

10-02-1998

Attorney's Docket No. 18491.87146



100842699

FORM COVER SHEET
MARKS ONLY

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

DEPARTMENT OF COMMERCE
Patent and Trademark Office



To the Honorable Commissioner of Patents and Tradem:

original documents or copy thereof.

09-23-1998

U.S. Patent & TMO/TM Mail Rcpt Dt. #67

1. Name of conveying party(ies):

KDAM Properties, Inc.

- individual(s) Association
- General Partnership Limited Partnership
- Corporation-State Delaware
- Other _____

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

3. Nature of conveyance:

- Assignment Merger
- Security Agreement Change of Name
- Other _____

Execution Date: September 14, 1998

Name: Bacco Bucci Holdings, L.L.C.
5362 Production Drive
Huntington Beach, California 92640

- Individual(s) citizenship _____
- Association _____
- General Partnership _____
- Limited Partnership _____
- Corporation-State _____
- Other California Limited Liability Company

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

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

A. Trademark Application No.(s)

75/438,404 75/318,561
75/413,646 75/308,326
75/413,645

B. Trademark Registration No.(s)

2,056,554 2,005,028
1,533,229

Additional numbers attached? Yes No

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

Name: Jenifer Paine, Esq.
Address: Paul Hastings Janofsky & Walker
399 Park Avenue, 31st Fl.
New York, NY 10022

6. Total number of applications and registrations involved:..... [8]

7. Total fee (37 CFR 3.41)..... \$ 215.00

- Enclosed
- Authorized to be charged to deposit account

The Commissioner is authorized to charge:

8. Deposit Account No:

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.

Jenifer Paine
Name of Person Signing

9/22/98
Date

Total number of pages including cover sheet, attachments, and document: [3]

Mail documents to be recorded with required cover sheet information to:

Assistant Commissioner for Trademarks, Box Assignments
2900 Crystal Drive
Arlington, VA 22202-3513

10/01/1998 TTON11 00000434 2056554

01 FC:481 40.00 DP
02 FC:482 175.00 DP

NY-215612.1

TRADEMARK
REEL: 1794 FRAME: 0539

ASSIGNMENT AGREEMENT

This Assignment Agreement is made as of this 14th day of September, 1998, by and between **KDAM PROPERTIES, INC.**, a Delaware corporation ("Assignor"), and **RACCO BUCCI HOLDINGS, LLC**, a California limited liability company ("Assignee").

WHEREAS, Assignor has adopted the marks (the "Marks"), and secured and/or applied for the trademark registrations and/or applications, set forth on Schedule I hereto;

WHEREAS, Assignor desires to assign the Marks and the related trademark registrations and/or applications to Assignee;

NOW, THEREFORE, for good and valuable considerations, the receipt and sufficiency of which are hereby acknowledged, Assignor does hereby assign unto Assignee all its right, title and interest in and to the Marks and the registrations and/or applications therefor.

THE MARKS AND THE REGISTRATIONS AND/OR APPLICATIONS THEREFOR ARE BEING TRANSFERRED TO ASSIGNEE "AS IS" AND "WHERE IS", AND WITHOUT ANY REPRESENTATION OR WARRANTY OF ASSIGNOR, EXPRESS OR IMPLIED, OF ANY KIND, ARISING BY LAW OR OTHERWISE, EXCEPT THAT ASSIGNOR HAS SUCH TITLE TO THE MARKS AND THE REGISTRATIONS AND/OR APPLICATIONS THEREFOR AS WAS TRANSFERRED TO KDM, LLC FROM CABLE & CO. WORLDWIDE, INC. IN THE FORECLOSURE SALE HELD ON SEPTEMBER 3, 1998, FREE AND CLEAR OF ANY CLAIMS, LIENS OR ENCUMBRANCES CREATED BY OR THROUGH ASSIGNOR OR KDM, LLC.

This Assignment Agreement may be executed in one or more counterparts, each of which will be deemed to be an original copy of this Assignment Agreement and all of which, when taken together, will be deemed to constitute one and the same agreement.

Signed as a sealed instrument.

KDAM PROPERTIES, INC.

By: [Signature]
Name: KURT ROSSER
Title: VICE PRESIDENT
Date: September 14, 1998

RACCO BUCCI HOLDINGS, LLC

By: [Signature]
Name: DAVID LUG D. STASCHER
Title: MEMBER
Date: September 21, 1998

SCHEDULE I
to
ASSIGNMENT AGREEMENT

1. United States Registration No. 2,056,554 for BACCO BUCCI (device).
2. United States Registration No. 1,533,229 for CABLE & CO. (device).
3. United States Serial No. 75/438404 for X BACCO.
4. United States Serial No. 75/413,646 for COMFORTARE
5. United States Serial No. 75/413,645 for X.A.C.T.
6. United States Serial No. 75/318,561 for ALBERTO SALVUCCI MC ITALY (design)
7. United States Serial No. 75/308,326 for ALBERTO SALVUCCI (design)
8. United States Registration No. 2,005,028 for THE ART OF MOVEMENT