

09-25-2009

ET



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documents or the new address(es) below.

To the Director of the U.S. Patent and

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

Paul A. Hubbard  
Mark W. K. Fetty  
John Oliver

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

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

Execution Date(s) 08/26/09 and 08/31/09

- 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: AMSTED Rail Company, Inc.

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

Street Address: 1700 Walnut Street

City: Granite City

State: Illinois

Country: USA Zip: 60601

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)

12/584820

Additional numbers attached?  Yes  No

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

Name: AMSTED Industries Incorporated

Internal Address: Edward J. Brosius

Street Address: Two Prudential Plaza

180 N. Stetson, Suite 1800

City: Chicago

State: Illinois Zip: 60601

Phone Number: 312-819-8482

Fax Number: 312-819-8484

Email Address: ebrosius@amsted.com

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

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

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

**8. Payment Information**

Deposit Account Number \_\_\_\_\_

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

**9. Signature:**

Edward J. Brosius  
Signature

9-10-2009  
Date

Edward J. Brosius

Name of Person Signing

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

6

9-14-09

2/15/2009 00000036 12584820

**ASSIGNMENT AND AGREEMENT**  
**Joint Inventors**

WHEREAS, Paul A. Hubbard, County of Chesterfield, State of Virginia, Mark W. K. Fetty, County of Chesterfield, State of Virginia, and John Oliver, County of Cook, State of Illinois, hereinafter called the "Assignors", has invented certain new and useful improvements in ROLLER BEARING BACKING RING for a full description of which reference is here made to an application for Letters Patent of the United States and identified as their attorney's Case No. BRN026; and

WHEREAS, AMSTED Rail Company, Inc., a corporation organized and existing under the laws of the State of Delaware, having an office and place of business at 181 West Madison Street, Suite 3200, Chicago, Illinois 60602, hereinafter called the "Assignee", is desirous of acquiring the entire right, title and interest in and to said invention, the application above identified, and in, to and under Letters Patent which may be obtained for said invention, as hereinafter more fully set forth.

NOW, THEREFORE, TO ALL WHOM IT MAY CONCERN, be it known that for and in consideration of the sum of One Dollar (\$1.00), and other valuable and legally sufficient considerations, the receipt of which by the said Assignors from the said Assignee is hereby acknowledged, the said Assignors have sold, assigned and transferred, and by these presents do sell, assign and transfer unto the said Assignee, and its successors, assigns, and legal representatives, the entire right, title and interest for the United States in and to the invention and application herein identified, and any Letters Patent of the United States that may issue for said invention, together with the entire right, title and interest in and to said invention and application for Letters Patent and Letters Patent therefor in all countries foreign to the United States; to have

and to hold for the sole and exclusive use and benefit of the said Assignee, its successors, assigns and legal representatives, to the full end of the term or terms for which any and all of said Letters Patent for said invention may issued.

And the said Assignors do hereby covenant and agree, for themselves and their legal representatives, that they will assist their said Assignee in the prosecution of the application herein identified; in the making and prosecution of any other application for Letters Patent that the said Assignee may elect to make covering the invention herein identified, as hereinbefore set forth; in vesting in the said Assignee like exclusive title in and to all such other applications and Letters Patent; and in the prosecution of any interference which may arise involving said invention, or any application or Letters Patent herein contemplated; and that they will execute and deliver to the said Assignee any and all additional papers which may be requested by the said Assignee to fully carry out the terms of this Assignment.

And the said Assignors do hereby covenant with said Assignee, its successors, assigns and legal representatives that the rights and property herein conveyed are free and clear of any adverse assignment, grant, mortgage, license or other encumbrance, and that they have the full right to convey to the same in manner and form as herein expressed.

IN TESTIMONY WHEREOF, the said Assignor has hereunto set his hand on this 26<sup>th</sup>

day of August 2009.

*Mark W. K. Fetty*

Mark W. K. Fetty

STATE OF Virginia )  
City ) ss.  
COUNTY OF Petersburg )

I, Mark W. K. Fetty, a Notary Public in and for the County and State

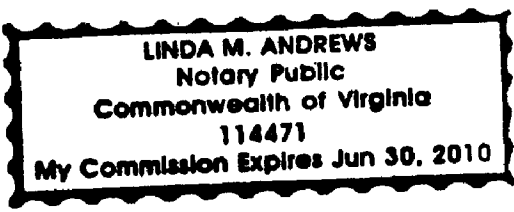
aforesaid, do hereby certify that Mark W. K. Fetty, personally known to me to be the same person whose name is subscribed to the foregoing instrument, appeared before me this day in person and acknowledged that he signed, sealed and delivered the said instrument as his free and voluntary act for the uses and purposes therein set forth.

IN WITNESS WHEREOF, I have hereunto set my hand and Notarial Seal this 26<sup>th</sup>

day of August 2009.

*Linda M. Andrews*

Notary Public



IN TESTIMONY WHEREOF, the said Assignor has hereunto set his hand on this 26<sup>th</sup>

day of August 2009.

Paul A. Hubbard  
Paul A. Hubbard

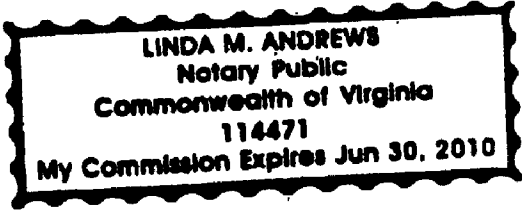
STATE OF Virginia )  
City ) ss.  
COUNTY OF Petersburg )

I, Paul A. Hubbard, a Notary Public in and for the County and State  
aforesaid, do hereby certify that Paul A. Hubbard, personally known to me to be the same person  
whose name is subscribed to the foregoing instrument, appeared before me this day in person and  
acknowledged that he signed, sealed and delivered the said instrument as his free and voluntary  
act for the uses and purposes therein set forth.

IN WITNESS WHEREOF, I have hereunto set my hand and Notarial Seal this 26<sup>th</sup>

day of August 2009.

Linda M. Andrews  
Notary Public



IN TESTIMONY WHEREOF, the said Assignor has hereunto set his hand on this 31<sup>st</sup>

day of August 2009.

John Oliver  
John Oliver

STATE OF Illinois )  
COUNTY OF Cook ) ss.

I, Lisa Kopas, a Notary Public in and for the County and State aforesaid, do hereby certify that John Oliver, personally known to me to be the same person whose name is subscribed to the foregoing instrument, appeared before me this day in person and acknowledged that he signed, sealed and delivered the said instrument as his free and voluntary act for the uses and purposes therein set forth.

IN WITNESS WHEREOF, I have hereunto set my hand and Notarial Seal this 31<sup>st</sup>

day of August 2009.

Lisa Kopas  
Notary Public

