



102646390

To the Assistant Commissioner of Patents.

102646390 original documents or copy thereof.

1. Name of conveying party(ies): 1-13-04

2. Name and address of receiving party(ies):

Emanuele Terminella  
Frank Terminella  
Joseph Terminella

Name: Pacmac, Inc.  
Address: P.O. Box 360  
Fayetteville, Arkansas 72702-0360

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

3. Nature of Conveyance:

X Assignment \_\_ Merger  
\_\_ Security Agreement \_\_ Change of Name  
\_\_ Other:

Execution Date: 12/18/03

Additional name(s) & address(es) attached? \_\_ Yes X No

4. Application number(s) or patent number(s):

This document is being filed in the United States Patent and Trademark Office on

A. Patent Application No.(s)  
09/932,315

B. Patent No.(s)

Additional Numbers Attached? \_\_ Yes X No

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

Head, Johnson & Kachigian  
228 West 17th Place  
Tulsa, OK 74119

6. Total number of applications and patents involved: 1

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

\_\_ Previously submitted

X Enclosed

\_\_ Authorized to be charged to deposit account

8. Deposit account number: 08-1500 (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.

MARK G. KACHIGIAN

Name of Person Signing

Signature

8 January 2004

Date

Total number of pages including cover sheet, attachments and document: 5

Mail documents to be recorded with required cover sheet information to:

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## ASSIGNMENT

WHEREAS, **EMANUELE TERMINELLA**, a citizen of the United States, residing at 3180 E. Township, Fayetteville, Arkansas 72703, **FRANK TERMINELLA**, a citizen of the United States, residing at 490 Willoughby Road, Fayetteville, Arkansas 72701 and **JOSEPH TERMINELLA**, a citizen of the United States, residing at 430 Willoughby Road, Fayetteville, Arkansas 72701, (hereinafter called ASSIGNORS), have invented certain new and useful improvements in **A VERTICAL FORM, FILL AND SEAL PACKAGING MACHINE**, which they have made an application for a Letters Patent of the United States, said application now referred to as U.S. Patent Application 09/932,315, filed August 17, 2001;

WHEREAS, ASSIGNORS, the said inventors, are now the exclusive owners of said application, the invention described and claimed therein, and all rights in, to and under the same; and

WHEREAS, **PACMAC, INC.**, a corporation created and existing under the laws of the State of Arkansas doing business at P.O. Box 360, Fayetteville, Arkansas 72702-0360 (hereinafter referred to as ASSIGNEE), is desirous of acquiring the entire right, title and interest in and to the aforementioned invention, application, and in, to and under any and all Letters Patent of the United States and in any and all foreign countries thereof;

NOW, THEREFORE, this indenture witnesseth that for and in consideration of the sum of One Dollar (\$1.00) and other good and valuable consideration, the receipt of which is hereby acknowledged, ASSIGNORS, the said inventors, have sold, assigned, transferred and set over and do hereby sell, assign, transfer and set over to the said ASSIGNEE, the said invention and application, and any and all divisions and continuations thereof, and any and all Letters Patent of the United States, its territorial possessions, and any and all foreign countries which may be granted therefor, and any and all extensions, reissues or certificates of reexamination of said Letters Patent, including

the right of priority and the subject matter of any and all claims which may be obtained in every such patent, the same to be held and enjoyed by the said ASSIGNEE for its own use and behoof, and for the use and behoof of its successors, assigns, or other legal representatives, to the end of the term or terms for which said Letters Patent of the United States, territories and foreign countries are or may be granted, extended, reissued, or reexamined as fully and entirely as same would have been held and enjoyed by ASSIGNOR, if this assignment and sale had not been made.

AND, ASSIGNORS hereby authorize and request the Commissioner of Patents to issue any and all Letters Patent of the United States on said invention, or resulting from said application, and from any and all divisions and continuations, extensions, reissues or reexaminations thereof to the said ASSIGNEE, of the entire interest, and hereby covenants that they have full right to convey the entire interest therein assigned, and that they have not executed and will not execute any agreement in conflict therewith.

AND, ASSIGNORS further hereby covenant and agree that they will, at any time, upon request, at the expense of said ASSIGNEE, execute and deliver any and all papers that may be necessary or desirable to perfect the title to said invention, and to said Letters Patent as may be granted therefor, in said ASSIGNEE, its successors, assigns, or other legal representatives, and that if said ASSIGNEE, its successors, assigns, or other legal representatives shall desire to file any divisional or continuation application, or to secure an extension, a reissue or certificate of reexamination of such Letters Patent, or to file a disclaimer relating thereto, will, upon request, sign all papers, make all rightful oaths, and do all acts requisite for the filing of such divisional or continuing application, or such application for extension, reissue or request for reexamination and procuring thereof, and for the filing of such disclaimers, without further compensation, but at the expense of said ASSIGNEE, its successors or other legal representatives.

AND, ASSIGNORS do further covenant and agree, that they will, at any time, upon request, communicate to said ASSIGNEE, its successors, assigns, or other legal representatives, at its expense, such facts relating to said invention and Letters Patent or the history thereof, as may be known to them, and testify as to the same in any interference or other litigation, when requested to do so.

IN WITNESS WHEREOF, We have hereunto set our hands.

  
\_\_\_\_\_  
EMANUELE TERMINELLA

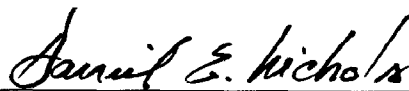
STATE OF ARKANSAS                    )  
  ) SS:  
COUNTY OF Washington        )

On this 18 day of DECEMBER, 2003, before me personally appeared EMANUELE TERMINELLA, to me known to be the person described hereinabove who executed the foregoing Assignment, and who acknowledged to me that he executed the same for the reasons and purpose therein set forth.

My Commission Expires:

2-10-2007

Daniel E. Nichols, Notary Public  
Washington County, Arkansas  
My Commission Expires 02-10-2007

  
\_\_\_\_\_  
Notary Public

  
FRANK TERMINELLA

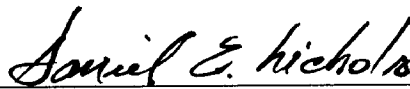
STATE OF ARKANSAS                     )  
COUNTY OF WASHINGTON        ) SS:

On this 18 day of DECEMBER, 2003, before me personally appeared FRANK TERMINELLA, to me known to be the person described hereinabove who executed the foregoing Assignment, and who acknowledged to me that he executed the same for the reasons and purpose therein set forth.

My Commission Expires:

2-10-2007

Daniel E. Nichols, Notary Public  
Washington County, Arkansas  
My Commission Expires 02-10-2007

  
Notary Public

  
JOSEPH TERMINELLA

STATE OF ARKANSAS                     )  
COUNTY OF WASHINGTON        ) SS:

On this 18 day of DECEMBER, 2003, before me personally appeared JOSEPH TERMINELLA, to me known to be the person described hereinabove who executed the foregoing Assignment, and who acknowledged to me that he executed the same for the reasons and purpose therein set forth.

My Commission Expires:

2-10-2007

Daniel E. Nichols, Notary Public  
Washington County, Arkansas  
My Commission Expires 02-10-2007

  
Notary Public