

11-22-2006



103340090

To the Director of the U.S. Patent and Trademark Office: Please record the attached documents or the new address(es) below.

11-15-06

**1. Name of conveying party(ies)**

Roger G. Smith  
Jason D. Gerard

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

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

Execution Date(s) November 15, 2006

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

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

Name: Construction Equipment Company

Internal Address: \_\_\_\_\_

Street Address: P.O. Box 1271

City: Lake Grove

State: Oregon

Country: USA Zip: 97035

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

**4. Application or patent number(s):**

This document is being filed together with a new application.

A. Patent Application No.(s)

B. Patent No.(s)

Additional numbers attached?  Yes  No

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

Name: \_\_\_\_\_

Internal Address: Kolisch Hartwell, P.C.

Street Address: 520 S.W. Yamhill Street, Suite 200

City: Portland

State: Oregon Zip: 97204

Phone Number: (503) 224-6655

Fax Number: (503) 295-6679

Email Address: \_\_\_\_\_

**6. Total number of applications and patents involved: 1**

**7. Total fee (37 CFR 1.21(h) & 3.41) \$ 40**

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

**8. Payment Information**

a. Credit Card Last 4 Numbers \_\_\_\_\_  
Expiration Date \_\_\_\_\_

b. Deposit Account Number \_\_\_\_\_

Authorized User Name \_\_\_\_\_

**9. Signature:**

Signature

November 15, 2006

Date

Peter D. Sabido

Name of Person Signing

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

3

Documents to be recorded (including cover sheet) should be faxed to (571) 273-0140, or mailed to:  
Mail Stop Assignment Recordation Services, Director of the USPTO, P.O.Box 1450, Alexandria, V.A. 22313-1450

KH File: CEC 311



111506

## ASSIGNMENT

WHEREAS, we, Roger G. Smith of Lake Oswego, Oregon, and Jason D. Gerard of Sandy, Oregon, have invented certain improvements in MATERIAL SEPARATOR SYSTEM, for which we filed a U.S. patent application on the date hereinafter set forth; and

WHEREAS, Construction Equipment Company, an Oregon corporation, having its principal place of business in Lake Oswego, Oregon, is desirous of acquiring an interest therein;

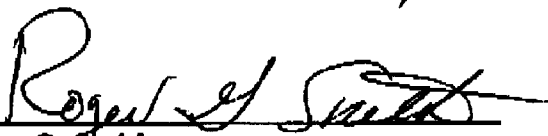
NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which hereby are acknowledged, we, Roger G. Smith and Jason D. Gerard, have sold, assigned, and transferred, and do hereby sell, assign, and transfer, to Construction Equipment Company, its successors and assigns, the full and exclusive right to the invention in the United States and its territorial possessions and in all foreign countries, and the entire right, title, and interest in and to any and all Letters Patent that may be granted therefor in the United States and its territorial possessions and in any and all foreign countries, and in and to any and all divisions, continuations, reissues, substitutions, and extensions thereof.

We hereby authorize and request the Patent Office officials in the United States and any and all foreign countries to issue any and all of said Letters Patent, when granted, to Construction Equipment Company, as the assignee of our entire right, title, and interest in and to the same, for the sole use of Construction Equipment Company, and its successors and assigns.

Further, we hereby covenant and agree to and with Construction Equipment Company, and its successors and assigns, at the time of execution and delivery of these presents, that we are the sole and lawful owner of the entire right, title, and interest in and to the invention and the above-identified patent application, and that the same are unencumbered, and that we have good and full right and lawful authority to sell and convey the same in the manner herein set forth.

Further, we agree that we will communicate to Construction Equipment Company, or its representatives, any facts known to us respecting the invention, and testify in any legal proceedings, sign all lawful papers, execute all divisional, continuation, reissue, substitution, and extension applications, execute all necessary assignment papers to cause any and all of said Letters Patent to be issued to Construction Equipment Company, make all rightful oaths, and generally do everything possible to aid Construction Equipment Company, and its successors and assigns, to obtain and enforce proper protection for the invention in the United States and in any and all foreign countries.

IN TESTIMONY WHEREOF, I have hereunto set my hand this 11/15/06  
 day of Nov, 2006.

  
 Roger G. Smith

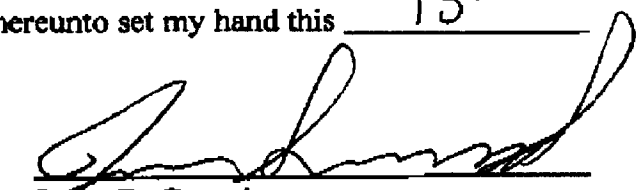
Witness:  
 Signature: Michael Strand

Name: Michael Strand

Address: 12546 SE Bush

City & State: Portland, OR

IN TESTIMONY WHEREOF, I have hereunto set my hand this 15<sup>th</sup>  
day of Nov., 2006.

  
Jason D. Gerard

Witness: Michael Strand  
Signature: Michael Strand

Name: Michael Strand

Address: 12546 SE Bush

City & State: Portland, OR