

10-14-2005

2 SHEET



Attorney Dkt. No.: 043048/293482

To the Director of the Patent and Trademark Office
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103099180

10-14-05

1. Name of conveying party(ies):

Willi Kussel

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

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

Tiefenbach Control Systems GMBH
Kaninenberghöhe 2
45136 Essen
GERMANY



3. Nature of conveyance/ Execution Date(s):

Execution Date(s) September 26, 2005

- Assignment Merger
- Security Agreement Change of Name
- Joint Research Agreement
- Government Interest Assignment
- Executive Order 9424, Confirmatory License
- Other _____

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

4. Application or patent number(s): A. Patent Application No.(s) _____ B. Patent No.(s) _____

This document is being filed together with a new application. Additional numbers attached? Yes No

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

ALSTON & BIRD LLP
Bank of America Plaza
101 South Tryon Street, Suite 4000
Charlotte, NC 28280-4000

6. Total number of applications and patents involved:

1

7. Total fee (37 CFR 1.21(h) & 3.41) \$40.00

- Enclosed
- Authorized to be charged to deposit account
- None required (government interest not affecting title)

8. Deposit account number: 16-0605

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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.*

Name of Person Signing: Robert Flynt Streat
Reg. No. 56,450

10/4/05

Date

Total number of pages including cover sheet, attachments, and documents: 3

USPTO Fax Number for New Assignments (571) 273-0140

ASSIGNMENT

THIS ASSIGNMENT, made by me, Willy Kussel, a citizen of Germany, residing at Werne, Germany,

WITNESSETH: That,

WHEREAS, I am the sole inventor of certain new and useful improvements in ELECTRICALLY CONTROLLED ACTUATING ELEMENT ON A MACHINE for which an application for United States Letters Patent has been executed by me concurrently herewith, and

WHEREAS, TIEFENBACH CONTROL SYSTEMS GMBH, formerly known as TIEFENBACH BERGBAUTECHNIK GMBH, a German corporation having a principal place of business at Kaninenberghöhe 2, 45136 Essen, Germany, hereinafter referred to as assignee, is desirous of acquiring the entire right, title, and interest in and to said invention as described in said application, and in and to any and all Letters Patent which shall be granted therefor in the United States of America and all foreign countries;

NOW, THEREFORE, To Whom It May Concern, be it known that for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, I have sold and by these presents do hereby sell, assign, transfer, and convey unto the said assignee, its successors and assigns, the entire right, title, and interest in and to the said invention and application, and in and to any and all continuations, continuations-in-part, or divisions thereof, and in and to any and all Letters Patent of the United States of America and all foreign countries or reissues, reexaminations, or extensions thereof which may be granted therefor or thereon, for the full end of the term for which said Letters Patent may be granted, together with the right to claim the priority of said application in all foreign countries in accordance with the International Convention, the same to be held and enjoyed by said assignee, its successors and assigns, as fully and entirely as the same would have been held and enjoyed by me if this assignment and sale had not been made.


I hereby request that said Letters Patent be issued in accordance with this assignment.

I further covenant and agree that, at the time of the

execution and delivery of these presents, I possess full title to the invention and application above-mentioned, and that I have the unencumbered right and authority to make this assignment.

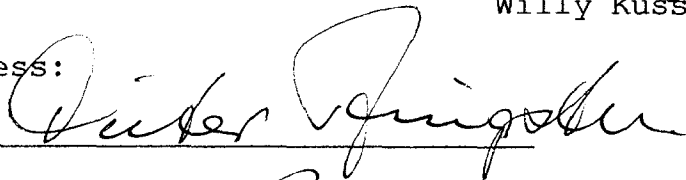
I further covenant, and agree to bind my heirs, legal representatives, and assigns, promptly to communicate to said assignee or its representatives any facts known to me relating to said invention, to testify in any interference or legal proceedings involving said invention, to execute any additional papers which may be requested to confirm the right of the assignee, its representatives, successors, or assigns to secure patent or similar protection for the said invention in all countries and to vest in the assignee complete title to the said invention and Letters Patent, without further compensation, but at the expense of said assignee, its successors, assigns, and other legal representatives.

IN WITNESS WHEREOF, I have hereunto set my hand and seal on this 26 day of September, 2005.



Willy Kussel (SEAL)

Witness:



Witness: