

PATENT ASSIGNMENT

Electronic Version v1.1
Stylesheet Version v1.1

SUBMISSION TYPE:	NEW ASSIGNMENT										
NATURE OF CONVEYANCE:	ASSIGNMENT										
CONVEYING PARTY DATA											
<table border="1"><tr><td>Name</td><td>Execution Date</td></tr><tr><td>Darwind Development & Demonstration B.V.</td><td>09/22/2009</td></tr></table>		Name	Execution Date	Darwind Development & Demonstration B.V.	09/22/2009						
Name	Execution Date										
Darwind Development & Demonstration B.V.	09/22/2009										
RECEIVING PARTY DATA											
<table border="1"><tr><td>Name:</td><td>XEMC Darwind B.V.</td></tr><tr><td>Street Address:</td><td>Kanaalweg 19G</td></tr><tr><td>City:</td><td>Utrecht</td></tr><tr><td>State/Country:</td><td>NETHERLANDS</td></tr><tr><td>Postal Code:</td><td>3526 KL</td></tr></table>		Name:	XEMC Darwind B.V.	Street Address:	Kanaalweg 19G	City:	Utrecht	State/Country:	NETHERLANDS	Postal Code:	3526 KL
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City:	Utrecht										
State/Country:	NETHERLANDS										
Postal Code:	3526 KL										
PROPERTY NUMBERS Total: 1											
<table border="1"><tr><td>Property Type</td><td>Number</td></tr><tr><td>Application Number:</td><td>12473866</td></tr></table>		Property Type	Number	Application Number:	12473866						
Property Type	Number										
Application Number:	12473866										
CORRESPONDENCE DATA											
Fax Number: (612)334-3312 <i>Correspondence will be sent via US Mail when the fax attempt is unsuccessful.</i>											
Email: dmoore@wck.com											
Correspondent Name: Steven M. Koehler											
Address Line 1: 900 Second Avenue South, Suite 1400											
Address Line 4: Minneapolis, MINNESOTA 55402											
ATTORNEY DOCKET NUMBER:	D86.12-0001										
NAME OF SUBMITTER:	Steven M. Koehler										
Total Attachments: 8 source=deed#page1.tif source=deed#page2.tif source=deed#page3.tif source=deed#page4.tif source=deed#page5.tif source=deed#page6.tif											

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Third Party Notice

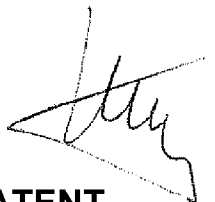
Noting that:

1. DarwinD Holding B.V., a Dutch private company with limited liability having its registered seat in (1781 AD) Den Helder at Paleiskade 31 ('**DarwinD Holding**') was declared bankrupt (*failliet*) by verdict of the Alkmaar District Court on 30 June 2009;
2. Darwind Development and Demonstration B.V., a Dutch private company with limited liability having its registered seat in (1781 AD) Den Helder at Paleiskade 31 ('**DDD**') was declared bankrupt (*failliet*) by verdict of the Alkmaar District Court on 15 July 2009;
3. Mr. W.J.M. van Andel and Mr. A.A.M. Deterink (jointly: the '**Trustees**') were appointed as trustees in the bankruptcies of both DarwinD Holding and DDD;
4. The Trustees on 25 August 2009 sold and transferred some of the DarwinD Holding and DDD assets (the '**Assets**') to XEMC Darwind B.V., a Dutch private company with limited liability having its registered seat in Rotterdam and its place of business in (3526 KL) Utrecht at Kanaalweg 19 G ('**XEMC Darwind**');
5. Some of the Assets are currently being held by third parties; and
6. The Trustees and XEMC Darwind have agreed that the Assets currently held by parties other than DarwinD Holding and DDD shall be transferred to XEMC Darwind by written notice from the Trustees and XEMC Darwind that these Assets are as receipt of such notice to be held exclusively for XEMC Darwind.

Statement:

The Trustees and XEMC Darwind hereby state that, as of receipt of this Third Party Notice, the receiving party will from that moment hold any and all Assets it previously held for either DarwinD Holding or DDD, exclusively for XEMC Darwind.

The Trustees also state that the Trustees, DarwinD Holding and DDD have relinquished any and all title they might have with regard to these Assets (*afstand hebben gedaan van alle aanspraken*) and that XEMC Darwind through sale and transfer by the Trustees has acquired full title to these Assets.

 
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Intellectual Property Rights:

In respect of the intellectual property rights and registrations, as set out in Annex 1, the Trustees and XEMC Darwind have agreed that this Third Party Notice shall be deemed to be a deed of transfer and XEMC Darwind shall notify the relevant authorities, also on behalf of the Trustees, that as of 25 August 2009 all registrations shall be placed on the name of XEMC Darwind.

[signatures on next page]

On behalf of the Trustees:

Mr. W.J.M. van Andel, in his capacity of Trustee in the bankruptcies of DarwinD Holding B.V
and DarwinD Development and Demonstration B.V.

date: 22/9/09

signature



On behalf of XEMC DarwinD B.V.

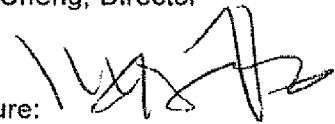
Mr. W. Zhao, Director

date:

signature: 

Mr. F. Cheng, Director

date:

signature: 



Annex 1

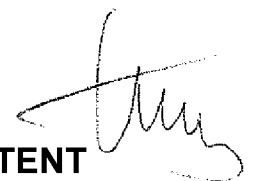
Handwritten signature

OVERVIEW INTELLECTUAL PROPERTY RIGHTS AND REGISTRATIONS OF DARWIND HOLDING AND DDD

Patent applications:

- **EP 1 927 795 A:** "Oil seal device", European patent application 06124899.3, DDD
- **WO 2008/065153:** "Lubrication seal and windturbine with lubrication seal": International patent application, **PCT/EP2007/062970**, published as WO 2008/065153, priority claim based on application **06124899.3**, continued as European patent application, number **EP 07847487.1** for all EU-member states and the extension states Albania, Croatia and Bosnia and Herzegovina, and as national patent applications in China (nr not available yet) , US (nr 12/473,866), Brazil (nr PI 0719148-0), DDD
- **EP 08102156.0:** "Windturbine comprising a bearing seal", European patent application, International patent application, **PCT/EP2009/052363**, DarwinD Holding
- **EP 08171910.6:** "Windturbine comprising a cooling circuit", European patent application, DarwinD Holding
- **NL1036733:** "A wind turbine and a direct drive generator" (parallel version), National patent application, DarwinD Holding
- **NL 1036730** "A wind turbine and a direct drive generator" (radial version), National patent application, refiled as national patent application **NL1036821**, DarwinD Holding
- **EP 08172789.3:** "Pitch controlled windturbine", European patent application, DarwinD Holding
- **NL1035861:** "A method of manufacturing a turbine blade half", national patent application, continued as international patent application, number **PCT/NL2009/000114**, DarwinD Holding
- **NL 1036846:** "A protected wind turbine blade, a method of manufacturing it and a windturbine", national patent application, refiled as national patent application **NL1036968** both on DarwinD Holding
- **EP 09155161.4:** "Method of constructing a wind turbine", European patent application, DarwinD Holding
- **NL 1037052:** "A method of finishing a tower section of a windturbine, a finished tower section of a windturbine, and a method of transporting a tower section of a windturbine", DarwinD Holding
- **EP 08161674.0:** "Offshore access", European patent application, DarwinD Holding
- **EP 09153330:** "Offshore wind park", European patent application, DarwinD Holding

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- **EP 09157298.2:** "Wind farm island operation", European patent application, DarwinD Holding

Trade mark registrations:

- "Darwind", application for trade mark Benelux, DarwinD Holding depot nr. BX 1164830, registration nr. **0852012**
- "Darwind", application for trade mark International (WIPO), DarwinD Holding, registration nr. **1001 355**
- "Darwind", application for trade mark India registration nr. **1772041**, DarwinD Holding
- "Darwind", application for trade mark Brazil, application nrs. **830163735, 830163743, 830163760, 830163794**, DarwinD Holding
- "Darwind", application for trade mark Canada, application nr **1,424,297**, DarwinD Holding

Model registrations:

- Community Design Application no.: **001104509**, European model application for "head" and "wind turbine", DarwinD Holding

vonnis

RECHTBANK TE ALKMAAR

Sector civiel recht, enkelvoudige kamer

rekestnummer: 112035/FT-EA 09.374

faillissementsnummer : 09/208 F

uitspraakdatum: 15 juli 2009

Op 9 juli 2009 is ingekomen een verzoekschrift strekkende tot faillietverklaring op eigen aangifte van:

DARWIND DEVELOPMENT AND DEMONSTRATION B.V.
statutair gevestigd te Den Helder, kantoorhoudende te Paleiskade 31
1781 AN Den Helder (Postbus 420, 1780 AK Den Helder).

Het verzoek is behandeld in raadkamer van 15 juli 2009.

De artikelen 1, 2, 4, 6 en 14 van de Faillissementswet zijn in aanmerking genomen.

Overweegt als volgt:

De rechtbank is, gelet op het bepaalde in artikel 3 lid 1 van de Verordening 1346/2000 van de Raad van de Europese Unie, bevoegd deze hoofdprocedure te openen, aangezien het centrum van de voornaamste belangen van verzoekster in Nederland ligt.

Bij de behandeling is summierlijk gebleken van feiten en omstandigheden, die aantonen dat verzoekster in de toestand verkeert, dat zij heeft opgehouden te betalen.

Bij de behandeling is eveneens gebleken dat het faillissement van de enig aandeelhouder Darwind Holding B.V. op 30 juni 2009 is uitgesproken door de Rechtbank Alkmaar en overgedragen aan de Rechtbank Utrecht met benoeming van mr. A.A.T. van Rens te Utrecht tot rechter-commissaris en mr. A.A.M. Deterink te Eindhoven en mr. W.J.M. van Andel te Utrecht tot curatoren. Dit is aanleiding om het toezicht op het faillissement van Darwind Development and Demonstration B.V. eveneens onder te brengen bij de rechtbank Utrecht.

BESLIST ALS VOLGT:

VERKLAART :

DARWIND DEVELOPMENT AND DEMONSTRATION B.V.,
statutair gevestigd te Den Helder, kantoorhoudende te Paleiskade 31, 1781 AN Den Helder,
(Postbus 420, 1780 AK Den Helder) ingeschreven bij de Kamer van Koophandel
Noordwest-Holland onder nummer 37123044,

in staat van faillissement.

Benoemt tot rechter-commissaris het lid van de Rechtbank Utrecht mr. A.A.T. van Rens,

en stelt aan tot curatoren
mr. A.A.M. Deterink, Postbus 3, 5600 AA Eindhoven
en
mr. W.J.M. van Andel, Postbus 354, 3500 AJ Utrecht.

Gelast de curatoren brieven en telegrammen gericht aan gefailleerde te openen.

Bepaalt voorts:

- dat de rechtbank Utrecht vanaf heden alle taken die de wet aan de rechtbank opdraagt zal vervullen;
- dat door de griffier een afschrift van dit vonnis en de overige op de zaak betrekking hebbende stukken per post aan de rechtbank Utrecht worden gezonden;
- dat de griffier van de rechtbank Utrecht wordt verzocht de ontvangst van genoemd vonnis en genoemde stukken en het overnemen van de behandeling van de zaak schriftelijk te bevestigen aan de griffier van deze rechtbank;
- dat de zaak nadat door de rechtbank Utrecht daaraan een dossiernummer is toegekend uitsluitend met dat nummer zal worden aangeduid;
- dat de curatoren alleen verslag behoeven uit te brengen aan de genoemde rechter-commissaris en dat alle betrokkenen zich vanaf heden uitsluitend zullen richten tot de rechtbank Utrecht dan wel de benoemde rechter-commissaris te Utrecht;
- dat de rechtbank Alkmaar dit vonnis zal publiceren en dat verder alle publicaties zullen worden verricht door de rechtbank Utrecht.

GEWEZEN door de rechter mr. J.S. Reid, en uitgesproken ter openbare terechtzitting van 15 juli 2009 te 12.00 uur, in tegenwoordigheid van de griffier.

