

06-26-2002

Form PTO-1594 (Rev. 03/01) OMB No. 0651-0027 (exp. 5/31/2002) Tab settings



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

102136179

To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

1. Name of conveying party(ies): ELJER MANUFACTURING, INC.

06/20/02

- Individual(s) Association General Partnership Limited Partnership Corporation-State Other

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

2. Name and address of receiving party(ies)

Name: ELJER PLUMBINGWARE, INC.

Internal Address: % SELKIRK, INC.

Street Address: 14801 QUORUM DRIVE

City: DALLAS State: TX Zip: 75240-7584

- Individual(s) citizenship Association General Partnership Limited Partnership Corporation-State DELAWARE Other

If assignee is not domiciled in the United States, a domestic representative designation is attached: Yes No (Designations must be a separate document from assignment) Additional name(s) & address(es) attached? Yes No

3. Nature of conveyance:

- Assignment Merger Security Agreement Change of Name Other

Execution Date: 10-24-97

4. Application number(s) or registration number(s):

A. Trademark Application No.(s)

B. Trademark Registration No.(s) 1,295,968 2,006,549

Additional number(s) attached Yes No

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

Name: KONNEKER & SMITH, P.C.

Internal Address:

Street Address: 660 NORTH CENTRAL EXPWY.

SUITE 230

City: PLANO State: TX Zip: 75074

6. Total number of applications and registrations involved: 2

7. Total fee (37 CFR 3.41) \$ 80.00

- Enclosed - CHECK Authorized to be charged to deposit account

8. Deposit account number:

111543

DO NOT USE THIS SPACE

9. Signature.

REG. #38,310 MARLIN R. SMITH Name of Person Signing

Marlin R. Smith Signature

June 3, 2002 Date

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

Mail documents to be recorded with required cover sheet information to: Commissioner of Patent & Trademarks, Box Assignments Washington, D.C. 20231

06/25/2002 TDIAZI 00000056 1295968

01 FC:481 40.00 DP 02 FC:482 25.00 DP

Reg'n. Ref: 06/25/2002 101071 0000295500 Date: 111543 Name/Number: 1295968 \$15.00 CR FC: 704

TRADEMARK REEL: 002531 FRAME: 0574

Office of the Secretary of State

I, EDWARD J. FREEL, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY THAT THE SAID "ELJER MANUFACTURING, INC.", FILED A CERTIFICATE OF AMENDMENT, CHANGING ITS NAME TO "ELJER PLUMBINGWARE, INC.", THE TWELFTH DAY OF DECEMBER, A.D. 1997, AT 4:30 O'CLOCK P.M.



Handwritten signature of Edward J. Freel in cursive script.

Edward J. Freel, Secretary of State

0907770 8320

991040509

AUTHENTICATION: 9552206

DATE: 02-01-99

ELJER MANUFACTURING, INC.
a Delaware Corporation

**WRITTEN CONSENT OF THE
SOLE STOCKHOLDER
IN LIEU OF A SPECIAL MEETING**

The undersigned, being the sole stockholder of Eljer Manufacturing, Inc., a Delaware Corporation (the "Corporation"), acting in accordance with Section 228 of the Delaware General Corporation Law, hereby waives all notice of the time, place or purpose of a meeting and consents to, approves and adopts the following resolution as of October 24, 1997:

RESOLVED, that the name of the Corporation be changed from Eljer Manufacturing, Inc. to Eljer Plumbingware, Inc. and that the latter name is hereby adopted as the name of the Corporation.

RESOLVED FURTHER, that the officers of the Corporation take such action as is required by the Delaware General Corporation Law to change the name of the Corporation accordingly.

This Consent shall be filed with the minutes of the Corporation.

ELJER INDUSTRIES, INC.

by:


Frank E. Sheeder
President

ELJER MANUFACTURING, INC.
a Delaware Corporation

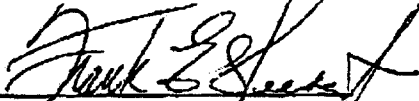
UNANIMOUS WRITTEN CONSENT OF THE
BOARD OF DIRECTORS

The undersigned, being all the directors of Eljer Manufacturing, Inc., a Delaware Corporation (the "Corporation"), hereby waive any and all requirements for calling, giving notice of and holding a meeting and hereby consent, pursuant to Section 141(f) of the Delaware General Corporation Law, to the adoption of the following resolution:

RESOLVED, that the name of the Corporation be changed from Eljer Manufacturing, Inc. to Eljer Plumbingware, Inc. and that Eljer Industries, inc., the sole shareholder of the Corporation, be requested to consider and approve the change of name by written consent pursuant to Section 228 of the Delaware General Corporation Law.

RESOLVED FURTHER, that the officers of the Corporation are hereby severally authorized and directed to take all necessary action to effect the foregoing resolution.

IN WITNESS WHEREOF, the undersigned, being all the directors of the Corporation, have executed this unanimous written consent as of the 7th day of November, 1997.


Frank E. Sheeder


Robert R. Womack


James A. Harris


Brooks F. Sherman


George W. Hanthorn


John R. Mellett