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U.S. DEPARTMENT OF COMMERCE U.S. Patent and Trademark Office



Atty. Docket No. 72.097

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To the honorable Commissione.

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original documents or copy thereof.

8-11-04

1. Name of conveying party(ies): Michael Steffen, Rudolf Berger, and Wolfgang Schmid

3. Nature of conveyance: [X] Assignment [ ] Merger [ ] Security Agreement [ ] Change of Name [ ] Other Execution Date: July 16, 2004, July 15, 2004, and July 16, 2004, respectively

2. Name and address of receiving party(ies) Name: Wacker Construction Equipment AG Internal Address: Street Address: Preussenstrasse 41 City: Munchen State: DE Zip: 80809

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: August 4, 2004

5. Name and address of party to whom correspondence concerning document should be mailed: Name: Timothy E. Newholm Boyle Fredrickson Newholm Stein & Gratz S.C. Internal Address: Street Address: 250 East Wisconsin Avenue, Suite 1030 City: Milwaukee State: WI Zip: 53202

6. Total number of applications and patents involved: 1 7. Total fee (37 CFR 3.41). . . . . \$ 40.00 [X] Enclosed [ ] Authorized to be charged to deposit account 8. Deposit account number: 50-1170

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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. Timothy E. Newholm Name of Person Signing Signature August 4, 2004 Date Total number of pages including cover sheet, attachments, and documents: 2

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

ASSIGNMENT

WHEREAS, we, Michael Steffen, Rudolf Berger, and Wolfgang Schmid, have made a certain new and useful invention for which we are about to make application for Letters Patent of the United States, which application may be identified in the United States Patent Office as Serial No. \_\_\_\_\_, filed \_\_\_\_\_ and entitled:

*Pneumatic Spring Percussion Mechanism with a Electro-Dynamically Actuated Driving Piston*

July 15, 2004 and  
(Executed ~~July 16, 2004~~)

WHEREAS, Wacker Construction Equipment AG, a corporation organized and existing under and by virtue of the laws of the Country of Germany and having its principal place of business in München, Germany, is desirous of acquiring the entire interest in and to said invention, said application and the Letters Patent to be obtained therefore.

NOW, THEREFORE, for and in consideration of One Dollar and other good and valuable consideration to us in hand paid, the receipt and sufficiency whereof are hereby acknowledged, we have sold, assigned, and set over and by these presents do hereby sell, assign, and set over unto the said Wacker Construction Equipment AG, and said assignee's legal representative, successors and assigns, the entire right, title and interest in and to any and all applications including the aforesaid application, for Letters Patent heretofore and hereafter filed in the United States or any other country and which may be based in whole or in part on said inventions and discoveries, and in and to any and all Letters Patent heretofore or hereafter granted by the United States or any other country and which may be based in whole or in part on said inventions and discoveries, said assignment including the right to file and prosecute any and all such applications and also including the right to sue and recover for any and all such applications and also including the right to sue and recover for any and all infringements of said patents; and request the Commissioner of Patents to issue said Letters Patent to the above-mentioned assignee agreeably with the terms of this assignment.

WE HEREBY AUTHORIZE the law firm of Boyle, Fredrickson, Newholm, Stein & Gratz, S.C. the power to insert in this instrument any further identification which may be necessary or desirable in order to comply with the rules of the United States Patent Office for recordation of this document.

UPON SAID CONSIDERATION, we do hereby covenant for ourselves and our heirs, legal representatives and assigns that neither we nor any of our said heirs, legal representatives or assigns have or will execute any instrument or perform any act in conflict herewith and that we or our said heirs, legal representatives and assigns will at all times do such acts and execute such papers, without expense to ourselves, as may be necessary or desirable in order to fully protect said inventions and discoveries for the benefit of said assignee, its successors or assigns, and to otherwise carry into full force and effect the text and interest of this assignment.

IN WITNESS WHEREOF, we have hereunto set our hands and affixed our seals.

Date: 16. 07 04

Michael Steffen (SEAL)  
Michael Steffen

Date: 15. 07. 2004

Rudolf Berger (SEAL)  
Rudolf Berger

Date: 16. 7 2004

Wolfgang Schmid (SEAL)  
Wolfgang Schmid

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Attorney Docket No. 72.097  
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