

FORM PTO-1594  
(Rev. 6-93)  
OMB No 0651-0011 (exp 4/94)

# RECORDATION FORM COVER SHEET TRADEMARKS ONLY

U.S. DEPARTMENT OF COMMERCE  
Patent and Trademark Office

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

1. Name of conveying party(ies):  
Fluent Inc.

Individual(s)                       Association  
 General Partnership               Limited Partnership  
 Corporation-State: New Hampshire  
 Other \_\_\_\_\_

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

2. Name and address of receiving party(ies)

Name: Fluent Inc.

Internal Address \_\_\_\_\_

Street Address 10 Cavendish Court

City: Lebanon State: NH ZIP: 03766

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: October 1 2002

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

A. Trademark Application No.(s)  
78/096461; 78/252419; 78/367613

B. Trademark Registration No.(s)  
1,715,242; 2,176,128; 2,214,548; 2,255,632; 2,269,853; 2,306,906; 2,488,254; 2,652,397; 2,696,647

Additional numbers attached?  Yes  No

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

Name: Thomas V. Smurzynski

Internal Address: Lahive & Cockfield, LLP

Street Address: 28 State Street

City: Boston State: MA ZIP: 02109

6. Total number of applications and registrations involved: 12

7. Total fee (37 CFR 3.41).....\$ 315.00


Enclosed  
 Authorized to be charged to deposit account

8. Deposit account number:  
12-0080

DO NOT USE THIS SPACE

9. Statement and signature  
*To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.*

Thomas V. Smurzynski  
Name of Person Signing

  
Signature

April 5, 2004  
Date

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

I hereby certify that this correspondence is being facsimile transmitted to the Patent and Trademark Office, facsimile no. (703) 306-5995, on the date shown below.

Dated: April 5, 2004

Signature:  (Thomas V. Smurzynski)

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# Delaware

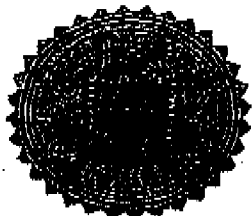
PAGE 1

*The First State*

I, HARRIET SMITH WINDSOR, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY THE ATTACHED IS A TRUE AND CORRECT COPY OF THE CERTIFICATE OF OWNERSHIP, WHICH MERGES:

"FLUENT INC.", A NEW HAMPSHIRE CORPORATION,  
WITH AND INTO "FLUENT HOLDINGS, INC." UNDER THE NAME OF "FLUENT INC.", A CORPORATION ORGANIZED AND EXISTING UNDER THE LAWS OF THE STATE OF DELAWARE, AS RECEIVED AND FILED IN THIS OFFICE THE THIRTY-FIRST DAY OF DECEMBER, A.D. 2002, AT 9 O'CLOCK A.M.

A FILED COPY OF THIS CERTIFICATE HAS BEEN FORWARDED TO THE NEW CASTLE COUNTY RECORDER OF DEEDS.



*Harriet Smith Windsor*  
Harriet Smith Windsor, Secretary of State

3166310 8100M

030021124

AUTHENTICATION: 2203309

DATE: 01-14-03

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STATE OF DELAWARE  
SECRETARY OF STATE  
DIVISION OF CORPORATIONS  
FILED 09:00 AM 12/31/2002  
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**STATE OF DELAWARE  
CERTIFICATE OF OWNERSHIP**

**SUBSIDIARY INTO PARENT  
Section 253**

**CERTIFICATE OF OWNERSHIP  
MERGING**

**FLUENT INC.**

**INTO**

**FLUENT HOLDINGS, INC.**

(Pursuant to Section 253 of the General Corporation Law of Delaware) Fluent Holdings, Inc., a corporation incorporated on the 27<sup>th</sup> day of January, 2000, pursuant to the provisions of the General Corporation Law of the State of Delaware;

**DOES HEREBY CERTIFY** that Fluent Holdings, Inc. owns 100% of the capital stock of Fluent Inc., a corporation incorporated on the 8<sup>th</sup> day of May, 2000, pursuant to the provisions of the State of New Hampshire, and that Fluent Holdings, Inc., by a resolution of its Board of Directors duly adopted at a meeting held on the 1<sup>st</sup> day of October, 2002, determined to and did merge into itself said Fluent Inc., which resolution is in the following words to wit:

**WHEREAS** Fluent Holdings, Inc. lawfully owns 100% of the outstanding stock of Fluent Inc. a corporation organized and existing under the laws of New Hampshire, and

**WHEREAS** Fluent Holdings, Inc. desires to merge into itself the said Fluent Inc., and to be possessed of all the estate, property, rights, privileges and franchises of said corporation.

**NOW, THEREFORE, BE IT RESOLVED**, that Fluent Holdings, Inc. merge into itself said Fluent Inc. and assumes all of its liabilities and obligations, and

**FURTHER RESOLVED**, that an authorized officer of Fluent Holdings, Inc. be and is hereby directed to make and execute a certificate of ownership setting forth a copy of the resolution to merge said Fluent Inc. and assume its liabilities and obligations, and the date of adoption thereof, and to file the same in the office of the Secretary of State of Delaware, and a certified copy thereof in the office of the Recorder of Deeds of Newcastle County; and

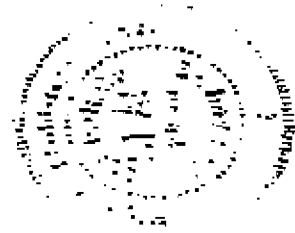
**FURTHER RESOLVED**, that the officers of Fluent Holdings, Inc. be and they hereby are authorized and directed to do all acts and things whatsoever, whether within or without the State of Delaware, which may be in any way necessary or proper to effect said merger.

® Management Transfer Corporate Certificate of Ownership - Section 253.doc

**FURTHER RESOLVED** that Fluor Holdings, Inc. relinquishes its corporate name and assumes in place thereof the name Fluor Inc.

**IN WITNESS WHEREOF**, said Fluor Holdings, Inc. has caused its corporate seal to be affixed and this certificate to be signed by John W. Mitchell, an authorized officer this 1<sup>st</sup> day of October, 2002.

By: *John W. Mitchell*  
Authorized Officer  
Name: John W. Mitchell  
Title: Vice President



RE:\Management\Fluor\Corporate\Certificate of Ownership - Section 243.doc

P. 08

Dec 31 2002 10:22

DAVID THERMAL TECH INC Fax: 1-503-224-6678

TRADEMARK

RECORDED: 04/05/2004

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