

Form PTO-1595 (rev. 03/01) OMB No. 0651-0027 (exp. 5/31/2002)

03-19-2003

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

Tab settings

To the Honorable Commissioner

ached original documents or copy thereof.

1. Name of conveying party(ies):

THOMAS J. GREEN

2. Name and address of receiving party(ies)

Name: GARDNER EQUIPMENT COMPANY

167 West Kindt Street Juneau, Wisconsin 53039 USA

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 31, 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)

29/175,463

B. Patent No.(s)

Additional numbers attached? Yes No

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

Name: Gary A. Essmann Registration No. 29,376 Andrus, Scales, Starke & Sawall, LLP 100 East Wisconsin Avenue, Suite 1100 Milwaukee, Wisconsin 53202 414-271-7590

6. Total number of applications and patents involved: 1

7. Total fee (37 CFR 3.41) \$ 40

- Enclosed Authorized to be charged to deposit account

8. Deposit account number:

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

03/18/2003 TBI/AZ1 00000120 29175463 01 PC:0021 40.00 OP

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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.

Marlene Kubiak

Name of Person Signing

Signature

03/07/2003

Date

Total number of pages including cover sheet, attachments, and documents: 8

## ASSIGNMENT

ASSIGNMENT made by **THOMAS J. GREEN**, of 6273 Pleasant Hill Drive, West Bend, Wisconsin 53095, a United States citizen, to **GARDNER EQUIPMENT COMPANY**, a corporation organized under the laws of the State of Wisconsin, and located and doing business at 167 West Kindt Street, Juneau, WI 53039, U.S.A.

IN CONSIDERATION of One Dollar (\$1.00) and other good and valuable considerations, the receipt of which is hereby acknowledged, said **THOMAS J. GREEN**, hereby sells, assigns and transfers to said **GARDNER EQUIPMENT COMPANY**, its successors and assigns, the entire right, title and interest in:

### **BIRD FEEDER**

and the invention therein as set forth in his application for United States Letters Patent therefor, executed on December 31, 2002, and in and to said application and any divisions or continuations thereof, and any Letters Patent obtained for the said invention in the United States and foreign countries, or issuing out of said application or any such division or continuation thereof, and any reissues, reexamination or extension of any such Letters Patent.

The Commissioner of Patents is hereby authorized and requested to issue Letters Patent for said invention to said **GARDNER EQUIPMENT COMPANY**, as assignee of the entire right, title and interest therein.

And, said **THOMAS J. GREEN** hereby covenants that he has full right to convey the entire right, title and interest in said invention, and that he has not executed and will not execute any agreement in conflict herewith.

And he further covenants that he will, at any time, upon request, execute and deliver any and all papers that may be necessary or desirable to perfect the title in said **GARDNER EQUIPMENT COMPANY**, to said invention or any Letters Patent that may be granted therefor, and if said **COMPANY**, or its assignee, desire to make a substitute, divisional or continuation application for said invention, or to secure a reissue, reexamination or extension of said Letters Patent, to file a disclaimer relating thereto, or an application for a corresponding patent in any foreign country, that he will upon request, sign all papers, make all rightful oaths, and do all lawful acts requisite for

the said purposes, but at the expense of said **GARDNER EQUIPMENT COMPANY**. **THOMAS J. GREEN** further hereby acknowledges that the entire beneficial interest in the invention to which the above application relates is irrevocably vested in the assignee including the right to make application for protection in all countries abroad and to claim priority under the International Convention for such applications and hereby assents to the making of any such applications, with or without priority claim, and of any divisional application resulting therefrom.

And he further covenants that he will at all times communicate to the said **GARDNER EQUIPMENT COMPANY**, its successors, assigns or legal representatives, all facts relating to said invention and Letters Patent, or the history thereof, known to him, and testify as the same in interferences or other litigation, when requested so to do.

I hereby authorize the above-mentioned assignee or the attorney of record to insert in this instrument the filing date and serial number of my said application:

Serial Number: 29/175,463

Filing Date: February 5, 2003

Executed and delivered this 31st day of December, 2002.

Inventor *Thomas J. Green*  
**THOMAS J. GREEN**

State of Wisconsin )

*WI DR G65D-8304-3095-01*

County of Washington )

Personally appeared before me this 31 day of DECEMBER, 2002, **THOMAS J. GREEN**, to me known to be the person whose name is subscribed to the foregoing instrument, and acknowledged that he signed, sealed and delivered the said instrument as his free and voluntary act and deed for the uses and purposes therein set forth.

*Nina C. Levy*  
Notary Public, State of Wisconsin  
My Commission 5-4-2004

