

10-07-1998



RECORD

100845192

Our Ref.: 42648-0056,0059,0061,0138

TRADEMARKS ONLY

TO: The Commissioner of Patents and Trademarks: Please record the attached original document(s) or copy(ies).

Submission Type

New  
 Resubmission (Non-Recordation)  
Document ID # \_\_\_\_\_  
 Correction of PTO Error  
Reel # \_\_\_\_\_ Frame # \_\_\_\_\_  
 Corrective Document  
Reel # \_\_\_\_\_ Frame # \_\_\_\_\_

Conveyance Type

9-29-98  
 Assignment  License  
 Security Agreement  Nunc Pro Tunc Assignment  
 Merger  
 Change of Name  
Effective Date  
Month Day Year  
February 28, 1998  
 Other \_\_\_\_\_

Conveying Party

\_\_\_\_ Mark if additional names of conveying parties attached

Name Name Rite, Inc.

Execution Date  
Month Day Year  
February 25, 1998

Formerly \_\_\_\_\_

Individual  General Partnership  Limited Partnership  Corporation  Association  
 Other  
 Citizenship/State of Incorporation/Organization Delaware

Receiving Party

\_\_\_\_ Mark if additional names of receiving parties attached

Name Name Rite Merger Company, L.L.C.

DBA/AKA/TA \_\_\_\_\_

Composed of \_\_\_\_\_

Address (line 1) 31797 Highway 79 South

Address (line 2) Temecula, California 92592

Address (line 3) \_\_\_\_\_

Individual  General Partnership  Limited Partnership  Corporation  Association  
 Other Limited Liability Company  
If document to be recorded is an assignment and the receiving party is not domiciled in the United States, an appointment of a domestic representative should be attached. (Designation must be a separate document from Assignment.)

Citizenship/State of Incorporation/Organization Delaware

11/02/1998 DNGUYEN 00000198 875221

FOR OFFICE USE ONLY

FC:481 40.00 OP  
FC:482 50.00 OP

Mail documents to be recorded with required cover sheet(s) information to:  
Commissioner of Patents and Trademarks, Box Assignments, Washington, D.C. 200231

TRADEMARK  
REEL: 1797 FRAME: 0619

**Domestic Representative Name and Address**

Enter for the first Receiving Party only.

Name \_\_\_\_\_

Address (line 1) \_\_\_\_\_

Address (line 2) \_\_\_\_\_

Address (line 3) \_\_\_\_\_

Address (line 4) \_\_\_\_\_

**Correspondent Name and Address**

Area Code and Telephone Number (202) 467-7846

Name Brett I. Miller, Esq.

Address (line 1) MORGAN, LEWIS & BOCKIUS LLP

Address (line 2) 1800 M Street, N.W.

Address (line 3) Washington, D.C. 20036

**Pages** Enter the total number of pages of the attached conveyance document including any attachments.

# 4

**Trademark Application Number(s) or Registration Number(s)**

Mark if additional numbers are attached

Enter either the Trademark Application Number or the Registration Number (DO NOT ENTER BOTH numbers for the same property).

Trademark Application Number(s)

Registration Number(s)

875,221 877,669  
1,280,221

**Number of Properties** Enter the total number of properties involved. 3

**Fee Amount** Fee Amount for Properties Listed (37 CFR 3.41):

\$ 90.00

Method of Payment: Enclosed X Deposit Account \_\_\_\_\_

Deposit Account

(Enter for payment by deposit account or if additional fees can be charged to the account.) Deposit Account Number: 13-4520

Authorization to charge additional fees: Yes X No \_\_\_\_\_

**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. Charges to deposit account are authorized, as indicated herein.*

Brett I. Miller

Name of Person Signing

Signature

September 28, 1998

Date Signed

**CERTIFICATE OF MERGER**

**OF**

**NAME RITE, INC.  
(A Delaware corporation)**

**WITH AND INTO**

**NAME RITE MERGER COMPANY, L.L.C.  
(A Delaware limited liability company)**

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Pursuant to Section 103 and Section 264(c)  
of the General Corporation Law of the State of Delaware and  
Section 18-209 of the Delaware Limited Liability Company Act

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Name Rite, Inc. a Delaware corporation which desires to merge with Name Rite Merger Company, L.L.C., a Delaware limited liability company, pursuant to the provisions of Section 264(c) of the General Corporation Law of the state of Delaware (the "Merger"), hereby certifies as follows:

**FIRST:** The names and state of organization of each of the constituent entities in the Merger (the "Constituent Entities") are as follows:

<u>Name of Entity</u>	<u>State of Organization</u>
Name Rite, Inc.	Delaware
Name Rite Merger Company, L.L.C.	Delaware

**SECOND:** An Agreement and Plan of Merger between the Constituent Entities has been approved, adopted, certified, executed and acknowledged by each of the Constituent Entities in accordance with the requirements of Section 264(c) of the General Corporation Law of the State of Delaware and Section 18-209 of the Delaware Limited Liability Company Act.

**THIRD:** The surviving company shall be Name Rite Merger Company, L.L.C., a Delaware limited liability company (the "Surviving Company"), which shall change its name to Name Rite, L.L.C.

FOURTH: The Certificate of Formation of Name Rite Merger Company, L.L.C., as in effect immediately prior to the filing of this Certificate of Merger, shall be the Certificate of Formation of the Surviving Company except that Article FIRST shall be amended to read as follows:

1. The name of the limited liability company is Name Rite, L.L.C.

FIFTH: The executed Agreement and Plan of Merger is on file at 30 Hunter Lane, Camp Hill, PA 17011

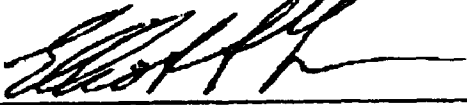
SIXTH: A copy of the executed Agreement and Plan of Merger will be furnished by the Surviving Company, on request and without cost, to any holder of an equity interest in either of the Constituent Entities.

SEVENTH: This Certificate of Merger shall become effective at 11:50 p.m. on February 28, 1998.

\* \* \*

IN WITNESS WHEREOF, Name Rite Merger Company, L.L.C. has caused this Certificate of Merger to be signed as of this 25th day of February, 1998.

NAME RITE MERGER COMPANY, L.L.C.  
a Delaware limited liability company

By: 

Name: Elliot S. Gerson  
Authorized Person

1800 M Street, N.W.

Washington, D.C. 20036-5869

202-467-7000

Fax: 202-467-7176



**Morgan, Lewis  
& Bockius LLP**  
C O U N S E L O R S   A T   L A W

**Brett I. Miller**  
202-467-7846

September 29, 1998

**VIA HAND DELIVERY**

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

**Attention: Assignment Branch**

Re: Recordation of Change of Name Documents  
Our Refs.: 42648-0056, 0059, 0061, 0138

Dear Sir or Madam:

I enclose for recording at the Assignment Branch the Change of Name Documents for Name Rite Merger Company, L.L.C., a Delaware Limited Liability Company, to Name Rite, L.L.C., a Delaware Limited Liability Company. This assignment is being filed to update record title to the three (3) trademark registrations listed on the enclosed Recordation Cover Sheet.

The details of this recording are set forth in the enclosed Recordation Form Cover Sheet in compliance with the Patent and Trademark Office Rules. In addition, we enclose a check in the amount of \$90.00 to cover the recordation fee. Please charge any additional fees to the deposit account of Morgan, Lewis & Bockius LLP, Account No. 13-4520.

Please call me if you have any questions. Thank you for your assistance with this matter.

Sincerely,

Brett I. Miller

**Enclosures**

cc: Elliot A. Gerson (w/encls.)  
David S. Gerson (w/o encls.)  
Barbara A. Friedman (w/o encls.)

WA01A/201131.1

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**TRADEMARK**

**RECORDED: 09/29/1998**

**REEL: 1797 FRAME: 0623**