# .00 6235073

#### PATENT ASSIGNMENT

#### Electronic Version v1.1 Stylesheet Version v1.1

SUBMISSION TYPE:	NEW ASSIGNMENT
NATURE OF CONVEYANCE:	ASSIGNMENT

#### **CONVEYING PARTY DATA**

Name	Execution Date
Nelson Industries, Inc.	01/14/2011

#### **RECEIVING PARTY DATA**

Name:	Cummins Filtration Inc.
Street Address:	2931 Elm Hill Pike
City:	Nashville
State/Country:	TENNESSEE
Postal Code:	37214

#### PROPERTY NUMBERS Total: 1

Property Type	Number
Patent Number:	6235073

#### CORRESPONDENCE DATA

Fax Number: (317)822-9059

Correspondence will be sent via US Mail when the fax attempt is unsuccessful.

Phone: 3173741458

Email: ajusher@hotmail.com
Correspondent Name: Arthur J. Usher IV
Address Line 1: P.O. Box 44126

Address Line 4: Indianapolis, INDIANA 46244-0126

ATTORNEY DOCKET NUMBER:	CF-19
NAME OF SUBMITTER:	Walter P. Moore

**Total Attachments: 13** 

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source=Authority merger and name change documents#page1.tif source=Authority merger and name change documents#page2.tif source=Authority merger and name change documents#page3.tif source=Authority merger and name change documents#page4.tif

PATENT REEL: 025646 FRAME: 0228

501407352

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#### PATENT ASSIGNMENT

WHEREAS Nelson Industries, Inc., a Wisconsin corporation, having an address at 1801 Hamilton Street, Stoughton, Wisconsin 53589 (hereinafter referred to as the "Assignor"), is currently the owner of the Letters Patents indicated below;

AND WHEREAS, the Assignor has assigned its entire right, title and interest in and to

U.S. Patent No. 6,235,073; DE60034413; and EP1099462

additionally including any and all progeny applications and patents, both U.S. and foreign, based on or arising from the above named patent or application, including provisional, utility, design, plant and petty patent applications, and any and all divisions, continuations, continuations-in-part, substitutes, extensions, re-examinations and reissues thereof, herein referred to cumulatively as "the Patent", to Cummins Filtration Inc., an Indiana corporation, with an office at 2931 Elm Hill Pike, Nashville, Tennessee 37214 (hereinafter referred to as the "Assignee");

**NOW THEREFORE**, the Assignor and the Assignee hereby confirm that the Assignor has sold, assigned, transferred and set over to the Assignee, its entire (past, present and future) right, title and interest to the Patent in the United States; and Assignor hereby authorizes and requests the Commissioner of Patents of the United States, and any Official of any country foreign to the United States, whose duty it is to issue all Letters Patents for said improvements and all Letters Patents resulting from the Patent to Assignee.

IN TESTIMONY WHEREOF, the Assignor and Assignee have executed this Patent Assignment as of the Julia day of January, 2011.

NELSON INDUSTRIES, INC.

merged with and into surviving entity

Fleetguard, Inc.

Fleetguard, Inc. subsequently renamed

Cummins Filtration Inc

(Ву:

Name: A. Bruce Schelkopf

Title: Chief Patent and Intellectual Property
Counsel of Cummins Inc.

Patent Assignment Page 1 of 1

### Delegation of Authority Pursuant to Corporate Policy No. CORP-00-12-01-00

The authority vested in me to approve and execute certain intellectual property documents, agreements, commitments, and contracts on behalf of Cummins Filtration Inc. and its affiliates is hereby temporarily delegated pursuant to Section 5.1 of Cummins Corporate Policy No. CORP-00-12-01-00 to J. Bruce Schelkopf, Chief Patent and Intellectual Property Counsel of Cummins Inc. This delegation of authority is without limitation for the period January 1, 2010 through and including December 31, 2011.

Signed:

Joseph∕Saoud

Title:

President

**Cummins Filtration** 

Date:

## State of Indiana Office of the Secretary of State

#### CERTIFICATE OF AMENDMENT

of

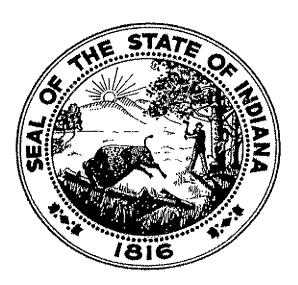
#### FLEETGUARD, INC.

I, TODD ROKITA, Secretary of State of Indiana, hereby certify that Articles of Amendment of the above For-Profit Domestic Corporation have been presented to me at my office, accompanied by the fees prescribed by law and that the documentation presented conforms to law as prescribed by the provisions of the Indiana Business Corporation Law.

The name following said transaction will be:

**CUMMINS FILTRATION INC.** 

NOW, THEREFORE, with this document I certify that said transaction will become effective Wednesday, May 24, 2006.



In Witness Whereof, I have caused to be affixed my signature and the seal of the State of Indiana, at the City of Indianapolis, May 24, 2006.

TODD ROKITA, SECRETARY OF STATE

197312-426 / 2006052563856





#### ARTICLES OF AMENDMENT OF THE ARTICLES OF INCORPORATION

State Form 38333 (R10 /1-03) Approved by State Board of Accounts, 1995

INSTRUCTIONS: Use 8 1/2"x 11" white paper for attachments.

Present original and one copy to address in upper right hand corner of tiple togate. IND. SECRETARY OF STATE

Please TYPE or PRINT.
Please visit our office on the web at www.sos.in.gov.

APPROVED AND FILED

TODD ROKITÁ
SECRETARY OF STATE
CORPORATIONS DIVISION
302 W. Weshingson Si., Rm. Eq.18
indicaspolic, N. 46204
Telephone: (317) 232-6576

Indiana Code 23-1-38-1 et seq.

Filing Fee: \$30.00

	ARTICLES OF AMENDMENT OF THE ARTICLES OF INCORPORATION OF	
- Comparation	12/21/19	73
ne of Corporation Leet ouard, Inc.	Corporation (hereinater referred to as the "Corporation") axisting pursuant to the provision   Indiana Professional Corporation Act of 1983	es of: (indicate expropriate ad)
undersigned officers of the above referenced	Corporation (hereinates referred to as the "Corporation") inclining professional Corporation Act of 1983	
Indiana Business Corporation Law	Indiana Professional Corporate action effectuating amendment of	certain provisions
as amended (hareinafter referred to as the string of incompration, certify the	Indians Professional Corporation Act of 1983  he "Act"), destring to give notice of corporate action effectivating amendment of following facts:  OPTICLE I Amendment(6)	
Of the M (1905) of the september 1	ARTICLE   Amendment(s)	
		of the Articles
ne exect text of Article(s) Incorporation is now as follows:		
incorporation is now as follows:		
	of corporation, write Article "I" In space above and write "The name of the Corpo	ration is
(NOTE: If amending the name of helow)	copyright Rivers	ı <b>Q</b> .
The name of the Corpora	ation shall henceforth be Cummins Filtration In	
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	AVIIVE E II	
	ARTICLEII	
Date of each amendment's adoption:	ARTICLEII	
Date of each amendment's adoption: 5/23/2006	ARTICLEII	

05/24/2006 WED 14:13 [TX/RX NO 7673] 2006

**PATENT** 

**REEL: 025646 FRAME: 0233** 

ARTICLE III Manner of Adoption and Vote				
ARTICLE (If Manner of Adoption and Vote  Mark applicable section: NOTE - Only in limited situations does indiana law permit an Amendment without shareholder approval, Because a name change requires shareholder approval, Section 2 must be marked and either A or B completed.				
This manufaced was adopted by the Board of Directors or incorporators and shareholder action was not required.				
SECTION 1 This amendment was adopted by  SECTION 2 The shareholders of the Corporation entitled to vote in respect to the amendment adopted the proposed amendment. The amendment was adopted by: (Shareholder approval may be by either A or B.)  A. Vote of such shareholders during a meeting called by the Board of Directors. The result of such vote is as follows:				
Shares entitled to vote.				
Number of shares represented at the meeting.				
Sheres voted in favor				
Shares voted against.	j			
B. Unanimous written consent executed on May 23	, 20 06 and signed by all shareholders entitled to vote.			
ARTICLE IV Compliance	with Legal Requirements			
The manner of the adoption of the Articles of Amendment and the vote by which they were adopted constitute full legal compliance with the provisions of the Act, the Articles of Incorporation, and the By-Laws of the Corporation.				
I hereby verify, subject to the penalties of perjury, that the statements contained herein are true, this 23 day of May, 20 06 .				
Signature of purphil officer or cheirman of the board				
Signsture of Dirigin of Section 11 A Marya M. Rose				
Signator (i) ii				
Specietary				

05/24/2006 WED 14:13 [TX/RX NO 7673] 図007

# RESOLUTION AND CONSENT OF SHAREHOLDER OF FLEETGUARD, INC. APPROVING AMENDMENT TO ARTICLES OF INCORPORATION

THE UNDERSIGNED, being the sole shareholder of Fleetguard, Inc., an Indiana corporation (the "Corporation"), hereby adopts the following resolution by this written consent consistent with the Business Corporation Law of the State of Indiana.

RESOLVED, that the Articles of Incorporation of this Corporation be amended by changing the First Article thereof so that as amended, said Article shall be and read as follows:

The name of this Corporation shall henceforth be Cummins Filtration Inc.

The Secretary of this Corporation is authorized to prepare and execute an official Certificate of Amendment to the Articles of Incorporation and file and record this certificate as required. The officers of this corporation are authorized to perform all necessary acts to carry out this resolution.

DATED: May 23, 2006

CUMMINS INC.

By: Marya M. Robe, Secretary ...

05/24/2006 WED 14:13 [TX/RX NO 7673] 図008



Secretary of State

State of Indiana

Office of the Secretary of State
I hereby certify that this is a type
and complete copy of the
page document filed in this office.

Dated

This stamp replaces our previous certification stamp.

**PATENT** 

**REEL: 025646 FRAME: 0236** 

# State of Indiana Office of the Secretary of State

#### CERTIFICATE OF MERGER

of

#### FLEETGUARD, INC.

I, SUE ANNE GILROY, Secretary of State of Indiana, hereby certify that Articles of Merger of the above For-Profit Domestic Corporation have been presented to me at my office, accompanied by the fees prescribed by law and that the documentation presented conforms to law as prescribed by the provisions of the Indiana Business Corporation Law.

The following non-surviving entity(s):

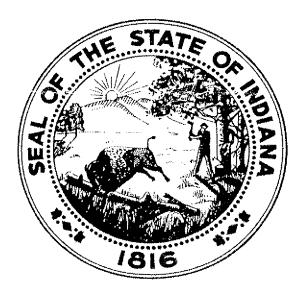
#### NELSON INDUSTRIES, INC.

a(n) Wisconsin For-Profit Foreign Corporation qualified in Indiana

merged with and into the surviving entity:

FLEETGUARD, INC.

NOW, THEREFORE, with this document I certify that said transaction will become effective Wednesday, January 02, 2002.

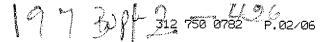


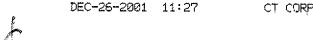
In Witness Whereof, I have caused to be affixed my signature and the seal of the State of Indiana, at the City of Indianapolis, December 26, 2001.

Sue ann Gilley

SUE ANNE GILROY, SECRETARY OF STATE

197312-426/2001122732816









SUE ANNE GLROY SECRETARY OF STATE CORPORATIONS DIVISION 302 W. Washington Street, Rm. E018 Indianapolis, IN 48204 Telaphone: (317) 232-6578

indiana Code 25-1-40-1 er seq.

FILING FEE: \$90.00

INSTRUCTIONS: Use 8 1/2" × 11" white paper for inserts.

Prosont original and two (2) copies to address in upper right corner of this form.

Ploase TYPE or PRINT.

Upon completion of filing the Secretary of State will leave a receipt.

ARTICLES OF MERGER / SHARE EXCHANGE							
Nelson Industries.	OF Inc.	200	10	*****		<u> </u>	15
mereleaster "the nonsurviving comomitation(a)",							
Fleetguard, Inc. 197312-426							

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$\frac{12/21}{}$	. / / 3	······································	suant to the provisions of the Indiana Business Corporation Law incorporated on during the laws of the State of
If the surviving	not qualified (dos corporation is	ignale which) to do business in it qualified to do business it	idians.  n indians, state the date of qualification:
			RVIVING CORPORATION (S)
The name, state of in and Indiana qualified	corporation, and di foreign corporation	ate of incorporation or qualification, other than the survivor, which i	on (# epplicable) respectively, of each Indiana demostic corporation a party to the merger are as follows:
Nome of Curporation	Nelson	Industries,	Inc.
State of Damicila	Wiscons	sin	Date of incorporation or qualification in Indiana (if applicable)
Noma of Corporation			
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Name of Corporation	· · · · · · · · · · · · · · · · · · ·		
State of Domiple			Date of incorporation or qualification in Indiane (if applicable)

(hereinatier the surviving corporation?)

ARTICLE 1. SURVIVING CORPORATION

#### ARTICLE III. PLAN OF MERGER OR SHARE EXCHANGE

The Plan of Merger or Share Exchange, containing such information as required by Indiana Code 23-1-40-1(b), is set forth in "Exhibit A", attached hereto and made a part hereot,

The merger / share exchange was adopted by the incorporators or board of directors without shareholder action and shareholder action was not copyright.	raquired.					
The designation (i.e., common, preferred or any elassification where different classes of stock exist), number of outstanding shares, number of votes entitled to be east by each voting group entitled to vote separately on the morger i share exchange and the number of votes of each voting group represented at the meeting is set from below.  A. Unanimous written consent executed on December 15 / 20 Ad. signed by all shareholders entitled to vote.  B. Vote of shareholders during a meeting culted by the Board of Directors.  TOTAL A B C DESIGNATION OF EACH VOTING GROUP (i.e. proferred and common)  NUMBER OF OUTSTANDING SHARES  NUMBER OF VOTES ENTITLED TO BE GAST  NUMBER OF VOTES REPRESENTED AT MEETING  SHARES VOTED IN FAVOR  SHARES VOTED IN FAVOR  The merger i share exchange was adopted by the incorporators or board of directors without shareholder action and shareholder action was not required.  The merger i share exchange was adopted by the incorporators or board of directors without shareholder action and shareholder action was not required.  The designation (i.e., common, proferred or any classification where different classes of attack exist), number of outstanding shares, number of votes of each voting group antitied to be cast by each voting group entitled to vote apprehately on the merger i share exchange and the number of votes of each voting group entitled to be cast by each voting group entitled to vote apprehately on the merger i share exchange and the number of votes of each voting group entitled to be cast by each voting group entitled to vote apprehately on the merger i share exchange and the number of votes of each voting group entitled to be cast by each voting group entitled to vote experitely on the merger i share exchange and the number of votes of each voting group represented at the meeting is set torth below.  A. Unanimous written consent executed on December 15, 2001 and signed by all shareholders entitled to vote.  B. Vote of shareholders during a meeting casted by the Board of Directors.	Voto of shareholders (Select either A or B)	The merger / share exchange was adopted by the incorporators or board of directors without shareholder action and shareholder action was not required.				
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SHARES VOTED IN FAVOR 2,594,844.368 →	RESIGNATION OF EACH VOTING GROUP (i.e. preferred and common)  RUMBER OF OUTSTANDING SHARES  2,594,844.368  RUMBER OF VOTES ENTITLED TO BE CAST  2,594,844.368	Caruncar	8	C		
SHARES VOTED AGAINST -0-	ESIGNATION OF EACH VOTING GROUP (i.e. preferred and common)  RUMBER OF OUTSTANDING SHARES  2,594,844.368  RUMBER OF VOTES ENTITLED TO BE CAST  2,594,844.368  RUMBER OF VOTES REPRESENTED AT MEETING  2,594,844.368	Caruncar	В	C		
In Witness Whereof, the undersigned being the Secretary	CESIGNATION OF EACH VOTING GROUP (i.e. preferred and common)   CHARLES OF OUTSTANDING SHARES   2,594,844.368   CHARLES OF VOTES ENTITLED TO BE CAST   2,594,844.368   CHARLES VOTED IN FAVOR   2,594,84	Cararear	В	c		
Critical or Chairman of Board	INMBER OF OUTSTANDING SHARES  2,594,844.368  INMBER OF VOTES ENTITLED TO BE CAST  2,594,844.368  INMBER OF VOTES REPRESENTED AT MEETING  2,594,844.368  HARES VOTED IN FAVOR  2,594,844.368  IN Witness Whereof, the Undersigned being the Secretary	Cararcar	В	C		
	RESIGNATION OF EACH VOTING GROUP (i.e. preferred and common)  RUMBER OF OUTSTANDING SHARES  RUMBER OF VOTES ENTITLED TO BE CAST  RUMBER OF VOTES REPRESENTED AT MEETING  RUMBER OF VOTES REPRESENTED AT MEETING  RARES VOTED IN FAVOR  RARES VOTED AGAINST  In Witness Whereof, the undersigned being the Secretary  Officer or Chalman of Board	Caracar		C		
ignature / Printed name	INMBER OF OUTSTANDING SHARES  2,594,844.368  INMBER OF VOTES ENTITLED TO BE CAST  2,594,844.368  INMBER OF VOTES REPRESENTED AT MEETING  2,594,844.368  HARES VOTED IN FAVOR  2,594,844.368  HARES VOTED AGAINST  In Witness Whereof, the undersigned being the Secretary Officer or Chalman of Books  Corporation executes these Articles of Merger / Share Exchange and verifies, subject to penalities of pedjury that the state	Caracar		C		
Marya M. Rose, Secretary	RESIGNATION OF EACH VOTING GROUP (i.e. preferred and common)  RUMBER OF OUTSTANDING SHARES  2,594,844.368  RUMBER OF VOTES ENTITLED TO BE CAST  2,594,844.368  RUMBER OF VOTES REPRESENTED AT MEETING  2,594,844.368  HARES VOTED IN FAVOR  2,594,844.368  HARES VOTED AGAINST  In Witness Whereof, the undersigned being the Secretary of the component on execution execution in the state of the component of execution in the state of the sta	Caracas	ed	C		

#### AGREEMENT AND PLAN OF MERGER

THIS AGREEMENT AND PLAN OF MERGER (the "Merger Agreement") is made and executed as of December 15, 2001, by and between Fleetguard, Inc., an Indiana corporation (the "Surviving Corporation"), and Nelson Industries, Inc., a Wisconsin corporation (the "Nonsurviving Corporation").

#### WITNESSETH:

WHEREAS, the Surviving Corporation is a corporation duly incorporated and validly existing under the laws of the State of Indiana, with its address at 500 Jackson Street, Columbus, Indiana, 47201, with an authorized capital stock consisting of 1000 shares of common stock, without par value, of which 1000 shares have been duly issued and are now outstanding;

WHEREAS, the Nonsurviving Corporation is a corporation duly incorporated and validly existing under the laws of the State of Wisconsin, with its address at 3039 Shadyside Drive, Stoughton, Wisconsin, with an authorized capital stock consisting of 3,000,000 shares of common stock, with a par value of One Dollar (\$1.00) per share of common stock, of which 2,594,844.368 shares have been duly issued and are now outstanding;

WHEREAS, the Boards of Directors of the Surviving Corporation and the Nonsurviving Corporation have deemed it desirable and in the best interests of the Surviving Corporation and the Nonsurviving Corporation that the Nonsurviving Corporation be merged with and into the Surviving Corporation and have each, by resolutions duly adopted, approved this Merger Agreement and the Merger; and

WHEREAS, the sole shareholder of the Surviving Corporation and the Nonsurviving Corporation has approved this Merger Agreement and the Merger;

NOW THEREFORE, in consideration of the foregoing premises and the mutual covenants and agreements herein contained and for the purpose of prescribing the terms and conditions of the Merger, the manner and basis of converting the shares of the Surviving and Nonsurviving Corporation, and such other provisions as are deemed necessary or desirable, the parties have agreed, and do hereby agree, subject to the terms and conditions hereinafter set forth, as follows:

#### ARTICLE I.

#### MERGER

Section 1.1. The Merger. In accordance with the applicable provisions of the laws of the State of Indiana and the State of Wisconsin, the Nonsurviving Corporation shall be merged with and into the Surviving Corporation. Upon consummation of the Merger, the corporate existence of the Surviving Corporation with all of its purposes, powers and objects shall continue unaffected and unimpaired by the Merger, the separate existence of the Nonsurviving Corporation shall cease, and the Surviving Corporation and the Nonsurviving Corporation shall be a single surviving corporation which shall be the Surviving Corporation.

Section 1.2. Effective Time of the Merger. The Merger shall become effective at 12:01 A.M., Indianapolis time on January 2, 2002 (hereinafter referred to as the "Effective Time").

Section 1.3. Legal Effect. At and after the Effective Time, the Surviving Corporation shall possess all of the rights, privileges, immunities, powers, franchises and assets of the Nonsurviving Corporation and shall be subject to all of the duties, obligations and liabilities of the Nonsurviving Corporation.

#### ARTICLE II.

#### **CONVERSION OF SHARES**

Section 2.1. Conversion. At the Effective Time of the Merger, by virtue of the Merger and without any action on the part of the holder thereof, all of the issued and outstanding common shares of the Nonsurviving Corporation shall be converted into one thousand (1000) common shares of the Surviving Corporation, and all of the authorized, previously issued and previously outstanding common shares of the Surviving Corporation shall remain unchanged as a result of the Merger.

#### ARTICLE III.

#### THE SURVIVING CORPORATION

Section 3.1. Name of Surviving Corporation. From and after the Effective Time, the name of the Surviving Corporation shall continue to be "Fleetguard, Inc."

- Section 3.2. Articles of Incorporation. The Articles of Incorporation of the Surviving Corporation, as in effect immediately prior to the Effective Time, shall continue to be the Articles of Incorporation of the Surviving Corporation.
- Section 3.3. Bylaws. The Bylaws of the Surviving Corporation, as in effect immediately prior to the Effective Time, shall continue to be the Bylaws of the Surviving Corporation until changed as therein provided.
- Section 3.4. Directors and Officers. The directors and officers of the Surviving Corporation immediately prior to the Effective Time shall continue to be the directors and officers of the Surviving Corporation from and after the Effective Time. Such directors and officers shall serve until their respective successors are elected and qualified or until their earlier resignation, removal or death.
- Section 3.5. Authorized Shares. The authorized number of shares of all classes of stock of the Surviving Corporation immediately prior to the Effective Time shall remain unchanged as a result of the Merger.

#### ARTICLE IV.

#### THE NONSURVIVING CORPORATION

Section 4.1. Effect on the Nonsurviving Corporation. At the Effective Time of the Merger, by virtue of the Merger and without any action on the part of the holder thereof, all of the issued and oustanding common shares of the Nonsurviving Corporation shall be converted into common shares of the Surviving Corporation as set forth in Article II hereof and the separate corporate existence of the Nonsurviving Corporation shall in all respects cease.

IN WITNESS WHEREOF, this Merger Agreement, having first been duly approved by resolutions of the respective Board of Directors of each corporation, is hereby executed on behalf of each of the Surviving Corporation and the Nonsurviving Corporation by their respective officers, all as of the date first above written.

FLEETGUARD, INC.	NELSON INDUSTRIES, INC.
By: Tiel J. Mill	By: Rich & nills
Name: <u>Rick J. Mills</u>	Name: Rick J. Mills
Title: president	Title: President

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