# -OP \$320,00 47917

# PATENT ASSIGNMENT

Electronic Version v1.1 Stylesheet Version v1.1

SUBMISSION TYPE:	NEW ASSIGNMENT
NATURE OF CONVEYANCE:	Grant of Security Interest

### **CONVEYING PARTY DATA**

Name	Execution Date	
ETS SCHAEFER CORPORATION	08/01/2006	

### **RECEIVING PARTY DATA**

Name:	CITICORP NORTH AMERICA, INC., AS COLLATERAL AGENT FOR THE SECURED CREDITORS UNDER THE TERM CREDIT AGREEMENT			
Street Address:	388 GREENWICH STREET			
Internal Address:	20TH FLOOR			
City:	NEW YORK			
State/Country:	NEW YORK			
Postal Code:	10013			

# PROPERTY NUMBERS Total: 8

Property Type	Number
Patent Number:	4791769
Patent Number:	4829734
Patent Number:	4906184
Patent Number:	5115114
Patent Number:	6609908
Patent Number:	6920731
Patent Number:	5727479
Patent Number:	D412298

### **CORRESPONDENCE DATA**

Fax Number: (212)354-8113

Correspondence will be sent via US Mail when the fax attempt is unsuccessful.

Phone: (212) 819-8200

Email: jgenova@whitecase.com
Correspondent Name: WHITE & CASE LLP

PATENT REEL: 018303 FRAME: 0095

500156451

Address Line 1: 1155 AVENUE OF THE AMERICAS

Address Line 2: PATENT DEPARTMENT

Address Line 4: NEW YORK, NEW YORK 10036

ATTORNEY DOCKET NUMBER: 1111828-0010 ETS TERM

NAME OF SUBMITTER: MARINA ORMAN

**Total Attachments: 7** 

source=ETS Schaefer-Term Credit Agreement#page1.tif

source=ETS Schaefer-Term Credit Agreement#page2.tif

source=ETS Schaefer-Term Credit Agreement#page3.tif

source=ETS Schaefer-Term Credit Agreement#page4.tif

source=ETS Schaefer-Term Credit Agreement#page5.tif

source=ETS Schaefer-Term Credit Agreement#page6.tif

source=ETS Schaefer-Term Credit Agreement#page7.tif

PATENT

**REEL: 018303 FRAME: 0096** 

**GRANT OF SECURITY INTEREST** IN UNITED STATES PATENTS

FOR GOOD AND VALUABLE CONSIDERATION, receipt and sufficiency of

which are hereby acknowledged, ETS Schaefer Corporation, an Ohio corporation (the "Grantor")

with principal offices at 25825 Science Park Drive, Suite 400 Beachwood, Ohio 44122, hereby

grants to CITICORP NORTH AMERICA, INC., as Collateral Agent for the Secured Creditors

under the Term Credit Agreement, with principal offices at 388 Greenwich Street, 20th Floor,

New York, New York 10013, (the "Grantee"), a security interest in (i) all of the Grantor's rights,

title and interest in and to the United States patents (the "Patents") set forth on Schedule A

attached hereto, in each case together with (ii) all Proceeds (as such term is defined in the U.S.

Security Agreement referred to below) and products of the Patents, and (iii) all causes of action

arising prior to or after the date hereof for infringement of any of the Patents or unfair

competition regarding the same.

THIS GRANT is made to secure the satisfactory performance and payment of all

the Obligations of the Grantor, as such term is defined in the U.S. Security Agreement among the

Grantor, the other Assignors from time to time party thereto and the Grantee, dated as of August

1, 2006 (as amended, modified, restated and/or supplemented from time to time, the "U.S.

Security Agreement"). Upon the occurrence of the Termination Date (as defined in the Security

Agreement), the Grantee shall execute, acknowledge, and deliver to the Grantor an instrument in

writing releasing the security interest in the Patents acquired under this Grant.

This Grant has been granted in conjunction with the security interest granted to

the Grantee under the U.S. Security Agreement. The rights and remedies of the Grantee with

respect to the security interest granted herein are as set forth in the U.S. Security Agreement, all

terms and provisions of which are incorporated herein by reference. In the event that any

ETS Term Patent Grant

PATENT

REEL: 018303 FRAME: 0097

provisions of this Grant are deemed to conflict with the U.S. Security Agreement, the provisions of the U.S. Security Agreement shall govern.

**ETS Term Patent Grant** 

PATENT REEL: 018303 FRAME: 0098 IN WITNESS WHEREOF, the undersigned have executed this Grant as of the  $\frac{1}{2}$  day of August, 2006.

ETS SCHAEFER CORPORATION, Grantor

By:

Name: Sean M. Stack

Sonier UP Treasurer and Assistant Secretary

Grant of Security in Patents - Term

**PATENT REEL: 018303 FRAME: 0099** 

STATE OF _	New York	_)
	F. New York	) ss: _)

On this \( \sum\_{\text{day}} \) day of August, 2006, before me personally came \( \sum\_{\text{ean}} \) \( \text{M} \cdot \) \( \sum\_{\text{dck}} \) who, being by me duly sworn, did state as follows: that \( \sum\_{\text{lphe}} \) is \( \sum\_{\text{lphe}} \) of ETS \( \sum\_{\text{SCHAEFER}} \) CORPORATION, that \( \sum\_{\text{lphe}} \) is authorized to execute the foregoing Grant on behalf of said corporation and that \( \sum\_{\text{lphe}} \) is authority of the Board of Directors of said corporation.

Notary Public

LAURENCE F. WEEKS
Notary Public, State of New York
No. 01/WE9138790
Qualified in New York County
Certificate on file in New York County
Mr. Commission Expires 1/23/2010

CITICORP NORTH AMERICA, INC., as Collateral Agent and Grantee

Grant of Security Interest in Patents - Term

**PATENT** 

**REEL: 018303 FRAME: 0101** 

STATE OF <u>New York</u>) ss.: COUNTY OF <u>New York</u>

DENISE C. PERRY
Notary Public, State of New York
No. 01PE6045304
Qualified in Nassau County
Certificate filed in New York County

# SCHEDULE A

Patent Name/Description	Country	Owner/ Assignee	Serial No.	Filing Date	Reg. No.	Reg. Date
Moveable Heat Chamber Insulating Structure	USA	ETS	06711387	3/13/85	4,791,769	12/20/88
Ceramic Fiber Insulation Module and Method of Assembly	USA	ETS	06926077	10/31/86	4,829,734	5/16/89
Long Life Cover for Heat Chamber	USA	ETS	07280918	12/07/88	4,906,184	3/6/90
Ceramic Fiber Attaching System for a Backing Plate	USA	ETS	07514449	4/25/90	5,115,114	5/19/92
Torpedo Car Cover	USA	ETS	29076396	9/11/97	Des 412,298	7/27/99
Replaceable Heater Cover	USA	ETS	200110364	11/13/01	6,609,908	8/26/03
Insulated Structure	USA	ETS	2002193840	7/12/02	6,920,731	7/26/05
Furnace door closure system	USA	ETS	96721280	9/26/96	5727479	3/17/98

ETS Term Patent Grant