


Form PTO-1295 (Rev. 10/02) OMB No. 0651-0027 (exp. 6/30/2005) Tab settings ⇌ ⇌ ⇌ ▼ ▼ ▼ ▼ ▼ ▼ ▼		RECORDATION FORM COVER SHEET <b>PATENTS ONLY</b>		U.S. DEPARTMENT OF COMMERCE U.S. Patent and Trademark Office	
To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.					
1. Name of conveying party(ies):  Erik Ripson		2. Name and address of receiving party(ies) Name: <u>BYO Industries, Inc.</u> Internal Address: <u>Suite 1300</u>   Street Address: <u>919 North Market St</u>  City: <u>Wilmington</u> State: <u>DE</u> Zip: <u>19801</u>			
Additional name(s) of conveying party(ies) attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		Additional name(s) & address(es) attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No			
3. Nature of conveyance: <input checked="" type="checkbox"/> Assignment <input type="checkbox"/> Merger <input type="checkbox"/> Security Agreement <input type="checkbox"/> Change of Name <input type="checkbox"/> Other _____		Execution Date: <u>December 23, 2003</u>			
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: <u>N/A</u> A. Patent Application No.(s) <u>N/A</u> B. Patent No.(s) <u>D356,236</u> <u>D356,473</u> <u>D366,815</u>		Additional numbers attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No			
5. Name and address of party to whom correspondence concerning document should be mailed: Name: <u>Tristram R. Fall, III, Esquire</u> Internal Address: <u>Fox Rothschild LLP</u> <u>10th Floor</u>  Street Address: <u>2000 Market Street</u>  City: <u>Philadelphia</u> State: <u>PA</u> Zip: <u>19103</u>		6. Total number of applications and patents involved: <u>3</u> 7. Total fee (37 CFR 3.41).....\$ <u>120</u> <input type="checkbox"/> Enclosed <input checked="" type="checkbox"/> Authorized to be charged to deposit account 8. Deposit account number: <u>50-1943</u> (Attach duplicate copy of this page if paying by deposit account)			
<b>DO NOT USE THIS SPACE</b>					
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. <u>Tristram R. Fall, III, Esquire</u> Name of Person Signing  Signature <u>11/30/04</u> Date Total number of pages including cover sheet, attachments, and documents: <u>3</u>					

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

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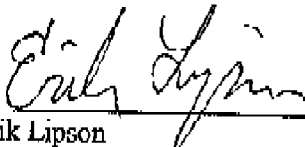
PATENT  
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**CONFIRMATORY ASSIGNMENT**

In consideration of \$1.00 and other valuable considerations, and pursuant to paragraph 1 of a certain Assignment Agreement, dated the 23<sup>rd</sup> day of December, 2003, entered into by and between Erik Lipson and EVO Industries, Inc. (the "Agreement"), Erik Lipson ("Assignor") hereby assigns to EVO Industries, Inc., a Delaware corporation with an address of 919 North Market Street, Suite 1300, Wilmington, Delaware 19801 ("Assignee"), the U.S. patent and/or patent application listed on Exhibit A attached hereto, and all patents, United States and foreign, granted upon any such applications, and any reissues or extensions of said patents (collectively, the "Assigned Patent"); and Assignor hereby authorizes and requests the Commissioner of Patents to issue all patents on said United States applications to said Assignee as owner thereof.

Any license or assignment of any of the Assigned Patent by Assignee shall be subject to the terms of the Agreement; provided, however, that no such assignment shall be approved by Assignor unless the new assignee agrees, in writing, to be bound by the terms of the Agreement upon the consummation of such new assignment.

For said considerations, Erik Lipson hereby covenants and agrees that he will sign all instruments and documents and render such assistance which in the judgment of said Assignee is necessary to vest in it and protect the legal title sought to be assigned.

  
Erik Lipson

Date: December 23, 2003

**EXHIBIT A****ASSIGNED PATENT(S)****1. Assigned Patent(s):**

<u>Reg. No.</u>	<u>Title</u>	<u>Date Filed</u>	<u>Date Issued</u>
D356,236	"Knife Blade" (Novelty Knife)	06/16/1993	03/14/1995
D356,473	"Spoon" (Novelty Spoon)	06/16/1993	03/21/1995
D366,815	"Novelty Fork"	06/16/1993	02/06/1996

**2. Assigned Patent Application(s):**

<u>Application Serial No.</u>	<u>Title</u>	<u>Date Filed</u>
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None

COMMONWEALTH OF PENNSYLVANIA :  
: SS.  
COUNTY OF PHILADELPHIA :

Before me, a notary public, in and for the Commonwealth and County aforesaid, on this 23<sup>rd</sup> day of December, 2003, personally appeared **ERIK LIPSON**, who, having been by me duly sworn and having executed the foregoing instrument in my presence, did depose and say that he is the individual that executed the foregoing instrument; that he executed said instrument of his own free will; and that he was duly authorized to do so, intending to be legally bound thereby and intending that said instrument be properly recorded.

Diana J. Mitt  
NOTARY PUBLIC

My Commission Expires:

