

PATENT ASSIGNMENT

Electronic Version v1.1
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SUBMISSION TYPE:	NEW ASSIGNMENT
NATURE OF CONVEYANCE:	ASSIGNMENT
CONVEYING PARTY DATA	
Name	Execution Date
Extec Industries Limited	03/12/2003
RECEIVING PARTY DATA	
Name:	Broomco (3113) Limited
Street Address:	Hearthcote Road
City:	Swadlincote, Derbyshire
State/Country:	UNITED KINGDOM
Postal Code:	DE11 9DU
PROPERTY NUMBERS Total: 2	
Property Type	Number
Patent Number:	5112474
Application Number:	10363496
CORRESPONDENCE DATA	
Fax Number:	(801)321-4893
<i>Correspondence will be sent via US Mail when the fax attempt is unsuccessful.</i>	
Phone:	801-328-3600
Email:	ewitt@kmclaw.com
Correspondent Name:	Evan R. Witt
Address Line 1:	60 East South Temple
Address Line 2:	Suite 1800
Address Line 4:	Salt Lake City, UTAH 84111
NAME OF SUBMITTER:	Evan R. Witt

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Total Attachments: 14

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I, Orr, William McLean, Chartered Patent Attorney, and European Patent Attorney of Urquhart-Dykes & Lord LLP, Tower North Central, Merrion Way, Leeds LS2 8PA, GB, do hereby certify that this is a true copy of Deed of Assignment dated 12th March 2003 between Extec Industries Limited and Broomco (3113) Limited.

Signed 
Orr, William McLean

Dated this 8th day of November 2006

DATED

12th March

2003

(1) EXTEC INDUSTRIES LIMITED

- and -

(2) BROOMCO (3113) LIMITED

DEED OF ASSIGNMENT

DLA
Victoria Square House
Victoria Square
Birmingham B2 4DL

Date of Original: 26 February 2003
Date of Version: 11 March 2003
Draft No: 1

Tel: +44 (0) 8700 111 111
Fax: +44(0) 121 262 5982

Ref: HW/BIRDP/72880/120000/2066205

PATENT
REEL: 019204 FRAME: 0383

THIS DEED OF ASSIGNMENT is made on

12 March

2003

BETWEEN

- (1) **EXTEC INDUSTRIES LIMITED** (previously Extec Industries plc) a company incorporated in England under company number 2073959 whose registered office is at Heathcote Road, Swadlincote, Derbyshire DE11 9DU ("**Assignor**"); and
- (2) **BROOMCO (3113) LIMITED** a company incorporated in England under company number 4636796 whose registered office is at Heathcote Road, Swadlincote, Derbyshire, DE11 9DU ("**Assignee**").

BACKGROUND

- A The Assignor owns the various intellectual property rights referred to in this deed of assignment ("**Assignment**").
- B The Assignor has agreed to assign all its rights, title and interest in and to the intellectual property rights to the Assignee on the terms set out in this Assignment.

IT IS HEREBY AGREED as follows:

1. DEFINITIONS

In this Assignment:

- 1.1 "**Intellectual Property**" means patents , trade marks , service marks, logos, registered designs, applications and rights to apply for any of those rights, design rights, copyrights, database rights and rights in or in relation to trade, business and company names, internet domain names, unregistered trade marks and service marks, get up and other trade insignia, software, know-how, inventions, trade secrets and other confidential information;
- 1.2 "**Intellectual Property Rights**" means the Intellectual Property owned by the Assignor including but not limited to, the Patents and the Trade Marks;
- 1.3 "**Patents**" means the patents and patent applications listed in Part A to the schedule to this Assignment; and

1.4 **"Trade Marks"** means the trade marks and applications for trade marks listed in Part B to the schedule to this Assignment.

2. **ASSIGNMENT**

In consideration of the sum of one pound (£1) now paid by the Assignee to the Assignor (the receipt of which the Assignor hereby acknowledge) the Assignor hereby assigns with full title guarantee to the Assignee all the property, right, title and interest throughout the world in and to:

2.1 the Intellectual Property Rights; and

2.2 the right to bring proceedings in respect of any infringement of any of the Intellectual Property Rights whether committed before or after the date of this Assignment including the right to claim damages and such other relief as may be available in respect thereof.

3. **FURTHER ASSURANCE**

The Assignor shall at its own cost and at the request of the Assignee do or procure the doing of all such further acts and execute or procure the execution (as a deed or otherwise) of all such documents as may from time to time be necessary to give full effect to this Assignment and to vest in the Assignee the full benefit of the Intellectual Property Rights.

4. **COUNTERPARTS**

This Assignment may be executed by the parties in any number of counterparts and on separate counterparts, each of which shall constitute an original, but all the counterparts together shall constitute one and the same instrument.

5. **THIRD PARTIES**

A person who is not party to this Assignment shall have no rights under the Contracts (Rights of Third Parties) Act 1999 to enforce any term of the Assignment. This clause does not affect any right or remedy of any person which exists or is available otherwise that pursuant to that Act.

6. GOVERNING LAW AND JURISDICTION

6.1 This Assignment and any matter arising from or in connection with it shall be governed by and construed in accordance with English law.

6.2 Each party irrevocably agrees to submit to the exclusive jurisdiction of the English courts over any claim or matter arising from or in connection with this Assignment or the legal relationships established by or in connection with this Assignment.

IN WITNESS whereof the parties have executed this Assignment as a deed the day and year first above written.

SCHEDULE

Part A - Patents

(P = PATENT, U = UTILITY MODEL)

PATENT PORTFOLIO

Title	P/U	Country	App No	Patent No	App Date	Grant Date	Status
Side conveyor	P	Germany	91901842.4	0506812#	21.12.1990	22.10.1997	Granted
Side conveyor	P	Britain	91901842.2	0506812#	21.12.1990	22.10.1997	Granted
Side conveyor	P	USA	08/088990	5333725	02.07.1993	02.08.1994	Granted
Robotrac	U	Germany	29509004.9	29509004.9#	31.05.1995	09.09.1995	Granted
Robotrac	P	Germany	95919557.9	0721383#	24.05.1995	03.05.2000	Granted*
Robotrac	P	Britain	95919557.9	0721383#	24.05.1995	03.05.2000	Granted*
Robotrac	P	USA	08/619733	5957302	24.05.1995	28.09.1999	Granted
Conveyor hinge 5000	P	Germany	94931644.2	0726818#	02.11.1994	17.05.2000	Granted
Conveyor hinge 5000	P	Britain	94931644.2	0726818#	02.11.1994	17.05.2000	Granted

Title	P/U	Country	App No	Patent No	App Date	Grant Date	Status
Conveyor hinge 5000	P	USA	09/228157	5979666	11.01.1999	09.11.1999	Granted
Self propelled screen	P	USA	08/930940	6098812	16.10.1997	08.08.2000	Granted
Turbotrac	P	Germany	19781758.0		03.11.1998		Pending
Turbotrac	P	Britain	9822895.0	2331033	21.10.1998	10.05.2000	Granted
Turbotrac	P	Japan	09-539614		29.10.1998		Pending
Turbotrac	U	Germany	29723701.2	29723701	23.01.1997	15.07.1999	Granted
Turbotrac	P	USA	09/180123	6186338	04.01.1999	13.02.2001	Granted
Crawler tug II	P	Germany	19880669.8		20.03.1998		Pending
Crawler tug II	P	Britain	9827481.4	2329168	15.12.1998	16.05.2001	Granted
Crawler tug II	P	Japan	10-543576		16.12.1998		Pending
Crawler tug II	P	USA	09/202546	6336558	16.12.1998	08.01.2002	Granted
Press-fit stubshaft	P	Japan	511800/199		08.04.1999		Pending
Suspension of plant	P	Australia	31558/99		24.11.1999		Pending

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Title	P/U	Country	App No	Patent No	App Date	Grant Date	Status
Suspension of plant	P	Europe	99913433.1	1068015	24.11.1999		Pending
Suspension of plant	P	Japan	11-549013		29.11.1999		Pending
Suspension of plant	P	USA	09/424601	6311821	24.11.1999	06.11.2001	Granted
Track driven screening unit	P	PCT	GB01/03888	WO02/18066	30.08.2001		Pending
Eccentric drive shaft for vibratory screen	P	PCT	GB02/04336		25.09.2002		Pending **
Trommel variants	P	Britain	0205881.6		13.03.2002		Pending
Vertically adjustable hopper/conveyor	P	Britain	0224469.7		22.10.2002		Pending
Compact trommel	P	Britain	0211187.0		16.05.2002		Pending
Tilting Screen	P	USA	384063	5112474	20.07.1989	12.05.1992	Granted
	P	USA		6405874			Granted
Five way split track		PCT	GB02/03105		05.07.2002		Pending

Title	P/U	Country	App No	Patent No	App Date	Grant Date	Status
Link arm for toggle mech		PCT	GB01/04597	WO02/34393	16.10.2001		Pending
Link arm for toggle mech		Europe	01976457.0		16.10.2001		Pending
Link arm for toggle mech		USA			16.10.2001		Pending
Hydraulic wedging action		Europe	01980672.8		01.11.2001		Pending
Hydraulic wedging acting		USA	10/169593		01.11.2001		Pending
Crusher plant with land		Britain	0215441.7		04.07.2002		Pending
Large articulated crusher		Britain	0219563.4		22.08.2002		Pending
Trommel drum/slew ring		Britain	0217688.1		31.07.2002		Pending
Tail conveyer linkage		Europe	01980684.3		01.11.2001		Pending

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Title	P/U	Country	App No	Patent No	App Date	Grant Date	Status
Tail conveyor linkage		USA	10/169597		01.11.2001		Pending
Trommel variants		PCT	GB03/00466		05.02.2003		Pending
Tractor/trailer for suspend		PCT			19.02.2003		Pending
Bogie with slidable lift		PCT	GB03/00457		03.02.2003		Pending
Underneath folding 2 part		Europe	01970001.2		26.09.2001		Pending
Underneath folding 2 part		USA			26.09.2001		Pending
Tandem screen box		Australia	30627/00		20.01.2000		Pending
Tandem screen box		China	00800336		20.01.2000		Pending
Tandem screen box		Europe	00900699.0	1066121	20.01.2000		Pending
Tandem screen box		Russia	2000126739		20.01.2000		Pending
Tandem screen box		USA	09/665727	6367633	20.01.2000	09.04.2002	Granted

Title	P/U	Country	App No	Patent No	App Date	Grant Date	Status
Tandem screen box		S Africa	2000/5040	2000/5040	20.01.2000	28.08.2002	Granted
Tilting screen		Germany	88306852.0	P3885179.2	28.07.1988	27.10.1993	Granted
Extec		PCT					
Tilting screen		Britain	88306852.0	0301798	28.07.1998	27.10.1993	Granted

* Revoked by Opposition Division at European Patent Office on 7 November 2002, and on which appeal must be filed before deadline 7 January 2003.

** Based on GB 012304.4 filed 26 September 2001 and which is now abandoned.

Ex-European patent

Part B - Trade Marks


Title	P/U	Country	App No	Trade mark No	App Date	Grant Date	Status
Extec		Canada					
Extec		India					
Extec		Mexico					
Extec		S Africa					
007		Britain	2265422		27.03.2001		Pending
Tomcat		Britain	2265423	2265423	27.03.2001	14.09.2001	Registered
Extec		Britain	1397922	1397922	13.09.1989	21.09.1990	Registered
Allstar		Britain	2042391	2043491	26.10.1995	02.08.1996	Registered
Turbo-trac		Britain	2100837	2100837	22.05.1996	12.02.1999	Registered
Extec		USA	75/406657	2424318	17.12.1997	30.01.2001	Registered
Extec		CTM	000470047	000470047	18.02.1997	16.08.1999	Registered

Robo-Trac		Britain	2103444	2103444	21.06.1996	31.01.1997	Registered
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EXECUTED (but not delivered until the date)
hereof) as a deed by Extec Industries Limited by)
the affixing of its Common Seal in the presence)
of)

Director 

Director/Secretary 

EXECUTED (but not delivered until the date)
hereof) as a deed by Broomco (3113) Limited)
acting by two directors or one director and the)
secretary)

Director 

Director/Secretary 