

09-17-1998

COVER SHEET
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09/10/98

To the Honorable Commiss



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the attached original documents or copy thereof.
, and address of receiving party(ies):

Name of conveying party(ies):

Name: Peter Pan Industries, Inc.

PI, Ltd.

Street Address: 88 Saint Francis Street

City: Newark State: New Jersey Zip: 67105

- Individual(s)
- General Partnership
- Corporation-New Mexico
- Other
- Association
- Limited Partnership

- Individual(s) citizenship
- Association
- General Partnership
- Limited Partnership
- Corporation-New Jersey
- Other

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

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
- Security Agreement
- Other
- Merger
- Change of Name

Execution Date: June 18, 1998

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

A. Trademark Application No.(s)

75/077,402 - THE METHOD (stylized)

Additional numbers attached? Yes No

EXPRESS MAIL CERTIFICATE

Date: 9/10/98
I hereby certify that on the date indicated above I deposited this paper or fee with the U.S. Postal Service & that it was addressed for delivery to the Commissioner of Patents & Trademarks, Washington, DC 20231 by *Express Mail Post Office to Addresser's Office.

B. Trademark Registration No(s)
DB Peck

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

Name: Darby & Darby P.C.

Street Address: 805 Third Avenue, 27th Floor

City: New York State: New York Zip: 10022-7513

6. Total number of applications and registrations involved:

1

7. Total fee (37 CFR 3.41):.....\$40.00

- Enclosed
- Authorized to be charged to deposit account

8. Deposit account number:

04-0100

(Attach duplicate copy of this page if paying by deposit account)

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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.

Robert S. Weisbein
Name of Person Signing

September 10, 1998
Date

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

3

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

C.C. Bush
"safe files"

ASSIGNMENT

WHEREAS, PI, Ltd., a New Mexico corporation, having its principal offices at 1807 2nd St., No. 47, Santa Fe, New Mexico 87501, has adopted, used, is using and is the owner of trademark THE METHOD.

WHEREAS, PI LTD. and its predecessor in interest have used THE METHOD in commerce in association with:

1. Prerecorded video tapes featuring physical fitness and exercise instruction since, approximately, September 1995;
2. Newsletters, and brochures, all featuring physical fitness and exercise instructions since, approximately, March, 1998;
3. Certification of physical fitness and exercise instructors, since, approximately, September, 1995; and
4. Physical fitness and exercise instruction since June, 1998.

WHEREAS, PI is the owner of the New Mexico state registration for THE METHOD, File No. TN 96012501.

WHEREAS, PI, LTD. has filed and is the owner of U.S. trademark application No. 75/077,402 for THE METHOD, for which it has received a Notice of Allowance dated May 26, 1998 (copy attached).

WHEREAS, PI, Ltd. has filed a Statement of Use Under 37 C.F.R. § 2.88 (copy attached).

WHEREAS, PETER PAN INDUSTRIES, INC., a New Jersey corporation, having its principal offices at 88 Saint Francis St., Newark, New Jersey 67105, is desirous of acquiring PI, LTD.'S state registration, common law rights, application No. 75/077,402 and the registration which is expected to be granted based on the pending application.

NOW, THEREFORE, in consideration of the sum of One Dollar (\$1.00) and other good and valuable consideration, the receipt of which is hereby acknowledged, PI, LTD. hereby assigns to PETER PAN INDUSTRIES, INC. all right, title and interest in File No. TN 96012501, application No. 75/077,402 and the common law rights to THE METHOD, all together with the goodwill of the business symbolized by such trademark.

