

9/9/04

REI

09-22-2004

SHEET

Docket No. 04518/LH

102841135

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

## 1. Name of conveying party(ies):

Masahiro FUNATO  
Toshikazu OKADA  
Shigeru YAMAMOTO  
Tomohiro NAKAGAWA

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

KOMATSU LTD.  
3-6, Akasaka 2-chome,  
Minato-ku, Tokyo, JAPAN

16018 U.S. PTO  
10/939315



## 3. Nature of conveyance: - ASSIGNMENT

Execution Date(s): All on August 24, 2004, \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_, respectively.

## 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 as follows:

All on August 24, 2004, \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_, respectively.

A. Patent Application No. (s)

B. Patent No.(s)

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

FRISHAUF, HOLTZ, GOODMAN & CHICK, P.C.  
767 Third Avenue, 25th Floor  
New York, New York 10017-2023  
Fax: (212) 319-5101

6. Total number of applications and patents involved: one7. Total fee (37 CFR 3.41): \$ 40.00

[ ] Amount included with filing fee attached hereto.

[X] Credit Card form PTO-2038 enclosed.

8. To the extent not tendered by check, authorization is given to charge the Assignment Fee (37 CFR.341) to Account No. 06-1378.

## 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.

Dated: September 9, 2004

By: [Signature]  
Douglas Holtz, Reg. No. 33,902

Express Mail" Mailing Label No. EV 512 418 950 US

Date of Deposit: September 9, 2004

I hereby certify that this paper and enclosed application and fee are being deposited with the United States Postal Service "Express Mail Post Office Addresses" service under 37 CFR 1.10 on the date indicated above and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Barbara Villani

9/4/92

09/15/2004 AWONDAF1 00000102 10939315

02 FC:8021

40.00 GP

Total number of pages comprising cover sheet: 4

**ASSIGNMENT**

In consideration of value received, I, having a residence and post office address as stated below next to my name, the sole inventor (if only one name is listed below) or a joint inventor (if plural names are listed below) of an invention described in an application for United States patent entitled:

**CONTROL SYSTEM FOR A HYDRO-MECHANICAL TRANSMISSION**

sell and assign to

a corporation of **KOMATSU LTD.**  
having a business address at **3-6, Akasaka 2-chome, Minato-ku, Tokyo, JAPAN**

its successors, assigns or nominees, hereinafter referred to as "Assignee", my entire right, title and interest in and to said invention as disclosed, shown and described in said application for United States patent executed concurrently herewith;

and in and to all applications for patent and patents for said invention, in all countries of the world, including all divisions, reissues, continuations, substitutions and extensions thereof and all rights arising under or pursuant to any and all international agreements, treaties or laws relating to the protection of industrial property, including rights of priority, resulting from the filing of any of said applications; and I authorize and request any official whose duty it is to issue patents, to issue any patent on said invention or resulting therefrom to said Assignee, and I agree that on request and without further consideration, but at the expense of said Assignee, I will communicate to said Assignee or its representatives all facts known to me respecting said invention and testify in any legal proceeding, sign all lawful papers, execute all divisional, continuing, reissue, or other applications, make all rightful oaths and declarations, and generally do everything possible to aid said Assignee to obtain and enforce proper patent protection for said invention in all countries.

I hereby grant to any attorney member of the following law firm the power to insert on this Assignment the Serial Number and filing date of said application when known.

SERIAL NO.:

FILING DATE:

Frishauf, Holtz, Goodman & Chick, P.C., 767 Third Avenue - 25th Floor, New York, N.Y. 10017-2023.

INVENTOR: SIGNATURE		DATE	ADDRESS
Sign:	<i>Masahiro Funato</i>	Date:	Address: c/o KOMATSU LTD., Osaka Plant 1-1, Ueno 3-chome, Hirakata-shi, Osaka, JAPAN
Type:	Masahiro FUNATO	Witness:	
Sign:	<i>Toshikazu Okada</i>	Date:	Address: c/o KOMATSU LTD., Osaka Plant 1-1, Ueno 3-chome, Hirakata-shi, Osaka, JAPAN
Type:	Toshikazu OKADA	Witness:	
Sign:	<i>Shigeru Yamamoto</i>	Date:	Address: c/o KOMATSU LTD., Osaka Plant 1-1, Ueno 3-chome, Hirakata-shi, Osaka, JAPAN
Type:	Shigeru YAMAMOTO	Witness:	

NOTES: MUST BE DATED.

WITNESS DESIRABLE.

LEGALIZATION NOT REQUIRED

RECORDING OFFICER:

After recording, please return to:  
FRISHAUF, HOLTZ, GOODMAN & CHICK, P.C.  
767 Third Avenue - 25<sup>th</sup> Floor, New York, NY 10017-2023  
Tel. No. (212) 319-4900 Fax. No. (212) 319-5101

# ASSIGNMENT

INVENTOR:SIGNATURE	DATE	POST OFFICE ADDRESS
Sign: <i>Tomohiro Nakagawa</i>	Date: August 24, 2004	Address: c/o KOMATSU LTD., Osaka Plant 1-1, Ueno 3-chome, Hirakata-shi, Osaka, JAPAN
Type: Tomohiro NAKAGAWA	Witness:	
Sign:	Date:	Address:
Type:	Witness:	
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