

HUMBERTO RUBIO & CIA.

ABOGADOS

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SUPERINTENDENCIA DE INDUSTRIA Y COMERCIO



No. 11-146187-00003-0000

Fecha: 2011-12-16 12:19:52 Dep. 2020 DIR.NUEVASCR
Tra. 11 PATENTEIYII Eve: 378 FASENACIONALI
Act. 444 RESPUESTAREQUE Follos: 14

Doctor

José Luis SALAZAR LOPEZ

**Jefe de la División de Nuevas Creaciones
Superintendencia de Industria y Comercio**

E. S. D.

Expediente No.
Patente de Invención:

11-146.187

**"CUELLO DE BOTELLA CON RELIEVE
INTERNO Y METODO DE FABRICACION"**

Solicitud Internacional No.:
Titular:

PCT/US2009/057272

**OWENS-BROCKWAY GLASS CONTAINER
INC.**

RESPUESTA A REQUERIMIENTO

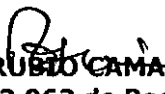
OFICIO No 18362 NOTIFICADO EL 25 DE NOVIEMBRE DE 2011

HUMBERTO RUBIO CAMACHO, mayor de edad, domiciliado en Bogotá, D.C., identificado con la cédula de ciudadanía número 17.192.062 de Bogotá, abogado en ejercicio, portador de la Tarjeta Profesional No. 50.007 expedida por el Consejo Superior de la Judicatura, actuando en carácter de **APODERADO** de la Sociedad **OWENS-BROCKWAY GLASS CONTAINER INC.**, domiciliada en One Michael Owens Way, Perrysburg Ohio 43551, Estados Unidos de America; encontrándome dentro del término legal para dar contestación al auto proferido por su Despacho mediante Oficio No. 18362 notificado por fijación en lista el 25 de Noviembre de 2011, me permito anexar:

- 1- Copia certificada del documento de cesión otorgado por los inventores, que reposa en la Oficina de Patentes y Marcas de los Estados Unidos, debidamente legalizado por el sistema de Apostille; traducido oficialmente del idioma Inglés al Español y reconocido por el Ministerio de Relaciones Exteriores en Colombia; por medio del cual se ceden todos los derechos poseídos sobre la presente invención a favor de mi representada la Sociedad **OWENS-BROCKWAY GLASS CONTAINER INC.**

Teniendo en cuenta que los documentos solicitados han sido aportados dentro del término legal, en forma respetuosa solicito continuar con el trámite correspondiente.

Atentamente,


HUMBERTO RUBIO CAMACHO
C.C. 17.192.062 de Bogotá
T.P. 50.007 Consejo Superior
de la Judicatura.
COD. 4134

APOSTILLE

(Convention de la Haye du 5 octobre 1961)

1. Country: United States of America

This public document

2. has been signed by CINDY A. HOFNER

3. acting in the capacity of Clerk of Court of Common Pleas

4. bears the seal/stamp of Court of Common Pleas, Wood County

CERTIFIED

5. at Columbus, Ohio

6. November 4, 2011

7. by the Secretary of State of Ohio.

8. No. A 20387

9. Seal/Stamp:

10. Signature:



A handwritten signature in black ink that reads "Jon Husted".

Jon Husted
Secretary of State of Ohio

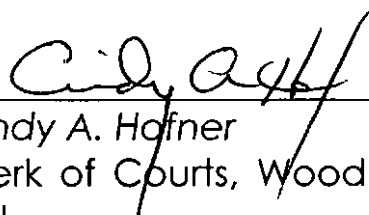
COURT OF COMMON PLEAS, WOOD COUNTY OHIO

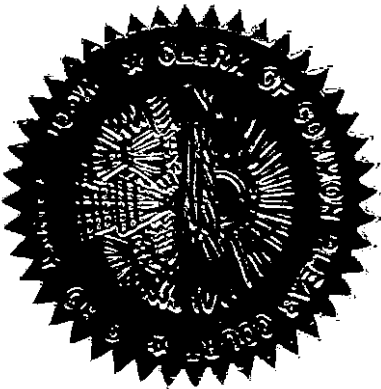
CERTIFICATE OFFICIAL CHARACTER

The State of Ohio, Wood County, ss:

I, the undersigned Clerk of the Court of Common Pleas, a Court of Law and Record of said County, do hereby certify that **AMY M. BELL** before whom the annexed instrument was taken and whose name is subscribed in the certificate of proof thereof, was, at the time of taking the same, a Notary Public in and for said County, duly sworn and acting as such, and authorized to take the same that he/she had authority to take the proofs and acknowledgments of deeds to be recorded in the State; that the impression of his/her official seal is not required by the laws of the State of Ohio to be filed in my office; and that his/her commission expires **05-12-2015**. And further that I am well acquainted with his/her handwriting, and verily believe the signature thereto to be his/her genuine signature; and further, that the annexed instrument is executed and acknowledged according to the laws of the State of Ohio.

In Testimony Whereof, I hereunto subscribe my name and affix the seal of said Court at Bowling Green, Ohio, this 25th day, of October, 2011


Cindy A. Hafner
Clerk of Courts, Wood County,
OH



COC

**CERTIFIED COPY
OF
ASSIGNMENTS**

I, Amy M. Bell, a Notary Public in and for the State of Ohio, U.S.A., hereby certify that the attached documents are true copies of the Assignments made of an improvement invention for a "Bottle Neck with Internal Embossments and Method Manufacture" by its inventors:

**Michael J. Lonsway
Bruce A. Becker
Vincent J. Bailey**

to Owens-Brockway Glass Container Inc., on April 16, 2009 the assignment was recorded in the United States Patent and Trademark Office on April 21, 2009 (as evidenced by the attached Notice of Recordation of Assignment Document), and that the aforesaid improvement invention is the subject of United States Patent Application Serial No. 12/427,169 filed April 21, 2009.

Dated: October 6, 2011

A handwritten signature in black ink, appearing to read "Amy M. Bell", written over a horizontal line.

**Amy M. Bell
Notary Public, State of Ohio
My Commission May 12, 2015**

ASSIGNMENT

WHEREAS, I, **Vincent J. Bailey**, of 150 Partridge Lane, Perrysburg, OH 43551, USA, together with Michael J. Lonsway and Bruce A. Becker have invented an improvement in a **"Bottle Neck with Internal Embossments and Method Manufacture"**.

14 WHEREAS, we, have executed an Application for United States Patent based thereon, on the day of April, 2009; and

WHEREAS, **Owens-Brockway Glass Container Inc.**, a corporation of Delaware, of One Michael Owens Way, Perrysburg, Ohio 43551-2999, U.S.A., is desirous of acquiring certain rights thereunder;

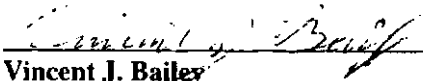
NOW, THEREFORE, for One Dollar (\$1.00) and other valuable considerations, receipt of all of which is hereby acknowledged, I have agreed to and do hereby sell, assign, and transfer unto said corporation my entire right, title, and interest in and throughout the United States of America (including its territories and dependencies) and all countries foreign thereto, in and to said invention, said application and any and all patents (including extensions thereof) of any country, which have been or may be granted on said invention or any part thereof, or on said application or any divisional, continuing, renewal, reissue, or other patent application, based in whole or in part thereon, or based upon said invention.

TO BE HELD AND ENJOYED by said corporation, its successors and assigns, to the full ends of the respective terms for which said patents or any of them have been or may be granted, as fully and entirely as the same would have been held and enjoyed by me had no sale and assignment of said interest been made;

AND I hereby covenant and agree for myself, my heirs, and my legal representatives, to assist my said assignee in the prosecution of said application and in any interference which may arise involving said invention, and, upon request, to execute without further consideration all necessary and desirable divisional, continuing, renewal, reissue, or other applications for patents in any country, that might be deemed necessary by said assignee fully to secure to said assignee its interest as aforesaid in and to said invention or any part thereof, and in and to said several patents or any of them. Further, I hereby authorize the above-mentioned assignee to insert in this instrument the identifying serial number and filing date of my said application when received.

AND I do hereby authorize and request the Commissioner of Patents of the United States of America to issue any and all United States patents which may be granted upon said United States applications or any of them, or upon said invention or any part thereof, to said corporation.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal this 14 day of April 2009.

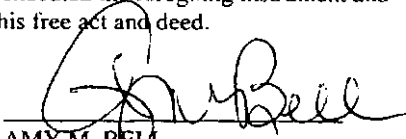


Vincent J. Bailey

STATE OF OHIO)
) ss:
COUNTY OF WOOD)

On this 14 day of April 2009, before me, a Notary Public, personally appeared the above-named **Vincent J. Bailey**, personally known to me and known by me to be the one who executed the foregoing instrument and subscribed the same in my presence, and acknowledged the same to be his free act and deed.

SEAL



AMY M. BELL
Notary Public, State of Ohio
My Commission Expires May 12, 2010

ASSIGNMENT

WHEREAS, I, **Michael J. Lonsway**, 2325 Gibley Park, Toledo, OH 43617, USA, together with Bruce A. Becker and Vincent J. Bailey have invented an improvement in a **"Bottle Neck with Internal Embossments and Method Manufacture"**.

14 WHEREAS, we, have executed an Application for United States Patent based thereon, on the day of April, 2009; and

WHEREAS, **Owens-Brockway Glass Container Inc.**, a corporation of Delaware, of One Michael Owens Way, Perrysburg, Ohio 43551-2999, U.S.A., is desirous of acquiring certain rights thereunder;

NOW, THEREFORE, for One Dollar (\$1.00) and other valuable considerations, receipt of all of which is hereby acknowledged, I have agreed to and do hereby sell, assign, and transfer unto said corporation my entire right, title, and interest in and throughout the United States of America (including its territories and dependencies) and all countries foreign thereto, in and to said invention, said application and any and all patents (including extensions thereof) of any country, which have been or may be granted on said invention or any part thereof, or on said application or any divisional, continuing, renewal, reissue, or other patent application, based in whole or in part thereon, or based upon said invention.

TO BE HELD AND ENJOYED by said corporation, its successors and assigns, to the full ends of the respective terms for which said patents or any of them have been or may be granted, as fully and entirely as the same would have been held and enjoyed by me had no sale and assignment of said interest been made;

AND I hereby covenant and agree for myself, my heirs, and my legal representatives, to assist my said assignee in the prosecution of said application and in any interference which may arise involving said invention, and, upon request, to execute without further consideration all necessary and desirable divisional, continuing, renewal, reissue, or other applications for patents in any country, that might be deemed necessary by said assignee fully to secure to said assignee its interest as aforesaid in and to said invention or any part thereof, and in and to said several patents or any of them. Further, I hereby authorize the above-mentioned assignee to insert in this instrument the identifying serial number and filing date of my said application when received.

AND I do hereby authorize and request the Commissioner of Patents of the United States of America to issue any and all United States patents which may be granted upon said United States applications or any of them, or upon said invention or any part thereof, to said corporation.

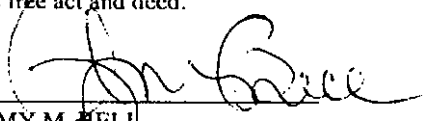
IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal this 14 day of April 2009.


Michael J. Lonsway

STATE OF OHIO)
) ss:
COUNTY OF WOOD)

On this 14 day of April 2009, before me, a Notary Public, personally appeared the above-named **Michael J. Lonsway**, personally known to me and known by me to be the one who executed the foregoing instrument and subscribed the same in my presence, and acknowledged the same to be his free act and deed.

SEAL


AMY M. BELL
Notary Public, State of Ohio
My Commission Expires May 12, 2010

ASSIGNMENT

WHEREAS, I, **Bruce A. Becker**, 25349 Fox Hunt Drive, Perrysburg, Ohio 43551, USA, together with Michael J. Lonsway and Vincent J. Bailey have invented an improvement in a **"Bottle Neck with Internal Embossments and Method Manufacture"**.

WHEREAS, we, have executed an Application for United States Patent based thereon, on the 16th day of April, 2009; and

WHEREAS, **Owens-Brockway Glass Container Inc.**, a corporation of Delaware, of One Michael Owens Way, Perrysburg, Ohio 43551-2999, U.S.A., is desirous of acquiring certain rights thereunder;

NOW, THEREFORE, for One Dollar (\$1.00) and other valuable considerations, receipt of all of which is hereby acknowledged, I have agreed to and do hereby sell, assign, and transfer unto said corporation my entire right, title, and interest in and throughout the United States of America (including its territories and dependencies) and all countries foreign thereto, in and to said invention, said application and any and all patents (including extensions thereof) of any country, which have been or may be granted on said invention or any part thereof, or on said application or any divisional, continuing, renewal, reissue, or other patent application, based in whole or in part thereon, or based upon said invention.

TO BE HELD AND ENJOYED by said corporation, its successors and assigns, to the full ends of the respective terms for which said patents or any of them have been or may be granted, as fully and entirely as the same would have been held and enjoyed by me had no sale and assignment of said interest been made;

AND I hereby covenant and agree for myself, my heirs, and my legal representatives, to assist my said assignee in the prosecution of said application and in any interference which may arise involving said invention, and, upon request, to execute without further consideration all necessary and desirable divisional, continuing, renewal, reissue, or other applications for patents in any country, that might be deemed necessary by said assignee fully to secure to said assignee its interest as aforesaid in and to said invention or any part thereof, and in and to said several patents or any of them. Further, I hereby authorize the above-mentioned assignee to insert in this instrument the identifying serial number and filing date of my said application when received.

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IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal this 16 day of April 2009.

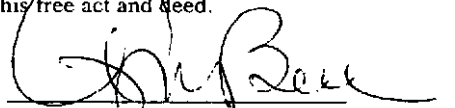


Bruce A. Becker

STATE OF OHIO)
) ss:
COUNTY OF WOOD)

On this 16th day of April 2009, before me, a Notary Public, personally appeared the above-named **Bruce A. Becker**, personally known to me and known by me to be the one who executed the foregoing instrument and subscribed the same in my presence, and acknowledged the same to be his free act and deed.

SEAL



AMY M. BELL
Notary Public, State of Ohio
My Commission Expires May 12, 2010

APOSTILLE

(Convenio de la Haya de Octubre de 1961)

1. País: Estados Unidos de América

Este documento Público

2. Firmado por: CINDY A. HOFNER

3. Actuando en calidad de: Funcionario de la Corte de Apelaciones

4. Lleva el sello de la Corte de Apelaciones, Condado de Wood a

CERTIFICA

5. En Columbus, Ohio

6. En Noviembre 4 de 2011

7. Por el Secretario de Estado de Ohio

8. No. A20387

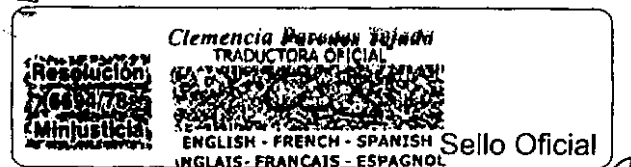
9. Sello

10. Firma:

Jon Husted

Secretario de Estado de Ohio

Clemencia Paredes
110581
CALLE 100 Nº 17 - 81 Local 103 - Pbx: 602 11 50
Calle 98 Nº 17 - 30 Local 104 Tel: 691 24 81
Carrera 13 Nº 26 - 81 Local 105 Tel: 696 08 62
Autopista Norte Nº 166 - 92 Segundo Piso
Email: clemenciaparedes@yahoo.com



TRIBUNAL DE PRIMERA INSTANCIA, CONDADO DE WOOD – OHIO

CARÁCTER OFICIAL DEL CERTIFICADO

El Estado de Ohio, Condado de Wood:

Yo, el secretario abajo firmante del Tribunal de Primera Instancia, un tribunal de ley y registro de dicho condado, certifico por medio del presente que Amy M Bell ante quien el instrumento anexo se tomó y cuyo nombre aparece suscrito en el certificado de prueba del mismo, era, en el momento de la toma de dicho, una Notario Publica en y para dicho condado, debidamente juramentada y en actuación como tal, y se encontraba autorizada para tomar al igual que tenía la autoridad de tomar pruebas y reconocimientos de escrituras para registrarlas en el estado; que ninguna ley del estado de Ohio requiere que la impresión de su sello oficial este radicada en mi oficina; y que su comisión vence el 05/12/2015. Y también certifico que estoy bien familiarizado con su escritura y que considero que la firma en dicho instrumento es su firma original; y además, que el instrumento anexo se ejecutó y reconoció de acuerdo con las leyes del Estado de Ohio.

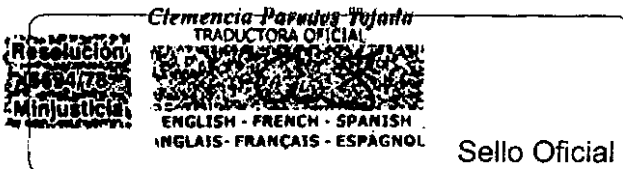
En testimonio de lo cual, suscribo mi nombre y estampo el sello de dicho Tribunal en Bowling Green, Ohio, este día 25 de Octubre de 2011.

Cindy A. Hofner – Firmado

Secretaria de Tribunales, Condado de Wood

OH

Calle 100 Nº 17 - 61 Local 103 - Pbx: 602 11 50
Calle 98 Nº 17 - 30 Local 104 Tel: 691 24 81
Carrera 13 Nº 26 - 81 Local 105 Tel: 696 08 62
Autopista Norte Nº 166 - 92 Segundo Piso
Email: clemenciaparedes@yahoo.com



Documento: 19043

Copia certificada de cesión de derechos

La suscrita, Amy M. Bell, notario público del estado de Ohio, USA, certifica que los documentos adjuntos son fiel copia de la cesión de un invento de "cuello de botella con relieve interno y método de fabricación" realizado por sus inventores:

Michael J. Lonsway

Bruce A. Becker

Vincent J. Bailey

a Owens-Brockway Glass Container Inc., en Abril 16 de 2009. El documento de cesión fue registrado en la oficina de Patentes y Marcas de los Estados Unidos, en Abril 21 de 2009 (tal como se muestra en la notificación de cesión anexa) y que el anterior invento es objeto de la Solicitud de Patente a los Estados Unidos, serial número 12/427, 169 presentada el 21 de Abril de 2009.

Fechado: Octubre 6 de 2011

Firmado por Amy M. Bell,

Notario público del estado de Ohio

Encargado hasta Mayo 12 de 2015

Calle 100 Nº 17 - 61 Local 103 - Pbx: 602 11 50
Calle 98 Nº 17 - 30 Local 104 Tel: 691 24 81
Carrera 13 Nº 26 - 81 Local 105 Tel: 696 08 62
Autopista Norte Nº 166 - 92 Segundo Piso
Email: clemenciaparedes@yahoo.com

Resolución
Agencia
Ministerio
de Justicia

Clemencia Paredes Tujada
TRADUCTORA OFICIAL
DE PATENTES Y MARCAS
REGISTRADAS
EN LOS ESTADOS UNIDOS
ENGLISH - FRENCH - SPANISH
ANGLAIS - FRANÇAIS - ESPAGNOL

Sello Oficial

10

Sello Oficial

ejecutar sin más consideraciones, toda división, continuación, renovación, reutilización u otra solicitud de patente que se requiera en otro país y que considere necesaria la empresa, con el fin de asegurarle sus intereses y derechos sobre dicho invento o sobre una o varias de sus patentes. Adicionalmente, autorizo a la empresa a la cual cedo los derechos para incluir en este documento el número serial y la fecha de presentación de dicha solicitud cuando la reciba.

Autorizo y solicito al Comisionado de Patentes de los Estados Unidos de América para expedir en todos los Estados Unidos, cualquier patente que fuere solicitada por dicha empresa para dicho invento o para una de sus partes.

Por lo tanto firmo y sello este documento, hoy 16 de Abril de 2009

Firmado por Vincent J. Balley

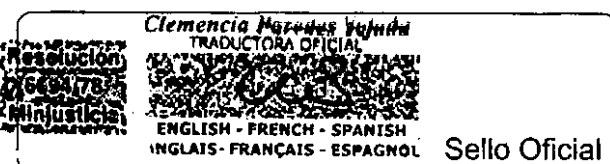
ESTADO DE OHIO

CONDADO DE WOOD

Hoy 16 de Abril de 2009, compareció personalmente ante mí Vincent J. Balley, y certifico que él es quien ejecutó y suscribió el anterior documento en mi presencia reconociendo que este es un acto libre y voluntario.

Firmado y sellado por Amy M. Bell, Notario público, Estado de Ohio, nombrado hasta Mayo 12 de 2010

Calle 100 Nº 17 - 61 Local 103 - Pbx: 602 11 50
Calle 98 Nº 17 - 30 Local 104 Tel: 691 24 81
Carrera 13 Nº 26 - 81 Local 105 Tel: 696 08 62
Autopista Norte Nº 166 - 92 Segundo Piso
Email: clemenciaparedes@yahoo.com



CESION

Considerando, que yo, Michael J. Lonsway, 2325 Gibley Park, Toledo, OH 43617, junto con Bruce A. Becker y Vincent J. Bailey hemos inventado un "Cuello de botella con relieve interno y su método de fabricación"

Como testimonio firmo y sello este documento, hoy 14 de Abril de 2009

Firmado por Michael J. Lonsway

ESTADO DE OHIO

CONDADO DE WOOD

Hoy 14 de Abril de 2009, compareció personalmente ante mí, el mencionado Michael J. Lonsway, quien ejecutó y suscribió el anterior documento en mi presencia reconociendo que este es un acto suyo libre y voluntario.

Firmado y sellado por

Amy M. Bell,

Notario público, Estado de Ohio,

nombrado hasta Mayo 12 de 2010

Calle 100 Nº 17 - 61 Local 103 - Pbx: 602 11 50
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CESION

Considerando, que yo, Bruce A. Becker, 25349 Fox Hunt Druve, Perrysburg, Ohio 43551, USA, junto con Michael J. Lonsway y Vicent J. Bailey hemos inventado un "Cuello de botella con relieve interno y su método de fabricación"

Como testimonio firmo y sello este documento, hoy 16 de Abril de 2009

Firmado por Bruce A. Becker

ESTADO DE OHIO

CONDADO DE WOOD

Hoy 16 de Abril de 2009, compareció personalmente ante mí, el mencionado Bruce A. Becker, quien ejecutó y suscribió el anterior documento en mi presencia reconociendo que este es un acto suyo libre y voluntario.

Firmado y sellado por

Amy M. Bell,

Notario público, Estado de Ohio,

nombrado hasta Mayo 12 de 2010

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