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HEET

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FORM P 10-1595

(Rev. 10/02)

OMB No. 0651-0027 (exp. 6/30/2005)



102711952

Attached original documents or copy thereof.

22390 U.S. PTO
10/811213

032604

To the Director of the United States

1. Name of conveying part(ies):

Jubie Randell Hales

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

2. Name and address of receiving party(ies)

Name: ESI Acquisition Corp.

Street Address: 4373 Lilburn Industrial Way
Lilburn, Georgia 30047

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

3. Nature of conveyance:

- Assignment
- Security Agreement
- Other:
- Merger
- Change of Name

Execution Date: March 25, 2004

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

101811213

If this document is being filed together with a new application, the execution date of the application is: March 22, 2004

A. Patent application No.(s)

B. Patent No.(s)

Additional numbers attached? Yes No

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

Harold L. Marquis
Thomas, Kayden, Horstemeyer & Risley, L.L.P.
100 Galleria Parkway, Suite 1750
Atlanta, Georgia 30339-5948

6. Total number of applications/patents involved: [1]

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

- Enclosed
- Authorization to charge credit card (attached)

8. Deposit Account Number:

20-0778

(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.

Harold L. Marquis

Typed Name

Signature

3/26/04

Date

Docket #: 740501-1010

Total number of pages including cover sheet, attachments, and document: [4]

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

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3/26/2004 EFLDRES 00000034 10811213
FC:8021 40.00 DP

PATENT
REEL: 015163 FRAME: 0506

**ASSIGNMENT
OF UTILITY PATENT APPLICATION**

WHEREAS, the following parties:

Name

Address

Jubie Randell Hales

361 River Sound Village, Hayesville, NC

hereinafter referred to as ASSIGNOR, has/have invented certain new and useful improvements (“invention(s)”) as described and set forth in the below-identified utility application for United States Letters Patent entitled:

Cap for a Fence Post,

which was:

- executed on even date herewith,
 filed with the United States Patent and Trademark Office (USPTO) on _____, and assigned Serial No. _____, and
 further described in U.S. Provisional application entitled _____, filed with the USPTO on _____, and assigned Serial No. _____.

WHEREAS, ESI Acquisition Corp., having a place of business at 4373 Lilburn Industrial Way, Lilburn, Georgia 30047, hereinafter referred to as ASSIGNEE, is desirous of acquiring ASSIGNOR’S interest in and to said invention(s), said utility application, said provisional application, and any U.S. and foreign patents which are related to the same.

NOW, THEREFORE, TO ALL WHOM IT MAY CONCERN: Be it known that, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged by ASSIGNOR, ASSIGNOR has sold, assigned and transferred and does hereby sell, assign and transfer unto ASSIGNEE, and ASSIGNEE’S successors and assigns, (a) the entire right, title and interest, for the United States of America, in and to said invention(s), said utility application, and said provisional application and all the rights and privileges in any application and under any and all patents that may be granted in the U.S. for said inventions, including all corresponding provisional, continuation, continuation-in-part, divisional, reissue, and reexamination applications; and (b) the entire right, title and interest in and to said invention(s), said utility application, and said provisional application for all countries foreign to the U.S., including all rights of priority arising from them, and all the rights and privileges under any and all forms of protection, including patents, that may be granted in said countries foreign to the U.S. for them.

ASSIGNOR authorizes ASSIGNEE to make application for such protection in its own name and maintain such protection in any and all countries foreign to the U.S., and to invoke and claim for any application for patent or other form of protection for said inventions, without further authorization from ASSIGNOR, any and all benefits, including the right of priority provided by any and all treaties, conventions, or agreements.

ASSIGNOR hereby consents that a copy of this assignment shall be deemed a full legal and formal equivalent of any document which may be required in any country in proof of the right of ASSIGNEE to apply for patent or other form of protection for said inventions, said utility application, or said provisional application and to claim the aforesaid benefit of the right of priority.

ASSIGNOR requests that any and all patents for said inventions be issued to ASSIGNEE in the U.S. and to ASSIGNEE in all countries foreign to the U.S., or to such nominee as ASSIGNEE may designate.

ASSIGNOR covenants and agrees that, when requested, ASSIGNOR shall, without charge to ASSIGNEE but at ASSIGNEE'S expense, sign all papers, take all rightful oaths, and do all acts which may be necessary, desirable, or convenient in connection with the patent applications, patents, or other forms of protection of said invention(s), and for the defense and protection thereof if challenged in the court of law.

ASSIGNOR authorizes ASSIGNEE or its agents to insert, on ASSIGNOR'S behalf, the filing date and/or serial number above pertaining to the utility application and/or the provisional application, if not known as of the date of execution of this document.


Jubie Randell Hales


Date: ~~MAR 28~~⁵, 04

United States of America

State of ~~North Carolina~~ Georgia

County of Gwinnett

On this 25th day of MARCH, 2004, before me personally came **Jubie Randell Hales** to me known to be the individual described above and who executed the foregoing instrument, or acknowledged execution of the same.


Notary Public
Mike Taylor
Notary Public, Gwinnett County, Georgia
My Commission Expires October 5, 2007

My Commission Expires (Date)