

**TRADEMARK ASSIGNMENT**

Electronic Version v1.1  
 Stylesheet Version v1.1

SUBMISSION TYPE:	NEW ASSIGNMENT
NATURE OF CONVEYANCE:	NUNC PRO TUNC ASSIGNMENT
EFFECTIVE DATE:	12/31/2004

**CONVEYING PARTY DATA**

Name	Formerly	Execution Date	Entity Type
Aztec Concrete Accessories, Inc.		09/12/2005	CORPORATION: CALIFORNIA

**RECEIVING PARTY DATA**

Name:	Dayton Superior Corporation
Street Address:	7777 Washington Village Drive
City:	Dayton
State/Country:	OHIO
Postal Code:	45459
Entity Type:	CORPORATION: OHIO

**PROPERTY NUMBERS Total: 1**

Property Type	Number	Word Mark
Registration Number:	2136857	CASTLE CHAIR REBAR SUPPORTS

**CORRESPONDENCE DATA**

Fax Number: (513)241-6234  
*Correspondence will be sent via US Mail when the fax attempt is unsuccessful.*  
 Phone: 5132412324  
 Email: tflynn@whepatent.com  
 Correspondent Name: Thomas W. Flynn  
 Address Line 1: 441 Vine Street  
 Address Line 2: 2700 Carew Tower  
 Address Line 4: Cincinnati, OHIO 45202

NAME OF SUBMITTER:	Thomas W. Flynn
Signature:	/Thomas W. Flynn/
Date:	09/29/2005

CH \$40.00 2136857

Total Attachments: 2

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## TRADEMARK ASSIGNMENT

WHEREAS, Aztec Concrete Accessories, Inc., a corporation duly organized and existing under the laws of the State of California, has sold, assigned and transferred unto Dayton Superior Corporation, an Ohio corporation, having its principal place of business at 7777 Washington Village Drive, Dayton, OH, 45459, certain assets of its corporation, including the entire right, title and interest of any and all nature in, to and under the trademark properties and rights identified below, together with the goodwill of the business in which the trademark is used and which is symbolized by that trademark:

U.S. Reg. No. 2,136,857 on **CASTLE CHAIR REBAR SUPPORTS & Design**

WHEREAS, no instrument of such assignment and transfer has heretofore been recorded in the United States Patent and Trademark Office.

NOW, THEREFORE, in order to affirm the sale, assignment and transfer of said trademark, the good will of the business symbolized thereby, and the registration thereof, Aztec Concrete Accessories, Inc., for and in good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, has sold, assigned and transferred, and by these presents does sell, assign and transfer to said Dayton Superior Corporation, its successors, assigns and legal representatives, *nunc pro tunc*, as of the date of actual transfer, to-wit, on or about December 31, 2004, the entire right, title and interest in and to trademark property listed above, the goodwill of the business symbolized by said trademark property, together with all rights of action accrued and to accrue under, and by virtue hereof, including the right to sue and recover for past infringement of said

trademark.

Executed this 12th day of September, 2005.

Aztec Concrete Accessories, Inc.

By: *Steven C. Huston*  
Steven C. Huston

Title: Corporate Secretary

STATE of Illinois )  
  ) ss:  
COUNTY of Cook            )

On this 12th day of September, 2005, appeared before me Steven C. Huston, to me known and personally known to me to be the individual referred to in the foregoing assignment, and he acknowledged to me that he executed the same as his free act and deed for uses and purposes therein set forth.

*Howard L. Mueller*  
Notary Public

