

12-23-2002

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

OMB No. 0651-0027 (exp. 5/31/2002)

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

1. Name of conveying party(ies):

Douglas J. Defouw; and
Rich D'Andrea

2. Name and address of receiving party(ies)

Name: Progress Lighting

Internal Address: 101 Corporate Drive, Suite L

Spartanburg, South Carolina 29303-5007

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

3. Nature of conveyance:

- Assignment Merger
- Security Agreement Change of Name
- Other _____

Street Address: 101 Corporate Drive, Suite L

City: Spartanburg State: SC Zip: 29303-5007

Execution Date: 10 Dec 2002; and
31 Oct 2002

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) 10/187,387

B. Patent No.(s) _____

Additional numbers attached? Yes No

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

Name: Jason W. Johnston

Internal Address: Dority & Manning, PA

P O Box 1449

Greenville SC 29602-1449

Street Address: One Liberty Square

55 Beattie Pl., #1600

City: Greenville State: SC Zip: 29601

6. Total number of applications and patents involved:

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

- Enclosed
- Authorized to be charged to deposit account

8. Deposit account number:

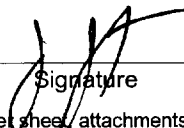
04-1403

DO NOT USE THIS SPACE

9. Signature.

Jason W. Johnston, Reg. No.: 45,675

Name of Person Signing


Signature

December 12, 2002

Date

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

Mail documents to be recorded with required cover sheet information to:
Commissioner of Patents & Trademarks, Box Assignments
Washington, D.C. 20231

ASSIGNMENT

WHEREAS, I, Douglas J. Defouw, a citizen of the United States residing at 309 Tarrigart Drive, Moore, SC 29369-9158, (hereinafter referenced as ASSIGNOR), have jointly invented a certain new and useful invention entitled "Recessed Lighting Fixture With Battery Backup" described in a patent application for U.S. Letters Patent, filed July 1, 2002 and bearing U.S. Serial No. 10/187,387; and

WHEREAS, Progress Lighting, a corporation under the laws of the State of South Carolina, whose address is 101 Corporate Drive, Suite L, Spartanburg, South Carolina 29303-5007, as assignee, is desirous of securing the entire right, title and interest in and to this invention in all countries throughout the world, and in and to the application for United States Letters Patent on this invention and the Letters Patent to be issued upon this application;

NOW, THEREFORE, in consideration of One Dollar (\$1.00) and other good and valuable consideration the receipt and sufficiency of which are hereby acknowledged, I, the said ASSIGNOR, by these presents do sell, assign and transfer unto the said ASSIGNEE, its successors, assigns and legal representatives, the full and exclusive right, title and interest to the said invention in the United States and all foreign countries, as described in the aforesaid application, together with the right of priority under the International Convention for the Protection of Industrial Property, Inter-American Convention Relating to Patents, Designs and Industrial Models, and any other international agreements to which the United States of America adheres, and I hereby authorize and request the Commissioner of Patents to record transfer of said Letters of Patent to the said ASSIGNEE, for its interest as ASSIGNEE, its successors, assigns and legal representatives.

And I hereby agree to transfer a like interest, upon the request of the ASSIGNEE, its successors, assigns and legal representatives, and without further remuneration, in and to any improvements, and applications for patent based thereon, growing out of or related to the said invention; and to execute any papers by the said ASSIGNEE, its successors, assigns and legal representatives, deemed essential to ASSIGNEE's full protection and title in and to the invention hereby transferred.

Agreeing furthermore, upon request of said ASSIGNEE, and without further remuneration, to execute any and all papers desired by said ASSIGNEE for the filing and granting of foreign applications and the perfecting of title thereto in said ASSIGNEE.

This Assignment executed on the date indicated below.



Douglas J. Defouw

Date: 12/10/02

ASSIGNMENT

WHEREAS, I, Rich D'Andrea, a citizen of the United States residing at 316 Hedgerow Drive, Greenville, SC 29607, (hereinafter referenced as ASSIGNOR), have jointly invented a certain new and useful invention entitled "Recessed Lighting Fixture With Battery Backup" described in a patent application for U.S. Letters Patent, filed July 1, 2002 and bearing U.S. Serial No. 10/187,387; and

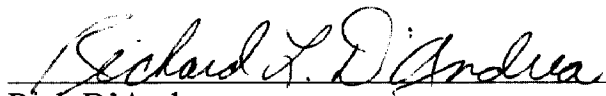
WHEREAS, Progress Lighting, a corporation under the laws of the State of South Carolina, whose address is 101 Corporate Drive, Suite L, Spartanburg, South Carolina 29303-5007, as assignee, is desirous of securing the entire right, title and interest in and to this invention in all countries throughout the world, and in and to the application for United States Letters Patent on this invention and the Letters Patent to be issued upon this application;

NOW, THEREFORE, in consideration of One Dollar (\$1.00) and other good and valuable consideration the receipt and sufficiency of which are hereby acknowledged, I, the said ASSIGNOR, by these presents do sell, assign and transfer unto the said ASSIGNEE, its successors, assigns and legal representatives, the full and exclusive right, title and interest to the said invention in the United States and all foreign countries, as described in the aforesaid application, together with the right of priority under the International Convention for the Protection of Industrial Property, Inter-American Convention Relating to Patents, Designs and Industrial Models, and any other international agreements to which the United States of America adheres, and I hereby authorize and request the Commissioner of Patents to record transfer of said Letters of Patent to the said ASSIGNEE, for its interest as ASSIGNEE, its successors, assigns and legal representatives.

And I hereby agree to transfer a like interest, upon the request of the ASSIGNEE, its successors, assigns and legal representatives, and without further remuneration, in and to any improvements, and applications for patent based thereon, growing out of or related to the said invention; and to execute any papers by the said ASSIGNEE, its successors, assigns and legal representatives, deemed essential to ASSIGNEE's full protection and title in and to the invention hereby transferred.

Agreeing furthermore, upon request of said ASSIGNEE, and without further remuneration, to execute any and all papers desired by said ASSIGNEE for the filing and granting of foreign applications and the perfecting of title thereto in said ASSIGNEE.

This Assignment executed on the date indicated below.


Rich D'Andrea

Date: 10/31/02