



12/09/2013



U.S. DEPARTMENT OF COMMERCE
United States Patent and Trademark Office

Form PTO-1595 (Rev. 03-11)
OMB No. 0651-0027 (exp. 04/30/2012)

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12/9/13

PATENTS ONLY

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

1. Name of conveying party(ies)

Climax Global Energy, Inc., Delaware corporation, now known as HighWave Energy, Inc., a Delaware corporation

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

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

Execution Date(s) 11-12-13

- 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: Perkins Special Opportunity Fund, LP

Internal Address: _____

Street Address: 3050 Post Oak Blvd., Suite 460

City: Houston

State: Texas

Country: USA Zip: 77056

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)

13333097
13471619

B. Patent No.(s)

6184427
6797126
8378161

Additional numbers attached? Yes No

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

Name: Michael T. Tarski, Esq

Internal Address: _____

Street Address: 14755 Preston Rd., Suite 600

City: Dallas

State: Texas Zip: 75254

Phone Number: 972-419-4742

Docket Number: _____

Email Address: mtarski@wgblawfirm.com

6. Total number of applications and patents Involved: 5

7. Total fee (37 CFR 1.21(h) & 3.41) \$200.00

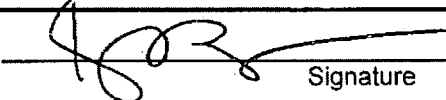
- Authorized to be charged to deposit account
- Enclosed
- None required (government interest not affecting title)

8. Payment Information

Deposit Account Number _____

Authorized User Name _____

9. Signature:


Signature

November 12 2013

Date

Kayla Bruzzese, Secretary of General Partner
Name of Person Signing

Total number of pages including cover sheet, attachments, and documents: 4

Documents to be recorded (including cover sheet) should be faxed to (571) 273-0140, or mailed to: Mail Stop Assignment Recordation Services, Director of the USPTO, P.O. Box 1450, Alexandria, V.A. 22313-1450

Delaware

PAGE 1

The First State

I, JEFFREY W. BULLOCK, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY THE ATTACHED IS A TRUE AND CORRECT COPY OF THE CERTIFICATE OF AMENDMENT OF "CLIMAX GLOBAL ENERGY, INC.", CHANGING ITS NAME FROM "CLIMAX GLOBAL ENERGY, INC." TO "HIGHWAVE ENERGY, INC.", FILED IN THIS OFFICE ON THE TWELFTH DAY OF NOVEMBER, A.D. 2013, AT 10:21 O'CLOCK A.M.


A FILED COPY OF THIS CERTIFICATE HAS BEEN FORWARDED TO THE NEW CASTLE COUNTY RECORDER OF DEEDS.

5328502 8100

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You may verify this certificate online
at corp.delaware.gov/authver.shtml




Jeffrey W. Bullock, Secretary of State
AUTHENTICATION: 0889852

DATE: 11-13-13

PATENT
REEL: 032189 FRAME: 0669

AMENDMENT NO. 2 TO SECOND AMENDED AND RESTATED

CERTIFICATE OF INCORPORATION OF

CLIMAX GLOBAL ENERGY, INC.

Climax Global Energy, Inc., a corporation organized and existing under the laws of the State of Delaware (the "**Corporation**"), certifies that:

A. The name of the Corporation is Climax Global Energy, Inc. The Corporation's original Certificate of Incorporation was filed with the Secretary of State of the State of Delaware on May 2, 2013, its Amended and Restated Certificate of Incorporation was filed on May 10, 2013, its Second Amended and Restated Certificate of Incorporation was filed on May 17, 2013, and its Amendment No. 1 to its Second Amended and Restated Certificate of Incorporation was filed on October 11, 2013.

B. This Amendment No. 2 to Second Amended and Restated Certificate of Incorporation was duly adopted in accordance with Sections 242 and 245 of the General Corporation Law of the State of Delaware, and has been duly approved by the written consent of the stockholders of the Corporation in accordance with Section 228 of the General Corporation Law of the State of Delaware.

C. The Second Amended and Certificate of Incorporation is amended to read as set forth in EXHIBIT A attached hereto.

IN WITNESS WHEREOF, Climax Global Energy, Inc. has caused this Amendment No. 2 to Second Amended and Restated Certificate of Incorporation to be signed by John Griffith, a duly authorized officer of the Corporation, on November 11, 2013.

/s/ John Griffith

John Griffith
CEO

ATL 19409218v1

State of Delaware
Secretary of State
Division of Corporations
Delivered 10:21 AM 11/12/2013
FILED 10:21 AM 11/12/2013
SRV 131294737 - 5328502 FILE

PATENT
REEL: 032189 FRAME: 0670

EXHIBIT A

1. ARTICLE I is hereby deleted in its entirety and replaced with the following:
"The name of the Corporation is HighWave Energy, Inc.