

11/07/03

11-14-2003



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

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.

17858 U.S. PTD 107702725



110703

1. Name of conveying party(ies): Ron Newbold Thomas T. White Additional name(s) of conveying party(ies) attached?  Yes  No

2. Name and address of receiving party(ies) Name: Progress Lighting, Inc. Internal Address: Street Address: 101 Corporate Drive, Suite L City: Spartanburg State: SC Zip: 29316 Additional name(s) & address(es) attached?  Yes  No

3. Nature of conveyance:  Assignment  Merger  Security Agreement  Change of Name  Other Execution Date: 8 April 2003

4. Application number(s) or patent number(s): 10/702725 If this document is being filed together with a new application, the execution date of the application is: A. Patent Application No.(s) 10/066,310 B. Patent No.(s) 6,357,891 Additional numbers attached?  Yes  No

6. Total number of applications and patents involved: 1

5. Name and address of party to whom correspondence concerning document should be mailed: Name: Internal Address: Roylance, Abrams, Berdo & Goodman, LLP Street Address: 1300 19th Street, NW, Suite 600 City: Washington State: DC Zip: 20036

7. Total fee (37 CFR 3.41).....\$  Enclosed  Authorized to be charged to deposit account 8. Deposit account number: 18-2220 (Attach duplicate copy of this page if paying by deposit account)

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. Lance G. Johnson Name of Person Signing Signature Date 10 September 2003

Total number of pages including cover sheet, attachments, and documents: 1

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

**ASSIGNMENT**

WHEREAS, WE, Ron Newbold, a citizen of the U.S. and residing at 300 Shoaly Ridge Drive, Bolling Springs, SC 29318, and Thomas T. White, a citizen of the U.S. and residing at 401 ~~Corporate Drive, Spartanburg, SC 29318~~ <sup>118 Broad Street, Spartanburg, SC 29318</sup> (hereinafter "Inventors"), have previously executed an assignment of rights dated February 25, 2000 in connection with US Patent Application Serial No. 09/520,882 entitled "FIRE ASSEMBLIES FOR RECESSED LIGHT FIXTURES", now US Patent No. 6,357,891 which was recorded at reel: 010631 and Frame: 0265 to "Progress Lighting, a corporation of the State of South Carolina" with the intent that we would transfer all of our rights to our employer of the same name having an address at 101 Corporate Drive, Suite L in Spartanburg, SC 29318;

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WHEREAS, WE have also filed on 1 February 2002 a continuation-in-part application serial 10/066,310 that has been published as Published Application No. 2002/0157324 and desire that it be and have been transferred in the same manner as its parent application;

WHEREAS, WE have subsequently been informed that our employer is a corporation existing under the laws of Delaware under the name "Progress Lighting, Inc." with the same address and it is our desire to clarify and quiet title in our invention to Progress Lighting, Inc. and to convey all necessary rights as if they had been originally granted on the original assignment execution date of February 25, 2000,

WHEREAS, Progress Lighting, Inc., a corporation duly organized under the laws of the State of Delaware United States of America and having a place of business at 101 Corporate Drive, Suite L in Spartanburg, SC 29318 (hereinafter "Assignee") is desirous of acquiring and of having acquired the entire right, title and interest in and to the aforesaid inventions and in and to any Letters Patent of the United States or any foreign country which may be granted therefor;

NOW THEREFORE, for good and valuable consideration, we, the said inventors by these presents do sell, assign, and transfer unto said Assignee, its successors, legal representatives and assigns, the full and exclusive right to the said inventions as described in the said applications, and the entire right, title and interest in and to any and all Letters Patents which may be granted therefor in the United States and its territorial possessions and in any and all foreign countries and in and to any and all divisions, reissues, continuations, continuations in part (including US Patent Application 10/066,310 which has been published as Published Application No. 2002/0157324), and extensions thereof including all rights to recover for any past or future infringement thereof as if this assignment had been originally executed on February 25, 2000;

AND WE HEREBY authorize and request the Commissioner of Patents and Trademarks or any other proper officer or agency of any country to issue all said Letters Patent to said Assignee;

AND WE HEREBY warrant and covenant that we have full right to convey the entire interest herein assigned and that we have not executed and will not execute any instrument or assignment in conflict herewith;

AND WE HEREBY agree to communicate to said assignee or its representatives any facts known to us respecting said invention, to execute all divisional, continuation, continuation in part, reissue and foreign applications, sign all lawful documents and make all rightful oaths relating to said invention, and to testify in any judicial or administrative proceeding and generally do everything possible to aid the said assignee to obtain and enforce said Letters Patent in the United States or any foreign country when requested so to do by said assignee.

IN WITNESS WHEREOF, we have hereunto set our hand and seal.

Date \_\_\_\_\_ Inventor: Ron Newbold

Date 4/8/03 Inventor: Thomas T. White

STATE OF Georgia  
COUNTY OF Coweta

On this 8<sup>th</sup> day of April, 2003, before me a Notary Public in and for the County and State aforesaid, personally appeared Thomas T. White, to me known and known to me to be the persons of those names, who signed and sealed the foregoing instrument, and acknowledged the same to be their free act and deed.

(SEAL)

[Signature]  
Notary Public

My Commission Expires: \_\_\_\_\_  
Notary Public, Coweta County, Georgia  
My Commission Expires June 28, 2002

**ASSIGNMENT**

WHEREAS, WE, Ron Newbold, a citizen of the U.S. and residing at 300 Shoally Ridge Drive, Bolling Springs, SC 29316, and Thomas T. White, a citizen of the U.S. and residing at 101 Crofts Corn, Peachtree City, GA 30269 (hereinafter "inventors"), have previously executed an assignment of rights dated February 25, 2000 in connection with US Patent Application Serial No. 09/520,382 entitled "FIRE ASSEMBLIES FOR RECESSED LIGHT FIXTURES", now US Patent No. 6,357,891 which was recorded at reel: 010681 and Frame: 0265 to "Progress Lighting, a corporation of the State of South Carolina" with the intent that we would transfer all of our rights to our employer of the same name having an address at 101 Corporate Drive, Suite L in Spartanburg, SC 29316;

WHEREAS, WE have also filed on 1 February 2002 a continuation-in-part application serial 10/066,310 that has been published as Published Application No. 2002/0157824 and desire that it be and have been transferred in the same manner as its parent application;

WHEREAS, WE have subsequently been informed that our employer is a corporation existing under the laws of Delaware under the name "Progress Lighting, Inc." with the same address and it is our desire to clarify and quiet title in our invention to Progress Lighting, Inc. and to convey all necessary rights as if they had been originally granted on the original assignment execution date of February 25, 2000,

WHEREAS, Progress Lighting, Inc., a corporation duly organized under the laws of the State of Delaware United States of America and having a place of business at 101 Corporate Drive, Suite L in Spartanburg, SC 29316 (hereinafter "Assignee") is desirous of acquiring and of having acquired the entire right, title and interest in and to the aforesaid inventions and in and to any Letters Patent of the United States or any foreign country which may be granted therefor;

NOW THEREFORE, for good and valuable consideration, we, the said inventors by these presents do sell assign, and transfer unto said Assignee, its successors, legal representatives and assigns, the full and exclusive right to the said inventions as described in the said applications, and the entire right, title and interest in and to any and all Letters Patents which may be granted therefor in the United States and its territorial possessions and in any and all foreign countries and in and to any and all divisions, reissues, continuations, continuations in part (including US Patent Application 10/066,310 which has been published as Published Application No. 2002/0157324), and extensions thereof including all rights to recover for any past or future infringement thereof as if this assignment had been originally executed on February 25, 2000;

AND WE HEREBY authorize and request the Commissioner of Patents and Trademarks or any other proper officer or agency of any country to issue all said Letters Patent to said Assignee;

AND WE HEREBY warrant and covenant that we have full right to convey the entire interest herein assigned and that we have not executed and will not execute any instrument or assignment in conflict herewith;

AND WE HEREBY agree to communicate to said assignee or its representatives any facts known to us respecting said invention, to execute all divisional, continuation, continuation in part, reissue and foreign applications, sign all lawful documents and make all rightful oaths relating to said invention, and to testify in any judicial or administrative proceeding and generally do everything possible to aid the said assignee to obtain and enforce said Letters Patent in the United States or any foreign country where requested so to do by said assignee.

IN WITNESS WHEREOF, we have hereunto set our hand and seal.

Date 4/8/03 Inventor: Ron Newbold  
Ron Newbold

Date \_\_\_\_\_ Inventor: Thomas T. White

STATE OF \_\_\_\_\_ )  
COUNTY OF \_\_\_\_\_ ) ss

On this \_\_\_\_\_ day of \_\_\_\_\_, 2003, before me a Notary Public in and for the County and State aforesaid, personally appeared \_\_\_\_\_ to me known and known to me to be the persons of those names, who signed and sealed the foregoing instrument, and acknowledged the same to be their free act and deed.

(SEAL) \_\_\_\_\_  
Notary Public

My Commission Expires: 8/24/2010