

## PATENT ASSIGNMENT COVER SHEET

Electronic Version v1.1  
 Stylesheet Version v1.2

EPAS ID: PAT6258711

<b>SUBMISSION TYPE:</b>	NEW ASSIGNMENT
<b>NATURE OF CONVEYANCE:</b>	MERGER
<b>EFFECTIVE DATE:</b>	10/23/2019
<b>SEQUENCE:</b>	2

## CONVEYING PARTY DATA

Name	Execution Date
CERTAINTED LLC	10/23/2019

## RECEIVING PARTY DATA

<b>Name:</b>	CERTAINTED LLC
<b>Street Address:</b>	20 MOORES ROAD
<b>City:</b>	MALVERN
<b>State/Country:</b>	PENNSYLVANIA
<b>Postal Code:</b>	19355

## PROPERTY NUMBERS Total: 1

Property Type	Number
Application Number:	29612367

## CORRESPONDENCE DATA

**Fax Number:** (312)913-0002

*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.*

**Phone:** 3129130001

**Email:** psgdocket@mbhb.com

**Correspondent Name:** MCDONNELL BOEHNNEN HULBERT & BERGHOFF LLP

**Address Line 1:** 300 SOUTH WACKER DRIVE

**Address Line 4:** CHICAGO, ILLINOIS 60606

<b>ATTORNEY DOCKET NUMBER:</b>	13-1025-DES-DIV2
<b>NAME OF SUBMITTER:</b>	JAMES V. SUGGS
<b>SIGNATURE:</b>	/James V. Suggs/
<b>DATE SIGNED:</b>	08/19/2020

## Total Attachments: 14

source=3. CTLLC-TXtoCTLLCTX#page1.tif

source=3. CTLLC-TXtoCTLLCTX#page2.tif

source=3. CTLLC-TXtoCTLLCTX#page3.tif

source=3. CTLLC-TXtoCTLLCTX#page4.tif

source=3. CTLLC-TXtoCTLLCTX#page5.tif  
source=3. CTLLC-TXtoCTLLCTX#page6.tif  
source=3. CTLLC-TXtoCTLLCTX#page7.tif  
source=3. CTLLC-TXtoCTLLCTX#page8.tif  
source=3. CTLLC-TXtoCTLLCTX#page9.tif  
source=3. CTLLC-TXtoCTLLCTX#page10.tif  
source=3. CTLLC-TXtoCTLLCTX#page11.tif  
source=3. CTLLC-TXtoCTLLCTX#page12.tif  
source=3. CTLLC-TXtoCTLLCTX#page13.tif  
source=3. CTLLC-TXtoCTLLCTX#page14.tif



## Office of the Secretary of State

October 23, 2019

CT Corporation System  
701 Brazos, Ste. 720  
Austin, TX 78701 USA

RE:  
DBMP LLC ( File Number: 803452428 )  
CertainTeed LLC ( File Number: 803452429 )

-----  
It has been our pleasure to approve and place on record the filing instrument effecting a merger. The appropriate evidence of filing is attached for your files. Payment of the filing fee is acknowledged by this letter.

If we can be of further service at any time, please let us know.

Sincerely,

Corporations Section  
Business & Public Filings Division  
(512) 463-5555

Enclosure



## Office of the Secretary of State

### CERTIFICATE OF MERGER

The undersigned, as Secretary of State of Texas, hereby certifies that a filing instrument merging

CertainTeed LLC  
Domestic Limited Liability Company (LLC)  
[File Number: 803452392]

Into

DBMP LLC  
Domestic Limited Liability Company (LLC)  
[File Number: 803452428]

CertainTeed LLC  
Domestic Limited Liability Company (LLC)  
[File Number: 803452429]

has been received in this office and has been found to conform to law.

Accordingly, the undersigned, as Secretary of State, and by the virtue of the authority vested in the secretary by law, hereby issues this certificate evidencing the acceptance and filing of the merger on the date shown below.

Dated: 10/23/2019

Effective: 10/23/2019 09:30 am



A handwritten signature in black ink, appearing to read "Ruth R. Hughes".

Ruth R. Hughes  
Secretary of State



## Office of the Secretary of State

### CERTIFICATE OF FILING OF

DBMP LLC  
File Number: 803452428

The undersigned, as Secretary of State of Texas, hereby certifies that a Certificate of Formation for the above named Domestic Limited Liability Company (LLC) has been received in this office and has been found to conform to the applicable provisions of law.

ACCORDINGLY, the undersigned, as Secretary of State, and by virtue of the authority vested in the secretary by law, hereby issues this certificate evidencing filing effective on the date shown below.

The issuance of this certificate does not authorize the use of a name in this state in violation of the rights of another under the federal Trademark Act of 1946, the Texas trademark law, the Assumed Business or Professional Name Act, or the common law.

Dated: 10/23/2019

Effective: 10/23/2019 09:30 am



A handwritten signature in black ink, appearing to read "R. Hughs".

Ruth R. Hughs  
Secretary of State



## Office of the Secretary of State

### CERTIFICATE OF FILING OF

CertainTeed LLC  
File Number: 803452429

The undersigned, as Secretary of State of Texas, hereby certifies that a Certificate of Formation for the above named Domestic Limited Liability Company (LLC) has been received in this office and has been found to conform to the applicable provisions of law.

ACCORDINGLY, the undersigned, as Secretary of State, and by virtue of the authority vested in the secretary by law, hereby issues this certificate evidencing filing effective on the date shown below.

The issuance of this certificate does not authorize the use of a name in this state in violation of the rights of another under the federal Trademark Act of 1946, the Texas trademark law, the Assumed Business or Professional Name Act, or the common law.

Dated: 10/23/2019

Effective: 10/23/2019 09:30 am



A handwritten signature in black ink, appearing to read "Ruth R. Hughs".

Ruth R. Hughs  
Secretary of State

**CERTIFICATE OF DIVISIONAL MERGER  
OF  
CERTAINT EED LLC**

**(TEXAS)**

**October 23, 2019**

**FILED**  
In the Office of the  
Secretary of State of Texas  
**OCT 23 2019**

**Corporations Section**

This Certificate of Divisional Merger is being duly executed and filed by the undersigned to effect the divisional merger (the "Divisional Merger") of CertainTeed LLC, a Texas limited liability company, into two new Texas limited liability companies, pursuant to Chapter 4 and Sections 3.006, 10.151 and 10.153 of the Texas Business Organizations Code (the "TBOC"). The undersigned hereby certifies as follows:

**Merging Entity Information**

1. The name of the domestic filing entity that is dividing itself is CertainTeed LLC (the "Company").
2. The address of the principal place of business of the Company is 20 Moores Road, Malvern, Pennsylvania 19355.
3. The Company is organized as a Texas limited liability company.
4. Pursuant to a plan of merger approved by the sole member of the Company on the date hereof (the "Plan of Divisional Merger"), the Company will not survive the Divisional Merger.

**Plan of Merger**

5. In lieu of providing the Plan of Divisional Merger, the Company certifies that:

(a) A signed Plan of Divisional Merger is on file at the principal place of business of each new domestic entity created pursuant to the Plan of Divisional Merger, and the address of such principal place of business is provided in this Certificate of Divisional Merger.

(b) On written request, a copy of the Plan of Divisional Merger will be furnished without cost by each new domestic entity to any owner or member of any domestic entity that is a party to or created by the Plan of Divisional Merger.

(c) Because the Company will not survive the Divisional Merger, no amendments to the certificate of formation of the Company are effected by the Divisional Merger.

(d) The name, jurisdiction of organization, principal place of business address and entity description of each entity to be created pursuant to the Plan of Divisional Merger are as follows:

(i) A new Texas limited liability company named DBMP LLC ("DBMP") will be created pursuant to the Plan of Divisional Merger.

(ii) The address of the principal place of business of DBMP is 20 Moores Road, Malvern, Pennsylvania 19355.

(iii) A new Texas limited liability company named CertainTeed LLC ("New CT") will be created pursuant to the Plan of Divisional Merger.

(iv) The address of the principal place of business of New CT is 20 Moores Road, Malvern, Pennsylvania 19355.

(e) The certificate of formation of each of DBMP and New CT is being filed with the Secretary of State of the State of Texas along with this Certificate of Divisional Merger.

#### **Approval of Plan of Merger**

6. The Plan of Divisional Merger has been approved as required by the TBOC and other applicable laws of the jurisdiction of formation and by the governing documents of the Company.

#### **Effectiveness of Filing**

7. This Certificate of Divisional Merger and the Divisional Merger will be effective as of 9:30 a.m. central time, on October 23, 2019.

#### **Tax Certificate**

8. In lieu of the Company providing a tax certificate from the Texas Comptroller of Public Accounts, New CT will be liable for the payment of any franchise taxes of the Company required in the State of Texas.

*[Signature Page Follows]*



The undersigned signs this document subject to the penalties imposed by law for the submission of a materially false or fraudulent instrument. The undersigned certifies that the statements contained herein are correct and that the person signing is authorized under the provisions of the TBOC to execute this Certificate of Divisional Merger. The undersigned has duly executed this Certificate of Divisional Merger as of the date first written above.

**CERTAINTEED LLC**, a Texas limited  
liability company

By:

A handwritten signature in black ink, appearing to read 'Mark A. Rayfield', is written over a horizontal line.

Mark A. Rayfield  
President and Chief Executive Officer

*[Item 6.A(iii) – Signature Page to TX Certificate of Divisional Merger of CertainTeed LLC]*

**CERTIFICATE OF FORMATION  
OF  
DBMP LLC**

**(TEXAS)**

**October 23, 2019**

**FILED**  
In the Office of the  
Secretary of State of Texas  
**OCT 23 2019**  
Corporations Section

This Certificate of Formation is being duly executed and filed by the undersigned to form DBMP LLC, a Texas limited liability company (the "Company"), under a plan of divisional merger, pursuant to Chapter 4 and Sections 3.006 and 10.153 of the Texas Business Organizations Code (the "TBOC"). The undersigned hereby certifies as follows:

**ARTICLE I  
ENTITY NAME AND TYPE**

The name of the filing entity being formed is DBMP LLC. The filing entity being formed is a limited liability company.

**ARTICLE II  
REGISTERED AGENT AND REGISTERED OFFICE**

The Company's initial registered agent is CT Corporation System, who has consented to serve as the registered agent of the Company pursuant to Section 5.2011 of the TBOC, which consent is included in the Company's permanent records. The business address of both the registered agent and the Company's initial registered office is 1999 Bryan Street, Suite 900, Dallas, Texas 75201, Dallas County.

**ARTICLE III  
GOVERNING AUTHORITY**

The Company will have managers. The name and address of each initial manager of the Company are as follows:

<u>Name</u>	<u>Address</u>
Joseph N. Bondi	c/o DBMP LLC
Sean R. Knapp	20 Moores Road
D. Lawrence Rayburn	Malvern, Pennsylvania 19355

**ARTICLE IV  
PURPOSE**

The purpose for which the Company is formed is for the transaction of any and all lawful purposes for which limited liability companies may be organized under the TBOC.

**ARTICLE V  
EFFECTIVENESS OF FILING**

This Certificate of Formation and the formation of the Company will be effective as of 9:30 a.m., central time, on October 23, 2019.

**ARTICLE VI  
FORMATION UNDER PLAN OF MERGER**

The Company is being formed under a plan of divisional merger pursuant to Section 3.006 and Chapter 10 of the TBOC.

*[Signature Page Follows]*

The undersigned affirms that that person designated as registered agent has consented to the appointment. The undersigned signs this document subject to the penalties imposed by law for the submission of materially false or fraudulent instrument and certifies under penalty of perjury that the undersigned is authorized to execute this Certificate of Formation. The undersigned has duly executed this Certificate of Formation as of the date first written above.

**CERTAINTED LLC**, a Texas limited  
liability company

By: 

Mark A. Rayfield  
President and Chief Executive Officer

**CERTIFICATE OF FORMATION  
OF  
CERTAINTEED LLC**

**(TEXAS)**

**October 23, 2019**

**FILED**  
In the Office of the  
Secretary of State of Texas  
**OCT 23 2019**  
Corporations Section

This Certificate of Formation is being duly executed and filed by the undersigned to form CertainTeed LLC, a Texas limited liability company (the "Company"), under a plan of divisional merger pursuant to Chapter 4 and Sections 3.006 and 10.153 of the Texas Business Organizations Code (the "TBOC"). The undersigned hereby certifies as follows:

**ARTICLE I  
ENTITY NAME AND TYPE**

The name of the filing entity being formed is CertainTeed LLC. The filing entity being formed is a limited liability company.

**ARTICLE II  
REGISTERED AGENT AND REGISTERED OFFICE**

The Company's initial registered agent is CT Corporation System, who has consented to serve as the registered agent of the Company pursuant to Section 5.2011 of the TBOC, which consent is included in the Company's permanent records. The business address of both the registered agent and the Company's initial registered office is 1999 Bryan Street, Suite 900, Dallas, Texas 75201, Dallas County.

**ARTICLE III  
GOVERNING AUTHORITY**

The Company will have managers. The name and address of the sole initial manager of the Company are as follows:

Name

Address

Mark A. Rayfield

c/o CertainTeed LLC  
20 Moores Road  
Malvern, Pennsylvania 19355

**ARTICLE IV  
PURPOSE**

The purpose for which the Company is formed is for the transaction of any and all lawful purposes for which limited liability companies may be organized under the TBOC.

**ARTICLE V  
EFFECTIVENESS OF FILING**

This Certificate of Formation and the formation of the Company will be effective as of 9:30 a.m., central time, on October 23, 2019.

**ARTICLE VI  
FORMATION UNDER PLAN OF MERGER**

The Company is being formed under a plan of divisional merger pursuant to Section 3.006 and Chapter 10 of the TBOC.

*[Signature Page Follows]*

The undersigned affirms that that person designated as registered agent has consented to the appointment. The undersigned signs this document subject to the penalties imposed by law for the submission of materially false or fraudulent instrument and certifies under penalty of perjury that the undersigned is authorized to execute this Certificate of Formation. The undersigned has duly executed this Certificate of Formation as of the date first written above.

**CERTAINT EED LLC**, a Texas limited  
liability company

By:



Mark A. Rayfield  
President and Chief Executive Officer

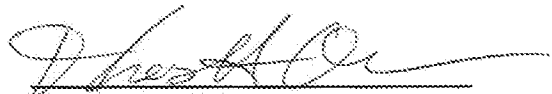
### CONFIRMATION OF ASSET TRANSFER

On October 23, 2019 at 9:30 am, CertainTeed LLC, a Texas limited liability company, was merged into two new Texas limited liability companies CertainTeed LLC and DMBP LLC, as described in the Certificate of Divisional Merger of CertainTeed LLC filed October 23, 2019. The previous CertainTeed LLC entity did not survive the merger.

I, Thomas H. Osborn, hereby confirm that pursuant to the Plan of Divisional Merger underlying this merger, all intellectual property assets of the previous CertainTeed LLC entity were transferred at 9:30 am October 23, 2019 to the newly-created CertainTeed LLC entity, and no intellectual property assets of the previous CertainTeed LLC entity were transferred to DMBP LLC.

Date:

May 20, 2020



Thomas H. Osborn  
Assistant Secretary  
CertainTeed LLC