

10-18-2004



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PATENT

Docket No. THI006USU

22390 U.S. PTO
10/797410



Mail Stop Patent Application
Commissioner for Patents
P.O. Box 1450
Arlington, VA 22313-1450

3.10.04

**COVER SHEET FOR ASSIGNMENT (DOCUMENT) ACCOMPANYING
NEW PATENT APPLICATION (37 CFA 3.31)**

**IDENTIFICATION OF APPLICATION (37 CFR 3.21
and 37 CFR 3.31(a)(4))**

1. The patent application filed herewith and to which the attached assignment (document) refers is identified as follows:

a. Date of execution: **March 10, 2004**

b. Name of each inventor:

1: **Duane Langewalter**

2:

3:

18797410
~~10797410~~

c. Title of invention: **Decorative Fencing System**

NOTE: "If an assignment is executed concurrently with, or subsequent to the execution of the patent application, but before the patent application is filed, it must identify the patent application by its date of execution, name of each inventor, and title of the invention so that there can be no mistake as to the patent application intended." 37 CFR 3.21.

CERTIFICATION UNDER 37 CFR 1.10

I hereby certify that this New Application Transmittal and the documents referred to as enclosed therein are being deposited with the United States Postal Service on this date March 10, 2004 in an envelope as "Express Mail Post Office to Addressee" Mailing Label Number EV123842934US addressed to the: Commissioner of Patents, P.O. Box 1450, Arlington, VA 22313-1450.

James G. Coplit

(Type or print name of person mailing paper)

(Signature of person mailing paper)

03/15/2004 WASFAW1 00000034 10797410

02 FC:8021

40.00 DP

NAME OF PARTY(IES) CONVEYING INTEREST (37 CFR 3.31(a)(1))

2. The party(ies) conveying this interest is (are):

Name 1: Duane Langenwalter

Name 2: _____

Name 3: _____

**NAME AND ADDRESS OF PARTY(IES) RECEIVING INTEREST
(37 CFR 3.31(a)(2))**

3. The rights are being conveyed to:

Name: Garden Zone, LLC

Address: 1400 Strong Street, Bldg 656

Charleston Naval Complex

North Charleston, SC 29405

Telephone No.: ()

**DESCRIPTION OF INTEREST CONVEYED OR
TRANSACTION RECORDED (37 CFR 3.31(a)(3))**

4. The accompanying document intends to accomplish:

- ☒ an assignment
☐ a security agreement
☐ a license
☐ a merger
☐ a change of name
☐ a change of address
☐ other

**NAME AND ADDRESS OF PARTY TO WHOM CORRESPONDENCE
SHOULD BE MAILED (37 CFR 3.31(a)(5))**

5. Please address correspondence to:

Name: James G. Coplit

Address: Grimes & Battersby, LLP

488 Main Avenue, Third Floor

Norwalk, CT 06851

Telephone No.: (203) 849-8300

DATE ASSIGNMENT (DOCUMENT) EXECUTED (37 CFR 3.31(a)(7))

6. The attached assignment (document) was executed on March 10, 2004
(date)

LANGUAGE OF ASSIGNMENT (DOCUMENT) TO BE RECORDED

NOTE: "The Office will accept and record non-English language documents only if accompanied by a verified English translation signed by the individual making the translation." 37 CFR 3.26.

The attached document:

- ☒ is in the English language
- ☐ is not in the English language and a verified English translation signed by the individual making the translation is attached

ORIGINAL DOCUMENT OR TRUE COPY SUBMITTED

NOTE: "Either the original document or a true copy of the original document may be submitted for recording. Only one side of each page shall be used. The paper used should be flexible, strong, white, non-shiny, durable, and preferably no larger than 21.6 x 33.1 cm. (8 1/2 x 14 inches) with a 2.5 cm. (one-inch) margin on all sides." 37 CFR 3.24.

7. Submitted herewith is:

- ☐ the original document
- ☒ a true copy of the original document

NUMBER OF APPLICATIONS IDENTIFIED IN THIS COVER SHEET AND THE FEE (37 CFR 3.31 (a)(6))

8. A. This cover sheet identifies only one application:

B. The fee for recordal (37 CFR 1.21(h)) is \$40.00.

- ☒ Attached is a check for \$40.00.
- ☐ Please charge Account 07-2162 \$40.00.

A duplicate of this cover sheet is attached.

STATEMENT (37 CFR 3.31(a)(9)) AND SIGNATURE (37 CFR 3.31 (a)(10))

9. 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.

Date: March 10, 2004

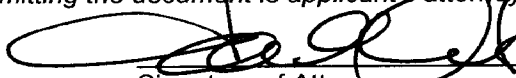
(Name of party submitting document)

(Signature of party submitting document)

(Complete the following if the party submitting the document is applicant's attorney)

Reg. No. **40,571**

Tel. No. **(203) 849-8300**



Signature of Attorney

James G. Coplit

Type or print name of Attorney

488 Main Avenue, Third Floor

Norwalk, Connecticut 06851

P.O. Address

ASSIGNMENT FOR UNFILED APPLICATION FOR US PATENT

WHEREAS, Duane Langenwalter, a United States citizen, whose address is 36 Crescent Place, Monroe, Connecticut 06468 (the "ASSIGNOR"), have invented and own a certain invention entitled DECORATIVE FENCING SYSTEM for which application for Letters Patent of the United States has been executed on even date herewith.

WHEREAS, GARDEN ZONE, LLC, a Delaware corporation having an address at 1400 Strong Street, Building 656, Charleston Naval Complex, North Charleston, SC 29405 ("ASSIGNEE"), is desirous of acquiring the entire interest therein, to and under said invention and in, to and under Letters Patent or similar legal protection to be obtained therefor in the United States and in any and all foreign countries.

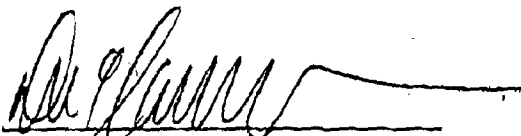
NOW, THEREFORE, TO ALL WHOM IT MAY CONCERN:

Be it known that in consideration of the payment by ASSIGNEE to ASSIGNOR of the sum of ONE DOLLAR (\$1.00) and other valuable consideration, the receipt and sufficiency of which is hereby acknowledged, ASSIGNOR hereby sells, assigns and transfers unto ASSIGNEE the full and exclusive right, title and interest in and to said invention in the United States and its territorial possessions and in all foreign countries and to all Letters Patent or similar legal protection in the United States and its territorial possessions and in any and all foreign countries to be obtained for said invention by said application or any continuation, division, renewal, substitute or reissue thereof or any legal equivalent thereof in a foreign country for the full term or terms for which the same may be granted.

ASSIGNOR COVENANTS and AGREES and WARRANTS that no assignment, sale, agreement or encumbrance has been or will be made or entered into which would conflict with this assignment and sale;

ASSIGNOR COVENANTS and AGREES and WARRANTS that ASSIGNEE will, at any time upon request, without further compensation, be provided with all pertinent facts and documents relating to said application, said invention and said Letters Patent and legal equivalents in all foreign countries as may be known and accessible to ASSIGNOR and will testify as to the same in any interference or litigation related thereto and will promptly execute and deliver to ASSIGNEE or its legal representative any and all papers, instruments or affidavits required to apply for, obtain, maintain, issue and enforce said application, said invention and said Letters Patent and said equivalents thereof in any foreign country which may be necessary or desirable to carry out the purposes thereof.

IN WITNESS WHEREOF, I have hereto set hand and seal this 10 th day of
March, 2004.


Duane Langenwaller

Sworn and subscribed to before
me this _____ day of _____, 2004.

Notary Public