

05-07-2003



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PATENTS ONLY

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

1. Name of conveying party(ies):
James Robert Herberger, Sr., Lewis Timothy Lukich

Additional name(s) of conveying party(ies) attached?
 yes no

2. Name and address of receiving party(ies):
Name: **The Goodyear Tire & Rubber Company**
Internal Address: **Department 823**
Street Address: **1144 East Market Street**
City: **Akron** State: **OH** Zip: **44316**
Fax Number: **330-796-9018**

Additional name(s) & address(es) attached? yes no

3. Nature of Conveyance:
 Assignment Merger
 Security Agreement Change of Name
 Other
Execution Date: **December 11, 2000**

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): **09/775,225**

B. Patent No.(s)

Additional numbers attached? yes no

5. Name and address of party to whom correspondence concerning document should be mailed:
Name: **The Goodyear Tire & Rubber Company**
Internal Address: **Dept 823 - Docket DN2000226**
Street Address: **1144 East Market Street**
City: **Akron** State: **Ohio** Zip: **44316-0001**

6. Total number of applications and patents involved: **1**

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

Enclosed
 Authorized to be charged to deposit account

8. Deposit Account Number: **07-1725**

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

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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.

Henry C. Young, Jr., Reg. No. 22.329
Name of Person Signing

Henry C. Young, Jr.
Signature

4/29/03
Date

Total number of pages including cover sheet, attachments, and document: 3

05/06/2003 ECOOPER 00000274 071725 09775225

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

OFFICE OF PUBLIC RECORDS
2003 MAY -5 AM 7:03
FINANCE SECTION

ASSIGNMENT

WHEREAS, WE, James Robert Herberger, Sr., and Lewis Timothy Lukich, of 9908 Beryl Street, Canal Fulton, Ohio 44614; and 1025 West Market Street, Akron, Ohio 44313; respectively have invented certain improvements in **TIRES WITH MINIMAL-MARKING TREAD AND SKID STEERING, FIXED AXLE, TIRE/WHEEL OR VEHICULAR TRACKS ASSEMBLY WHERE SAID TIRE OR TRACK HAS A MINIMAL-MARKING TREAD**, and described in a patent application executed the 11th day of December, 2000, by the undersigned for filing in The United States of America, being owners of all right, title and interest in and to said application and in and to any invention described therein and having full right to convey the entire interest both legal and equitable herein assigned; and

WHEREAS, THE GOODYEAR TIRE & RUBBER COMPANY, of Akron, Ohio 44316, a corporation of the State of Ohio (assignee) is desirous of acquiring the entire right, title and interest in and to said application and said invention described therein and any and all patents to be obtained therefor, all as hereinafter set forth:

NOW, THEREFORE, in consideration of good and valuable consideration received by the undersigned, the undersigned do hereby sell, assign, transfer and set over unto said assignee, its successors and assigns, the entire right, title and interest in and to said invention or inventions, as described in the aforesaid application, in any form or embodiment thereof, and in and to the aforesaid application; and in and to any application filed in any foreign country based thereon, including the right to file said foreign applications under the provisions of the International Convention; also the entire right, title and interest in and to any and all patents or reissues or extensions thereof to be obtained in this or any foreign country upon said invention or inventions and any divisional, continuation, continuation-in-part or substitute applications which may be filed upon said invention or inventions in this or any foreign country; and the undersigned hereby authorize and request the issuing authority to issue any and all patents on said application or applications to said assignee or its successors and assigns.

The undersigned further agree to execute all divisional, continuing, substitute, improvement, extension, reissue and other patent applications in this or any foreign country relating to said application or invention and to sign all other lawful papers and to perform all other lawful acts without further consideration, but without expense to myself (ourselves), which the assignee may deem necessary or desirable to make this Assignment fully effective including by way of example, but not of limitation, the following acts:

- (1) Prompt execution of all lawful oaths, affidavits and/or supplemental oaths required or deemed advisable by the assignee to further the prosecution of any application or applications for letters patent relating to the subject matter of this Assignment;
- (2) To cooperate to the best of our ability in the execution of all lawful documents, the production of evidence, and the giving of testimony in interference, opposition, nullification or infringement proceedings involving the said invention or improvement, applications or patents or any of them.

The undersigned hereby authorize said assignee to insert in this Assignment the serial number and filing date of the above-identified application when known.

IN WITNESS WHEREOF, the undersigned have hereunto set their hands and seals on the dates set after their signatures.

[Signature] (L.S.) James R. Herberger, Sr. December 11, 2000
WITNESS James Robert Herberger, Sr.

[Signature] (L.S.) Lewis Timothy Lukich December 11, 2000
WITNESS Lewis Timothy Lukich


State of Ohio)
) SS:
County of Summit)

On this 11th day of December, 2000, before me personally appeared James Robert Herberger, Sr. to me personally known, and known to me to be the person who signed the foregoing assignment, and acknowledged the signing of same as his free act and deed.

[Signature]
Notary Public
STACY J. SIDLE
Notary Public, State of Ohio
My Commission Expires 02/01/2002

State of Ohio)
) SS:
County of Summit)

On this 11th day of December, 2000, before me personally appeared Lewis Timothy Lukich to me personally known, and known to me to be the person who signed the foregoing assignment, and acknowledge the signing of same as his free act and deed.



Notary Public

STACY J. SIDLE
Notary Public, State of Ohio
My Commission Expires 8-24-2002