

02-26-2008

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To the Director of the U.S. Patent and Trademark Office

103484550

Documents or the new address(es) below:

1. Name of conveying Party(ies)/Executive

Heidenhain Holding Inc.

2. Name and Address of receiving Party(ies):

Name: Acu-Rite Companies Inc.

Internal Address:

Street Address: One Precision Way

City: Jamestown

State: New York

Country: U.S.A. Zip: 14701

Additional name(s) and addresses attached? ☐ Yes ☒ No

Additional name(s) of conveying party(ies) attached?

☐ Yes - ☒ No

3. Nature of Conveyance:

Execution Date(s): September 30, 2003

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

4. Application or patent number(s).

☐ This document is being filed together with a new application.

A. Patent Application No.(s)

10/936,143

B. Patent No.(s)

6,820,348

6,612,047

6,739,067

6,677,575

6,807,512

6,931,287

Additional numbers attached? ☐ Yes ☒ No

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

BRINKS HOFER GILSON & LIONE

P.O. BOX 10395

CHICAGO, IL 60610

(312) 321-4200

(312) 321-4299 Fax

6. Total number of applications and patents involved: 7

7. Total Fee (37 CFR 1.21(h) & 3.41) \$ 280.00

☐ Authorized to be charged by credit card☒ Authorized to be charged to Deposit Acct. No. 23-1925☐ Enclosed☐ None required (government interest not affecting title)

8. Payment Information:

a. ☐ Credit Card: 02/25/2008 DRYNE 00000050 231925 10936143

01 FEB 25 11:10:30 AM '08

b. ☒ Charge fee and/or any Deficiencies to Deposit Account Number 23-1925

Authorized User Name: Brinks Hofer Gilson & Lione

Signature

February 21, 2008

Date

John C. Freeman, Esq.

Name of Person Signing

Total no. of pages including coversheet, attachments and documents: 5

Documents to be recorded (including cover sheet) should be faxed to (571) 273-0140, or mailed to:

PATENT

REEL: 020571 FRAME: 0675

**UNANIMOUS ACTION OF THE BOARD OF DIRECTORS OF
HEIDENHAIN HOLDING INC.
IN WRITING IN LIEU OF A MEETING**

The undersigned, being all the directors of

HEIDENHAIN HOLDING INC.,

a Delaware corporation (the "Corporation") do hereby consent in writing, pursuant to the authority of Section 141(f) of the General Corporation Law of the State of Delaware, to the adoption of the following resolutions:

WHEREAS, effective January 1, 2002, Anilam Electronics, Inc., a Florida corporation, has transferred all of its assets and all of its liabilities (the "Anilam Business") to the Corporation.

WHEREAS, effective January 1, 2002, Acu-Ani, Inc., a Delaware corporation, has transferred all of its assets and all of its liabilities (the "Acu-Ani Business") to the Corporation.

WHEREAS, effective January 1, 2002, the Corporation transferred both the Anilam Business and the Acu-Ani Business to its wholly owned subsidiary Acu-Rite Companies Inc., a Delaware corporation, as a capital contribution in kind.

WHEREAS, the board of directors has determined that the transfer of both the Anilam Business and the Acu-Ani Business to Acu-Rite Companies Inc. as a contribution to the capital of Acu-Rite Companies Inc. is in the best interests of the Corporation.

WHEREAS, with regard to the above-mentioned capital contribution, the Corporation desires to enter into a Transfer Assignment and Assumption Agreement (the "Agreement" as attached hereto as Exhibit A) between the Corporation as the transferor, and Acu-Rite Companies Inc. as the transferee.

WHEREAS, the board of directors has determined it to be in the best interests of the Corporation to enter into the Agreement on the terms and subject to the conditions set forth in the Agreement.

NOW, THEREFORE, BE IT RESOLVED, that the contribution of both the Anilam Business and the Acu-Ani Business to the capital of Acu-Rite Companies Inc. as of January 1, 2002 is hereby approved.

CH02/22252925.3

FURTHER RESOLVED, that the Agreement and the transactions contemplated thereby be, and they hereby are, approved, adopted, ratified and confirmed.

FURTHER RESOLVED, that each of the officers of the Corporation be, and each of them hereby is, authorized, directed and empowered on behalf of the Corporation to prepare, execute, deliver and/or file any applications, certificates, agreements, or any other instruments or documents, or amendments or supplements thereto, and to incur all fees and to pay all expenses which such officers may deem necessary or appropriate to enable the Corporation to carry out the obligations of the Corporation under, and to effect the transactions contemplated by, each of the foregoing resolutions, and to do and to cause to be done any and all other acts and things as such officers may in their discretion deem necessary or appropriate to carry out the purposes of the foregoing resolutions, the preparation, execution, delivery and/or filing of such certificates, documents, agreements and instruments, or the doing or causing to be done of such other acts and things, to be conclusive evidence of such due authorization by the Corporation.

FURTHER RESOLVED, that any and all actions heretofore taken by any officer of the Corporation in connection with the foregoing be, and each of them hereby is, ratified, confirmed and approved.

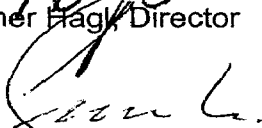
Dated: September 30, 2003



Gerhard Hagenau, Director



Dr. Rainer Hagl, Director



Dr. Thomas Sesselmann, Director

being all of the directors of Heidenhain
Holding Inc.

**UNANIMOUS ACTION OF THE SOLE STOCKHOLDER AND BOARD OF
DIRECTORS OF ACU-RITE COMPANIES INC.
IN WRITING IN LIEU OF A MEETING**

The undersigned, being all the directors of

ACU-RITE COMPANIES INC.,

a Delaware corporation (the "Corporation") do hereby consent in writing, pursuant to the authority of Section 141(f) of the General Corporation Law of the State of Delaware, to the adoption of the following resolutions:

WHEREAS, effective January 1, 2002, Anilam Electronics, Inc., a Florida corporation, has transferred all of its assets and all of its liabilities (the "Anilam Business") to Heidenhain Holding Inc., a Delaware corporation.

WHEREAS, effective January 1, 2002, Acu-Ani Incorporated, a Delaware corporation, has transferred all of its assets and all of its liabilities (the "Acu-Ani Business") to Heidenhain Holding Inc.

WHEREAS, effective January 1, 2002, Heidenhain Holding Inc. transferred both the Anilam Business and the Acu-Ani Business to the Corporation.

WHEREAS, the board of directors has determined that this transfer of both the Anilam Business and the Acu-Ani Business to the Corporation is in the best interests of the Corporation.

WHEREAS, with regard to the above-mentioned contribution, the Corporation desires to enter into a Transfer Assignment and Assumption Agreement (the "Agreement" as attached hereto as Exhibit A) between Heidenhain Holding Inc. as the transferor, and the Corporation as the transferee.

WHEREAS, the board of directors has determined it to be in the best interests of the Corporation to enter into the Agreement on the terms and subject to the conditions set forth in the Agreement.

NOW, THEREFORE, BE IT RESOLVED, that the Corporation hereby approves and accepts the transfer of both the Anilam Business and the Acu-Ani Business to the Corporation as a contribution to the capital of the Corporation as of January 1, 2002.

FURTHER RESOLVED, that the Agreement and the transactions contemplated thereby be, and they hereby are, approved, adopted, ratified and confirmed.

FURTHER RESOLVED, that each of the officers of the Corporation be, and each of them hereby is, authorized, directed and

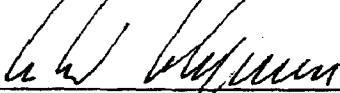
CH02/22254487.2

empowered on behalf of the Corporation to prepare, execute, deliver and/or file any applications, certificates, agreements, or any other instruments or documents, or amendments or supplements thereto, and to incur all fees and to pay all expenses which such officers may deem necessary or appropriate to enable the Corporation to carry out the obligations of the Corporation under, and to effect the transactions contemplated by, each of the foregoing resolutions, and to do and to cause to be done any and all other acts and things as such officers may in their discretion deem necessary or appropriate to carry out the purposes of the foregoing resolutions, the preparation, execution, delivery and/or filing of such certificates, documents, agreements and instruments, or the doing or causing to be done of such other acts and things, to be conclusive evidence of such due authorization by the Corporation.


FURTHER RESOLVED, that any and all actions heretofore taken by any officer of the Corporation in connection with the foregoing be, and each of them hereby is, ratified, confirmed and approved.

Dated: September 30, 2003

HEIDENHAIN HOLDING INC., sole Stockholder: ACU-RITE COMPANIES INC.



Gerhard Hagenau, President



Gerhard Hagenau, Director



Dr. Rainer Nagl, Director



Dr. Thomas Sesselmann, Director

being all of the directors of ACU-RITE
COMPANIES INC.

CERTIFICATE OF MAILING UNDER 37 CFR §1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, on the below date:

Date: February 21, 2008

Name: John C. Freeman, Esq.

Signature: 

**BRINKS
HOFFER
GILSON
& LIONE**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Appln. of: **MICHAEL BRUMBAUGH**

Appln. No.: 10/936,143

Filed: September 8, 2004

For: **MOUNTING TOOL FOR LINEAR ENCODERS**

Docket No: 10812/9

Examiner: Cohen, A.R.

Art Unit: 2859

TRANSMITTAL

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Sir:

Attached is/are:

- ☒ Assignment Recordal Sheet (in duplicate), Deposit Account No. 23-1925 Charge of \$280.00, Copy of Unanimous Action of the Board of Directors of Heidenhain Holding Inc. in Writing in Lieu of a Meeting Dated September 30, 2003 and Copy of Unanimous Action of the Sole Stockholder and Board of Directors of Acu-Rite Companies, Inc. in Writing in Lieu of a Meeting Dated September 30, 2003.
- ☒ Return Receipt Postcard.

Fee Calculation:

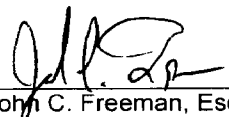
- ☒ No additional fee is required.
- ☐ Small Entity.
- ☐ An extension fee in an amount of \$_____ for a _____-month extension of time under 37 CFR § 1.136(a).
- ☐ A petition or processing fee in an amount of \$_____ under 37 CFR § 1.17(_____).
- ☐ An additional filing fee has been calculated as shown below:

					Small Entity			Not a Small Entity	
	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Rate	Add'l Fee	OR	Rate	Add'l Fee
Total		Minus			x \$25=			x \$50=	
Indep.		Minus			x 105=			x \$210=	
First Presentation of Multiple Dep. Claim					+\$185=			+ \$370=	
					Total	\$		Total	\$

Fee Payment:

- ☐ A check in the amount of \$_____ is enclosed.
- ☐ Payment by credit card in the amount of \$_____ (Form PTO-2038 is attached).
- ☒ Please charge Deposit Account No. 23-1925 in the amount of \$280.00 for the assignment recordal fee. A copy of this Transmittal is enclosed for this purpose.
- ☒ The Director is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this paper (including any extension fee required to ensure that this paper is timely filed), or to credit any overpayment, to Deposit Account No. 23-1925. A copy of this Transmittal is enclosed for this purpose.

Respectfully submitted,


John C. Freeman, Esq. (Reg. No. 34,483)

February 21, 2008

Date

**BRINKS
HOFFER
GILSON
& LIONE**

CERTIFICATE OF MAILING UNDER 37 CFR §1.8

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Signature: 

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GILSON
& LIONE**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Appln. of: **MICHAEL BRUMBAUGH**

Appln. No.: **10/936,143**

Filed: **September 8, 2004**

For: **MOUNTING TOOL FOR LINEAR ENCODERS**

Docket No: **10812/9**

Examiner: **Cohen, A.R.**

Art Unit: **2859**

TRANSMITTAL

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

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- ☒ Return Receipt Postcard.

Fee Calculation:

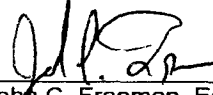
- ☒ No additional fee is required.
- ☐ Small Entity.
- ☐ An extension fee in an amount of \$_____ for a _____-month extension of time under 37 CFR § 1.136(a).
- ☐ A petition or processing fee in an amount of \$_____ under 37 CFR § 1.17(_____).
- ☐ An additional filing fee has been calculated as shown below:

					Small Entity			Not a Small Entity	
	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Rate	Add'l Fee	OR	Rate	Add'l Fee
Total		Minus			x \$25=			x \$50=	
Indep.		Minus			x 105=			x \$210=	
First Presentation of Multiple Dep. Claim					+\$185=			+\$370=	
					Total	\$		Total	\$

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Respectfully submitted,


John C. Freeman, Esq. (Reg. No. 34,483)

February 21, 2008
Date

**BRINKS
HOFFER
GILSON
& LIONE**

PATENT

RECORDED: 02/25/2008

REEL: 020571 FRAME: 0681