

NOV 10 2014

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CORDATION

Atty. Docket: 01762.021500

ed original documents or copy thereof.

1. Name of conveying party(ies):

Siemens Energy, Inc.

Additional name(s) of conveying party(ies) attached?

☐ Yes

☒ No

3. Nature of conveyance:

☒ Assignment

☐ Merger

☐ Security Agreement

☐ Change of Name

☐ Other

Execution Date: September 19, 2014

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

Name: FOSTER WHEELER NORTH AMERICA CORP.

Foreign Address:

Domestic Address: 53 Frontage Road, P.O. Box 9000

City: Hampton State NJ ZIP 08827-9000

Additional name(s) & address(es) attached? ☐ Yes ☒ No

4. Application number(s) or patent number(s): 6,037,291

If this document is being filed together with a new application, the execution date of the application is:

A. Patent Application Number: 09/065,248

Filing Date: April 23, 1998

B. Title of Invention:

REGENERATION OF ADSORBERS UTILIZING THERMAL
OXIDATION OF ADSORBERS

Additional numbers attached?

☐ Yes

☒ No

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

Name: Fitzpatrick, Cella, Harper & Scinto

1290 Avenue of the Americas

New York, New York 10104-3800

Telephone No.: (212) 218-2100

Facsimile No.: (212) 218-2200

6. Number of applications and patents involved:

One

7. Total fee (37 CFR 3.41): \$ 40.00

☐ Enclosed

☒ Authorized to be charged to deposit account

8. Deposit account number (for deficiency or excess)

50-3939

DO NOT USE THIS SPACE

9. Statement and signature.

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To the best of my knowledge and belief, the foregoing information is true and the attached is the original document or is a true copy of the original document.

Steven E. Warner

Name of Person Signing

Signature

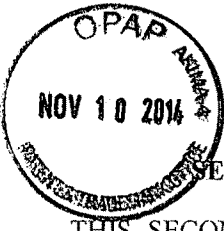
November 10, 2014

Date

Total number of pages including cover sheet, attachments, and documents: 7

PATENT

REEL: 034446 FRAME: 0034



SECOND AMENDMENT TO ASSET PURCHASE AGREEMENT

THIS SECOND AMENDMENT TO THE ASSET PURCHASE AGREEMENT (this "*Second Amendment*") is made and entered into as of September 19, 2014 by and between SIEMENS ENERGY, INC., a Delaware corporation (the "*Seller*"), and FOSTER WHEELER NORTH AMERICA CORP., a Delaware corporation (the "*Buyer*").

RECITALS:

WHEREAS, Buyer and Seller entered into that certain Asset Purchase Agreement dated as of March 14, 2014, as previously amended by that certain Amendment and Schedule Update Agreement by and between Buyer and Seller dated as of April 30, 2014 (collectively, the "*Purchase Agreement*"), pursuant to which Buyer agreed to acquire from Seller, and Seller agreed to sell to Buyer, substantially all the assets of Seller's environmental systems and services business in the United States, together with certain specified obligations and liabilities relating thereto, all in the manner and subject to the terms and conditions set forth in the Purchase Agreement; and

WHEREAS, Buyer and Seller desire and agree to further amend the Purchase Agreement to reflect a further revised Schedule 3.15(a)(i) Acquired Patents and a revised Exhibit A to the Patent Assignment thereto.

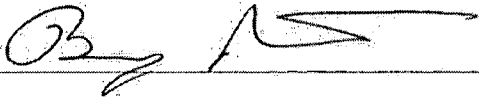
NOW, THEREFORE, in consideration of the mutual promises and covenants herein contained, the parties hereto, intending to be legally bound hereby, agree as follows:

1. Amendment & Restatement of Schedule 3.15(a)(i) of the Purchase Agreement. Buyer and Seller agree that Schedule 3.15(a)(i) of the Purchase Agreement shall be amended and restated in its entirety as set forth on Exhibit A attached hereto.
2. No Other Amendment. All other provisions of the Purchase Agreement not specifically referenced in this Second Amendment shall remain in full force and effect.
3. Entire Agreement. The Purchase Agreement, as amended by this Second Amendment, constitutes the entire agreement among the parties with respect to the subject matter thereof and together supersedes all prior agreements and understandings, whether oral or written, among the parties hereto with respect to the subject matter thereof.
4. Governing Law. This Second Amendment shall be governed and construed in accordance with the laws of the State of Delaware, United States of America, without regard to its conflicts of law principles.
5. Counterparts. This Second Amendment may be executed in any number of counterparts, each of which shall, when executed, be deemed to be an original and all of which shall be deemed to be one and the same instrument.

[Signature Page(s) Follows]

IN WITNESS WHEREOF, the parties hereto have executed and delivered this Second Amendment to the Purchase Agreement as of the date first above written.

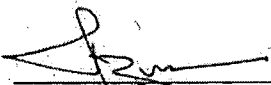
FOSTER WHEELER NORTH AMERICA CORP.

By: 

Name: Byron Roth

Title: PRESIDENT & CEO

SIEMENS ENERGY, INC.

By: 

Name: Hans Zuercher

Title: CEO

By: 

Name: STEVEN C. CONNER

Title: CFO



**Revised Exhibit A
to the Patent Assignment**
in furtherance of the APA dated April 30, 2014

**Issued Patents and Pending Patent Applications
in the United States and Countries Foreign to the United States**

Country	Title	Inventor	National Number	Status
US	Apparatus and Method for Removing Particulates and Corrosive Gases from a Gas Stream	Philip Reynolds, Isaac Ray	6,110,256	Granted
US	Modular Condensing Wet Electrostatic Precipitators and Method	Isaac Ray	6,193,782	Granted
US	Modular Condensing Wet Electrostatic Precipitators	Isaac Ray	6,294,003	Granted
US	Distribution of Corona Discharge Activated Reagent Fluid Injected into Electrostatic Precipitators	Isaac Ray, Sergei Babko-Malyi, Wayne Buckley	6,365,112	Granted
US	Integrated Single-Pass Dual-Field Electrostatic Precipitator and Method	Isaac Ray	6,508,861	Granted
US	Fuel Injector for Use in a Furnace	Joel Vatsky	5,762,007	Granted
KR	Overfire Air Port and Furnace System	Joel Vatsky	10-0962187	Granted
US			7,047,891	Granted
AU			2003209083	Granted
CN			ZL03803325.9	Granted
EP			2003707811	Application pending
JP			2003566475	Application pending
US	Tower Distributor Assembly	Joel Vatsky	6,988,452	Granted
US	Balancing Damper	Joel Vatsky	7,341,007	Granted
AU			2004217438	

Country	Title	Inventor	National Number	Status
JP			4624989	
EP			1604148	Granted
EP2			20130183615	Application pending
CZ			CZEP1604148	Registered
DE			DEEP1604148	Registered
GB			GBEP1604148	Registered
IE			IEEP1604148	Registered
IT			ITEP1604148	Registered
PL			PLEP1604148	Registered
US	Burner System and Method for Mixing a Plurality of Solid Fuels	Joel Vatsky Richard Conn	6,986,311	Granted
JP			4579229	
AU			2004206259	
CN			1742180B	
JP2			5161255	Granted
EP			1588097	Granted
DE			DEEP1588097	Registered
ES			ESEP1588097	Registered
IT			ITEP1588097	Registered
US	Fuel Injector for Low NOx Furnace	Joel Vatsky Jiefeng Shan	12/154,972	Application pending
AU			2009260867	Granted
CN			102047041B	Granted
IN			4407/KOLNP/2010	Application Pending
JP			5409779B	Granted
KR			10-1366032	Granted
EP			2009766979	Application pending

Country	Title	Inventor	National Number	Status
US	TILTABLE NOZZLE ASSEMBLY FOR AN OVERFIRE AIR PORT IN A COAL BURNING POWER PLANT	Jiefeng Shan, Sergey Kaushansky	13/277,492	Application pending
AU			2011353682	Application pending
CA			2823933	Application pending
CN			201180065876	Application pending
EP			11805312	Application pending
JP			2013548406	Application pending
KR			20137020800	Application pending
MX			2013007949	Application pending
RU			2013136541	Application pending
IN			5634/DELNP/2013	Application pending
US	TOWER DISTRIBUTOR IN A COAL BURNING POWER PLANT	Sergey Kaushansky, David White, Jiefeng Shan, Paul D. Kazalski	13/277,526	Application pending
AU			2011354664	
CA			2824733	
CN			201180068392	
EP			11799935	
JP			2013548407	
KR			1020137021256	
MX			2013008140	
RU			2013137764	
IN			6155/DELNP/2013	
US	Turbine exhaust water recovery system	Nitin Chhabra, Giuseppe Gaio, Gerard McQuiggan, Gerald Myers	7,194,869	Granted

Country	Title	Inventor	National Number	Status
US	Pulse Cleaning Equipment Arrangement For Gas Turbine Inlet Filter	Jeffrey Shellenberger	61/944,759	Provisional application filed
US	Regeneration of adsorbers utilizing thermal oxidation of adsorbates	Wayne Buckley; Boris Altshuler	6,037,291	Granted
US	Tiltable Multiple-staged Coal Burner in a Horizontal Arrangement	Ronny Jones; Alan Paschedag; Joseph P. Malone	12/938,911	Application pending
CN			201180062312	Application pending
EP			11785206	Application pending
AU			2011323564	Application pending
CA			2816075	Application pending
JP			2013-537757	Application pending
KR			1020137013981	Application pending
MX			2013004829	Application pending
RU			2013125231	Application pending