

## PATENT ASSIGNMENT COVER SHEET

Electronic Version v1.1  
Stylesheet Version v1.2

EPAS ID: PAT5988309

<b>SUBMISSION TYPE:</b>	NEW ASSIGNMENT
<b>NATURE OF CONVEYANCE:</b>	CHANGE OF NAME
<b>CONVEYING PARTY DATA</b>	
<b>Name</b>	<b>Execution Date</b>
JOY GLOBAL INC.	04/19/2017
<b>RECEIVING PARTY DATA</b>	
<b>Name:</b>	KOMATSU MINING CORP.
<b>Street Address:</b>	C/O THE CORPORATION TRUST CORPORATION
<b>Internal Address:</b>	1209 ORANGE STREET
<b>City:</b>	WILMINGTON, NEW CASTLE COUNTY
<b>State/Country:</b>	DELAWARE
<b>Postal Code:</b>	19801
<b>PROPERTY NUMBERS Total: 1</b>	
<b>Property Type</b>	<b>Number</b>
<b>Application Number:</b>	15806491
<b>CORRESPONDENCE DATA</b>	
<b>Fax Number:</b>	(414)277-0656
<i>Correspondence will be sent to the e-mail address first; if that is unsuccessful, it will be sent using a fax number, if provided; if that is unsuccessful, it will be sent via US Mail.</i>	
<b>Phone:</b>	414-271-6560
<b>Email:</b>	mkeipdocket@michaelbest.com
<b>Correspondent Name:</b>	MICHAEL BEST & FRIEDRICH LLP
<b>Address Line 1:</b>	100 EAST WISCONSIN AVENUE
<b>Address Line 2:</b>	SUITE 3300
<b>Address Line 4:</b>	MILWAUKEE, WISCONSIN 53202
<b>ATTORNEY DOCKET NUMBER:</b>	043020-9241-US01
<b>NAME OF SUBMITTER:</b>	KEVIN P. RIZZUTO
<b>SIGNATURE:</b>	/kpr/
<b>DATE SIGNED:</b>	02/28/2020
<b>Total Attachments: 4</b>	
source=27602357_Joy_Global_Inc_name_change_document#page1.tif	
source=27602357_Joy_Global_Inc_name_change_document#page2.tif	
source=27602357_Joy_Global_Inc_name_change_document#page3.tif	
source=27602357_Joy_Global_Inc_name_change_document#page4.tif	

# Delaware

The First State

Page 1

I, JEFFREY W. BULLOCK, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY THE ATTACHED ARE TRUE AND CORRECT COPIES OF ALL DOCUMENTS FILED FROM AND INCLUDING THE RESTATED CERTIFICATE OR A MERGER WITH A RESTATED CERTIFICATE ATTACHED OF "KOMATSU MINING CORP." AS RECEIVED AND FILED IN THIS OFFICE.

THE FOLLOWING DOCUMENTS HAVE BEEN CERTIFIED:

RESTATED CERTIFICATE, CHANGING ITS NAME FROM "JOY GLOBAL INC." TO "KOMATSU MINING CORP.", FILED THE NINETEENTH DAY OF APRIL, A.D. 2017, AT 7:09 O`CLOCK P.M.



Jeffrey W. Bullock, Secretary of State

2101792 8100X  
SR# 20201178907

You may verify this certificate online at [corp.delaware.gov/authver.shtml](http://corp.delaware.gov/authver.shtml)

Authentication: 202401410  
Date: 02-17-20

**PATENT**  
**REEL: 051961 FRAME: 0951**

**AMENDED AND RESTATED  
CERTIFICATE OF INCORPORATION  
of  
JOY GLOBAL INC.**

Joy Global Inc., a corporation organized and existing under the laws of the State of Delaware (the "Corporation"), hereby certifies as follows:

- A. The name of the Corporation is Joy Global Inc. Joy Global Inc. was originally incorporated under the name Harnischfeger Industries, Inc., and the original Certificate of Incorporation of the Corporation was filed with the Secretary of State of the State of Delaware on September 17, 1986.
- B. This 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 (the "DGCL"), and restates, integrates and further amends the provisions of the Corporation's Amended and Restated Certificate of Incorporation, and has been duly approved by the written consent of the stockholders of the Corporation in accordance with Section 228 of the DGCL.
- C. The text of the Amended and Restated Certificate of Incorporation of the Corporation is hereby amended and restated to read in its entirety as follows:

**ARTICLE I**

The name of the corporation is Komatsu Mining Corp. (the "Corporation").

**ARTICLE II**

The address of the Corporation's registered office in the State of Delaware is c/o The Corporation Trust Corporation, 1209 Orange Street, Wilmington, New Castle County, Delaware 19801. The name of the Corporation's registered agent at such address is The Corporation Trust Corporation.

**ARTICLE III**

The purpose of the Corporation is:

- (a) to manufacture, buy, sell and deal in machinery, equipment and appliances of all kinds and class, including but not limited to, power shovels, excavators, mining equipment and industrial electrical equipment, and in parts and accessories therefor; and

(b) to engage in any other lawful act or activity for which corporations may be organized under the General Corporation Law of the State of Delaware (the "DGCL").

#### ARTICLE IV

1. Common Stock. The total number of shares of all classes of stock which the Corporation shall have authority to issue is 5,000 shares of Common Stock, par value \$1.00 per share (the "Common Stock"). All shares of Common Stock will be identical and will entitle the holders thereof to the same rights and privileges.

2. Voting Rights. The holders of Common Stock will be entitled to one vote per share on all matters to be voted on by the Corporation's stockholders, except as otherwise required by law. There shall be no cumulative voting.

3. Liquidation Rights. In the event of any liquidation, dissolution or winding up of the Corporation, whether voluntary or involuntary, the holders of the Common Stock shall be entitled to share, ratably according to the number of shares of Common Stock held by them, in the remaining assets of the Corporation available for distribution to its stockholders.

#### ARTICLE V

To the fullest extent permitted by DGCL as the same now exists or may hereafter be amended, a director of the Corporation shall not be liable to the Corporation or its stockholders for monetary damages for breach of fiduciary duties as a director. Any repeal or modification of this Article Fifth shall not adversely affect any right or protection of a director existing at the time of such repeal or modification.

#### ARTICLE VI


The Board of Directors, acting by majority vote, is expressly authorized to adopt, amend or repeal the bylaws of the Corporation.

#### ARTICLE VII

The Corporation reserves the right to amend, alter, change or repeal any provision contained in this Certificate of Incorporation, in the manner now or hereafter prescribed by statute, and all rights conferred upon stockholders herein are subject to this reservation.

\* \* \* \*

**IN WITNESS WHEREOF**, this Amended and Restated Certificate of Incorporation has been executed by a duly authorized officer of the Corporation on this 19th day of April, 2017.

By:   
Name: Edmund Bathelt  
Title: Executive Vice President and  
General Counsel and Secretary