

Docket No.: CUL-109J

FORM PTO-1595 (Modified)

(Rev. 03-09)

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P08A/REV06

## RECORDATION FORM COVER SHEET

U.S. DEPARTMENT OF COMMERCE

Patent and Trademark Office

## PATENTS ONLY

To the Director of the United States Patent and Trademark Office: Please record the attached documents or the new address(es) below.

## 1. Name of conveying party(ies):

Jaden Charters Pty Ltd.

## 2. Name and address of receiving party(ies):

Name: Digga Australia Pty Ltd.Address: 4 Octal Street

Additional names(s) of conveying party(ies)

☐ Yes ☒ No

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

Execution Date(s): February 13, 2009☒ Assignment☐ Merger☐ Security Agreement☐ Change of Name☐ Joint Research Agreement☐ Government Interest Assignment☐ Executive Order 9424, Confirmatory License☐ OtherCity: YatalaState/Prov.: QueenslandCountry: AustraliaZIP: 4207

Additional name(s) &amp; address(es) attached?

☐ Yes ☒ No

## 4. Application or patent numbers(s):

A. Patent Application No. (s)

D438218S

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

B. Patent No.(s)

Additional numbers attached? ☐ Yes ☒ No

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

Name: David W. PoirierRegistration No.: 43,007Address: Iandiorio Teska & Coleman255 Bear Hill RoadCity: WalthamState/Prov.: MACountry: USZIP: 02451Phone Number: 781-890-5678Fax Number: 781-890-1150Email Address: dpoirier@iandiorio.com6. Total number of applications and patents involved: 17. Total fee (37 CFR 1.21(h) & 3.41) \$ 40.00☐ Authorized to be charged by credit card☒ Authorized to be charged to deposit account☐ Enclosed☐ None required (government interest not affecting title)

## 8. Payment Information

a. Credit Card Last 4 Numbers

Expiration Date

b. Deposit Account Number 09-0002Authorized User Name David W. Poirier

## 9. Signature:

David W P

Signature

July 21, 2011

Date

David W. Poirier

Name of Person Signing

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

3

Documents to be recorded (including cover sheet) should be faxed to (877)273-0140, or mailed to: Mail Stop Assignment Recordation Services, Director of the USPTO, P.O. Box 1450, Alexandria, VA 22304-1450

PATENT

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REEL: 026638 FRAME: 0927

CH \$40.00 090002 D43821

**DEED OF ASSIGNMENT**

**THIS DEED** made the **13<sup>th</sup>** day of February 2009

**BETWEEN** Jaden Charters Pty Ltd, of 43 Alex Fisher Drive, Burleigh Heads, Queensland, 4220, Australia (the "Assignor")

**AND** Digga Australia Pty Ltd, of 4 Octal Street, Yatala, Queensland, 4207 Australia (the "Assignee")

**RECITALS**

- A. The Assignor is the owner in respect of the design registrations or design patents listed in Schedule 1 attached hereto ( the "Designs").
- B. The Assignor has agreed to assign to the Assignee and the Assignee desires to take assignment of all the rights, title and interest of the Assignor in and to the Designs.

**THIS DEED WITNESSES**

1. The Assignor assigns to the Assignee all rights, title and interest in and to the Designs including:
  - (a) all rights to sue in respect of any past infringement of any of the Designs that occurred before the date of this Deed, including the rights to claim damages or account of profits arising from any infringing conduct that occurred before the date of this Deed;
2. The Assignor agrees to do all things necessary and to sign, execute and deliver all necessary documents, forms and papers to be produced or obtained by the Assignee in connection with the Designs, including any further documents that may be required to record the Assignee as owner of the Designs at any relevant Intellectual Property Office in Australia or elsewhere.

-2-

**EXECUTED as a DEED.****SIGNED, SEALED AND DELIVERED**In accordance with its constitution by  
Jaden Charters Pty Ltd  
in the presence of:

Witness

**SIGNED, SEALED AND DELIVERED**In accordance with its constitution by  
Digga Australia Pty Ltd  
in the presence of:

Witness

Director

Director/Secretary

Director

Director/Secretary

