



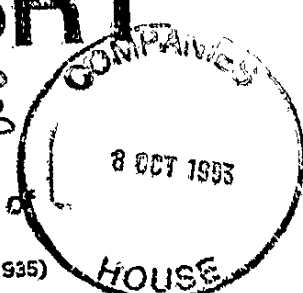
COMPANIES HOUSE  
13 OCT 1993  
FINANCE

BR1

NW8

047033

£50



This form should be completed in black.

Return delivered for registration of a branch of  
an overseas company  
(Pursuant to Schedule 21A, paragraph 1 of the Companies Act 1985)

(See note 5) Corporate name  
(name in parent state)  
Business name  
(if different to corporate name)  
Country of incorporation  
Identity of register  
(if applicable)  
Legal form  
(See note 3)

For office use only: CN	FC 17575	BN	BR 1773
Construction & Mining Equipment Services International, L.L.C.			
same as above			
United States of America - Delaware			
Secretary of State of Delaware			
and registration no. N/A			
Limited Liability Company			

1 See note 2

## PART A - COMPANY DETAILS<sup>1</sup>

\* State whether the company is  
a credit or financial institution

\* Is the company subject to Section 699A of the Companies Act 1985?  
YES ☐ NO ☒

(1) These boxes need not be completed by companies formed in EC member states

Governing law  
(See note 4)

Laws of the State of Delaware, U.S.A.

Accounting  
requirements

Period for which the company is required to prepare accounts by  
parent law. from N/A to N/A

Period allowed for the preparation and public disclosure of accounts  
for the above period N/A months

(2) This box need NOT be completed by companies from EC member states, OR where the constitutional documents of the company already show this information.

Address of principal place of  
business in home country

Objects of company

Issued share capital

200 TRI-STATE INTERNATIONAL  
LINCOLNSHIRE, ILLINOIS 60069-1422, U.S.A.  
Manufacture and sale of construction equipment  
US\$10,000.00 Currency Dollars (U.S.)

Company Secretary(ies)

(See note 10)

Name

\* Voluntary details

Address

Usual residential address must be  
given. In the case of a corporation,  
give the registered or principal  
office address.

\*Style/Title N/A  
Forenames  
Surname  
\*Honours etc.  
Previous Forenames  
Previous surname  
Post town  
County/Region  
Postcode Country

Company Secretary(ies)

(See note 10)

Name

\* Voluntary details

Address

Usual residential address must be  
given. In the case of a corporation,  
give the registered or principal  
office address.

( You may photocopy this page )

\*Style/Title  
Forenames  
Surname  
\*Honours etc.  
Previous Forenames  
Previous surname  
Post town  
County/Region  
Postcode Country

**Directors**

(See notes 10)

**Name**

\* Voluntary details

**Address**

Usual residential address must be given. In the case of a corporation, give the registered or principal office address.

**SCOPE OF AUTHORITY**

Give brief particulars of the extent of the powers exercised. (e.g. whether they are limited to powers expressly conferred by the instrument of appointment; or whether they are subject to express limitations.) Where the powers are exercised jointly give the name(s) of the person(s) concerned. You may cross refer to the details of person(s) disclosed elsewhere on the form.

# Mark box(es) as applicable

(You may photocopy this page as required)

\*Style/Title ManagerForenames Arlie GeneSurname Tucker

\*Honours etc. \_\_\_\_\_

Previous Forenames N/APrevious surname N/A1131 Crest RoadPost town Green OaksCounty/Region IllinoisPostcode 60018Country U.S.A.

Date of Birth

1	5	0	9	3	9
---	---	---	---	---	---

Nationality U.S.Business Occupation ExecutiveOther Directorships None

The extent of the authority to represent the company is :- (give details)

Full authority to represent the company in dealings with

third parties and in legal proceedings, acting indepen-dently and without express limitations, except that theapproval of members holding at least two-thirds interestsin the company's capital is required to dispose of all orsubstantially all of the company's assets.

These powers :-

# ☒ May be exercised alone

# OR

# ☐ Must be exercised with :-

(Give name(s) of co-authorised person(s))

## Directors

(See notes 10)

Name

\* Voluntary details

Address

Usual residential address must be given. In the case of a corporation, give the registered or principal office address.

### SCOPE OF AUTHORITY

Give brief particulars of the extent of the powers exercised. (e.g. whether they are limited to powers expressly conferred by the instrument of appointment; or whether they are subject to express limitations.) Where the powers are exercised jointly give the name(s) of the person(s) concerned. You may cross refer to the details of person(s) disclosed elsewhere in the form.

# Mark box(es) as applicable

(You may photocopy this page as required)

\*Style/Title Manager

Forenames Masahiro

Surname Sakane

\*Honours etc. \_\_\_\_\_

Previous Forenames N/A

Previous surname N/A

3013 Hill Street

Post town Wilmette

County/Region Illinois

Postcode 60091

Country U.S.A.

Date of Birth

0	7	0	1	4	1
---	---	---	---	---	---

Nationality Japanese

Business Occupation Executive

Other Directorships None

The extent of the authority to represent the company is :- (give details)

Full authority to represent the company in dealings with

third parties and in legal proceedings, acting indepen-

dently and without express limitations, except that the

approval of members holding at least two-thirds interests

in the company's capital is required to dispose of all or

substantially all of the company's assets.

These powers :-

#

☒

May be exercised alone

OR

#

☐

Must be exercised with :-

(Give name(s) of co-authorised person(s))

**Directors**  
(See notes 10)

Name

\* Voluntary details

Address

Usual residential address must be given. In the case of a corporation, give the registered or principal office address.

**SCOPE OF AUTHORITY**

Give brief particulars of the extent of the powers exercised. (e.g. whether they are limited to powers expressly conferred by the instrument of appointment; or whether they are subject to express limitations.) Where the powers are exercised jointly give the name(s) of the person(s) concerned. You may cross refer to the details of person(s) disclosed elsewhere in the form.

# Mark box(es) as applicable

(You may photocopy this page as required)

\* Style/Title Manager

Forenames Robert James

Surname Benson

\* Honours etc. \_\_\_\_\_

Previous Forenames N/A

Previous surname N/A

17546 West Stillwater Court

Post town Gurnee

County/Region Illinois

Postcode 60031

Country U.S.A.

Date of Birth

0 1 0 3 4 17

Nationality U.S.

Business Occupation Executive

Other Directorships None

The extent of the authority to represent the company is :- (give details)

Full authority to represent the company in dealings with

third parties and in legal proceedings, acting indepen-

dently and without express limitations, except that the

approval of members holding at least two-thirds interests

in the company's capital is required to dispose of all or

substantially all of the company's assets.

These powers :-

# ☒ May be exercised alone

# OR

# ☐ Must be exercised with :-  
(Give name(s) of co-authorised person(s))

## Directors

(See notes 10)

Name

\* Voluntary details

Address

Usual residential address must be given. In the case of a corporation, give the registered or principal office address.

### SCOPE OF AUTHORITY

Give brief particulars of the extent of the powers exercised. (e.g. whether they are limited to powers expressly conferred by the instrument of appointment; or whether they are subject to express limitations.) Where the powers are exercised jointly give the name(s) of the person(s) concerned. You may cross refer to the details of person(s) disclosed elsewhere in the form.

# Mark box(es) as applicable

(You may photocopy this page as required)

\*Style/Title Manager

Forenames Edison Robert

Surname McCord

\*Honours etc. \_\_\_\_\_

Previous Forenames N/A

Previous surname N/A

255 Hawthorn Road

Post town Libertyville

County/Region Illinois

Postcode 60048

Country U.S.A.

Date of Birth

2	8	1	1	4	9
---	---	---	---	---	---

Nationality U.S.

Business Occupation Executive

Other Directorships None

The extent of the authority to represent the company is :- (give details)

Full authority to represent the company in dealings with

third parties and in legal proceedings, acting indepen-

dently and without express limitations, except that the

approval of members holding at least two-thirds interests

in the company's capital is required to dispose of all or

substantially all of the company's assets.

These powers :-

# ☒ May be exercised alone

# ☐ OR  
Must be exercised with :-

(Give name(s) of co-authorised person(s))

## Directors

(See notes 10)

Name

• Voluntary details

Address

Usual residential address must be given. In the case of a corporation, give the registered or principal office address.

### SCOPE OF AUTHORITY

Give brief particulars of the extent of the powers exercised. (e.g. whether they are limited to powers expressly conferred by the instrument of appointment; or whether they are subject to express limitations.) Where the powers are exercised jointly give the name(s) of the person(s) concerned. You may cross refer to the details of person(s) disclosed elsewhere in the form.

# Mark box(es) as applicable

(You may photocopy this page as required)

\*Style/Title Manager

Forenames David Donald

Surname Nardo

\*Honours etc. \_\_\_\_\_

Previous Forenames N/A

Previous surname N/A

936 Quaker Hill Lane

Post town Libertyville

County/Region Illinois

Postcode 60048

Country U.S.A.

Date of Birth

1, 1, 1, 0, 4, 2

Nationality U.S.

Business Occupation Executive

Other Directorships None

The extent of the authority to represent the company is :- (give details)

Full authority to represent the company in dealings with

third parties and in legal proceedings, acting indepen-

dently and without express limitations, except that the

approval of members holding at least two-thirds interests

in the company's capital is required to dispose of all or

substantially all of the company's assets.

These powers :-

# ☒ May be exercised alone

# OR

# ☐ Must be exercised with :-

(Give name(s) of co-authorised person(s))

**Constitution of company**

(See notes 1 to 5)

#Mark box(es)  
as applicable

(See notes 5)

\* Delete as applicable

AND/OR

A certified copy of the constitutional documents and latest accounts of the company, together with a certified translation of them if they are not in the English language, must accompany this form.

# ☒ A certified copy of the instrument constituting or defining the constitution of the company  
AND ☐ \* A certified translation  
Certificate of Formation and Operating Agreement attached as Exhibit A  
\*is/are delivered for registration

# ☐ A copy of the latest accounts of the company  
AND ☐ A certified translation The company's first fiscal year ends September 30, 1993  
\*is/are delivered for registration

AND/OR

The company may rely on constitutional and accounting documents previously filed in respect of another branch registered in the United Kingdom.

# ☐ The Constitutional documents (\*and certified translations)  
AND/OR ☐ The latest accounts (\*and certified translations)  
of the company were previously delivered on the registration of the branch of the company at :-  
Cardiff ☐ Edinburgh ☐ Belfast ☐  
Registration no.

AND/OR

The company may also rely on particulars about the company previously filed in respect of another branch in that part of Great Britain, provided that any alterations have been notified to the Registrar.

☐ the particulars about the company were previously delivered in respect of a branch of the company registered at THIS registry.

Registration no.

AND/OR

The company may also rely on constitutional documents and particulars about the company officers previously filed in respect of a former Place of Business of that company, provided that any alterations have been notified to the Registrar.

☐ The Constitutional documents (\*and certified translation)  
AND/OR ☐ Particulars of the current directors and secretary(s)

were previously delivered in respect of a place of business of the company registered at THIS registry.

Registration no.

NOTE :- In all cases, the registration number of the branch or place of business relied upon must be given.



## PART B - BRANCH DETAILS

Persons authorised to represent the company or accept service of process.

Give details of all persons who are authorised to represent the company as permanent representatives of the company in respect of the business of the branch. Give details also of all persons resident in Great Britain, who are authorised to accept service of process on the company's behalf.

\* Delete as appropriate

### SCOPE OF AUTHORITY

(This part does not apply to a person only authorised to accept service on behalf of the company)

Give brief particulars of the extent of the powers exercised. (e.g. whether they are limited to powers expressly conferred by the instrument of appointment; or whether they are subject to express limitations.) Where the powers are exercised, jointly give the name(s) of the person(s) concerned. You may cross refer to the details of person(s) disclosed elsewhere on the form.

# Mark box(es) as appropriate

\*Style/Title N/A

Forenames Anthony Charles Eric

Surname Walsh

Address 112/123 Upper Richmond Road

Post town Putney

County/Region London

Postcode SW15 2TL

Is # ☒ Authorised to accept service of process on the company's behalf

\*AND/OR

Is # ☒ Authorised to represent the company in relation to that business

The extent of the authority to represent the company is :- (give details)

To manage the daily and ordinary business of the branch including dealing with and fulfilling all formalities required by any authorities, hiring and discharging branch employees.

These powers :-

# ☒ May be exercised alone

OR

# ☐ Must be exercised with :-

(Give name(s) of co-authorised person(s))

**Persons authorised to represent the company or accept service of process.**

Give details of all persons who are authorised to represent the company as permanent representatives of the company in respect of the business of the branch. Give details also of all persons resident in Great Britain, who are authorised to accept service or process on the company's behalf.

\* Delete as appropriate

**SCOPE OF AUTHORITY**

(This part does not apply to a person only authorised to accept service on behalf of the company)

Give brief particulars of the extent of the powers exercised. (e.g. whether they are limited to powers expressly conferred by the instrument of appointment; or whether they are subject to express limitations.) Where the powers are exercised, jointly give the name(s) of the person(s) concerned. You may cross refer to the details of person(s) disclosed elsewhere on the form.

# Mark box(es) as appropriate

(You may photocopy this page as required)

*Style/Title _____	
Forenames _____	
Surname _____	
Address _____	
Post town _____	
County/Region _____	Postcode _____
Is # <input type="checkbox"/>	Authorised to accept service of process on the company's behalf
*AND/OR	
Is # <input type="checkbox"/>	Authorised to represent the company in relation to that business
The extent of the authority to represent the company is :- (give details)	
_____	
_____	
_____	
_____	
_____	
These powers :-	
# <input type="checkbox"/>	May be exercised alone
OR	
# <input type="checkbox"/>	Must be exercised with :-
(Give name(s) of co-authorised person(s))	
_____	
_____	
_____	
_____	

Address of branch

(See note 11)

Address <u>112/123 Upper Richmond Road</u>	
Post town <u>Putney</u>	
County\Region <u>London</u>	Postcode <u>SW15 2TL</u>

Branch Details

(See note 12)

Date branch opened	<u>1, 2, 0, 4, 9, 3</u>
Business carried on at branch <u>Assisting in the sale of</u> <u>construction equipment and related marketing activities</u>	

SIGNATURE

Signed	<u><i>David P. H. [Signature]</i></u>
	Manager (* Director / Secretary / Permanent representative )
Date	<u>23/9/93</u>
This form contains ..... continuation sheets.	

To whom should Companies House direct any enquiries about the information on this form?

Name <u>Michael T. Singer, Esq</u>	
Address <u>Komatsu Dresser Company</u> <u>200 Tri-State International</u> <u>Lincolnshire, Illinois</u> Postcode <u>60069-1422</u>	
Telephone <u>(708) 831-6736</u>	Extension <u>          </u>

When completed, this form together with any enclosures should be delivered to the Registrar of Companies at  
for branches established in England and Wales                      for branches established in Scotland

Companies House  
Crown Way  
Cardiff  
CF4 3UZ

Companies House  
100 - 102 George Street  
Edinburgh  
EN2 3DJ

*State of Delaware*  
*Office of the Secretary of State*

---

I, WILLIAM T. QUILLEN, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY THE ATTACHED IS A TRUE AND CORRECT COPY OF THE CERTIFICATE OF FORMATION OF "CONSTRUCTION & MINING EQUIPMENT SERVICES INTERNATIONAL, L.L.C." FILED IN THIS OFFICE ON THE TWELFTH DAY OF APRIL, A.D. 1993, AT 10 O'CLOCK A.M.

\* \* \* \* \*



*William T. Quillen*

William T. Quillen, Secretary of State

AUTHENTICATION: \*4056397

DATE: 09/15/1993

723258057

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**CERTIFICATE OF FORMATION  
OF**

**CONSTRUCTION & MINING EQUIPMENT SERVICES INTERNATIONAL, L.L.C.**

KNOW ALL MEN BY THESE PRESENTS: that the undersigned, desiring to form a limited liability company under the laws of the State of Delaware, does hereby sign and deliver to the Secretary of State of the State of Delaware this Certificate of Formation.

**ARTICLE I**

**NAME**

The name of the limited liability company shall be Construction & Mining Equipment Services International, L.L.C. (the "Company").

**ARTICLE II**

**PERIOD OF DURATION .**

The Company shall exist for a period of ninety-nine (99) years from and after the date the Delaware Secretary of State files this Certificate of Formation, unless earlier dissolved according to law.

**ARTICLE III**

**REGISTERED OFFICE AND AGENT**

The address of the registered office of the Company in the State of Delaware is 1209 Orange Street, in the City of Wilmington, County of New Castle. The name of its registered agent at such address is The Corporation Trust Company.

ARTICLE IV

LIMITED LIABILITY COMPANY AGREEMENT

The regulation of the internal affairs of the Company is more particularly set forth in the Limited Liability Company Agreement.

IN WITNESS WHEREOF, the undersigned has executed this Certificate of Formation of Construction & Mining Equipment Services International, L.L.C. this

8th day of April, 1993.

Signature: David D. Nardo

Name: David D. Nardo

Title: Vice President  
Authorized Person

FILE COPY



**CERTIFICATE OF REGISTRATION  
OF AN OVERSEA COMPANY**

(Establishment of a branch)

Company No. FC017575

Branch No. BR001773

The Registrar of Companies for England and Wales hereby certifies that  
CONSTRUCTION & MINING EQUIPMENT SERVICES INTERNATIONAL,  
L.L.C.

has this day been registered under Schedule 21A to the Companies  
Act 1985 as having established a branch in England and Wales

Given at Companies House, Cardiff, the 18th October 1993

*H. G. Pell*

For The Registrar Of Companies



COMPANIES HOUSE