory evidence, to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that she executed the same in her authorized capacity, and that by her signature on the instrument the person executed the instrument.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal.



Notary Seal

*Linda J. Silvia*  
Notary Public

STATE OF CALIFORNIA

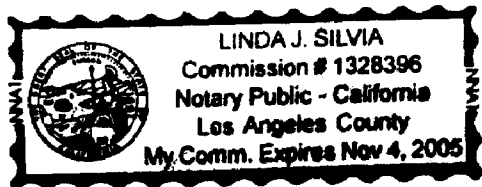
SS

COUNTY OF LOS ANGELES

*Cynthia M. Ciolino*

On this 9<sup>th</sup> day of December, 2002, ~~Gary L. Nickerson~~ personally appeared before me, Linda J. Silvia, Notary, personally know to me, or proved to me on the basis of satisfactory evidence, to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that she executed the same in her authorized capacity, and that by her signature on the instrument the person executed the instrument.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal.



Notary Seal

*Linda J. Silvia*  
Notary Public

## EXHIBIT A

1. United States Letters Patent No. 4,605,254, entitled REINFORCED HANDLE AND METHOD OF MAKING SAME, by Joseph A. Carmien, issued August 12, 1986;
2. United States Letters Patent No. 5,031,272, entitled TOOL HANDLE AND METHOD OF ATTACHING A HANDLE TO A PERCUSSIVE TOOL HEAD, by Joseph A. Carmien, issued July 16, 1991;
3. United States Letters Patent No. 5,056,381, entitled REPLACEMENT TOOL HANDLE, HAND TOOL AND METHOD, by Joseph A. Carmien, issued October 15, 1991;
4. United States Letters Patent No. 5,262,113, entitled METHOD OF MAKING A PLASTIC ENCASED TOOL COMPONENT HAVING A LIGHTWEIGHT HOLLOW CORE, by Joseph A. Carmien, issued November 16, 1993;
5. United States Letters Patent No. 5,375,486, entitled SURFACE PROTECTIVE STRIKING TOOLS, by Joseph A. Carmien, issued December 27, 1994;
6. United States Letters Patent No. 5,458,840, entitled METHOD FOR MAKING SURFACE PROTECTIVE STRIKING TOOLS, by Joseph A. Carmien, issued October 17, 1995;
7. United States Letters Patent No. 5,493,758, entitled EXTENSION POLE, by Joseph A. Carmien, issued February 27, 1996;
8. United States Letters Patent No. 5,632,837, entitled PULTRUSION PROCESS FOR MANUFACTURING COMPOSITE ROD ASSEMBLIES, by Joseph A. Carmien, issued May 27, 1997;
9. United States Letters Patent No. 5,651,631, entitled METHOD AND APPARATUS FOR ATTACHING A TOOL HANDLE TO A TOOL HEAD, by Joseph Allen Carmien, issued July 29, 1997;

10. United States Letters Patent No. 5,664,820, entitled SHOVEL WITH COMPOSITE SOCKET AND PROCESS FOR MANUFACTURING SAME, by Joseph Allen Carmien, issued September 9, 1997;
11. United States Letters Patent No. 5,699,700, entitled HAND TOOL AND PROCESS FOR MANUFACTURING SAME, by Joseph Allen Carmien, issued December 23, 1997;
12. United States Letters Patent No. 5,804,012, entitled PROCESS FOR MANUFACTURING A FILAMENT WOUND, LOCALIZED STRENGTH TOOL HANDLE, by Joseph Allen Carmien, issued September 8, 1998;
13. United States Letters Patent No. 5,960,677, entitled NONRECOIL IMPACT TOOL, by Joseph Allen Carmien, issued October 5, 1999;
14. United States Letters Patent No. 5,996,442, entitled HAND TOOL HAVING INTERCHANGEABLE AND REPLACEABLE STRIKING HEADS, AND ASSEMBLY PROCESS, by Joseph Allen Carmien, issued December 7, 1999;
15. United States Letters Patent No. 6,052,885, entitled METHOD OF MAKING A NONRECOIL IMPACT TOOL, by Joseph Allen Carmien, issued April 25, 2000;
16. United States Letters Patent No. 6,227,075, entitled NONRECOIL HAMMER, by Joseph Allen Carmien, issued May 8, 2001;
17. United States Letters Patent No. 6,234,048, entitled NONRECOIL HAMMER, by Joseph Allen Carmien, issued May 22, 2001;
18. French Design Patent No. 901.546, entitled TOOL HANDLE, by Joseph Allen Carmien, issued March 7, 1990;
19. European Patent Application No. 99 967 098.7, entitled NONRECOIL HAMMER, by Joseph Allen Carmien, filed November 8, 1999