

10-19-1998

FORM PTO-1594
1-31-92

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U.S. DEPARTMENT OF COMMERCE
Patent and Trademark Office

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To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

1. Name of conveying party(ies):
Acme Boot Company, Inc.

- Individual(s)
- General Partnership
- Corporation-State Delaware
- Other _____

Additional name(s) of conveying party(ies) attached?

Yes No

10-8-98

3. Nature of conveyance:

- Assignment ²²
- Security Agreement
- Other _____
- Merger
- Change of Name

Execution Date: October 7, 1998

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

A. Trademark Application No.(s)

75/229,036

B. Trademark registration No.(s)

Additional numbers attached? Yes No

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

Name: Thomas W. Brooke
Internal Address: GADSBY & HANNAH LLP

Street Address: 1747 Pennsylvania Avenue, NW

City: Washington State: DC ZIP: 20006

2. Name and address of receiving party(ies):

Name: Lucchese, Inc.

Internal Address: _____

Street Address: 40 Walter Jones Boulevard

City: El Paso State: Texas ZIP: 79906

- Individual(s) citizenship _____
- Association _____
- General Partnership _____
- Limited Partnership _____

Corporation-State Delaware

Other _____

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

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: _____

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

DO NOT USE THIS SPACE

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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.

Mark Iskowitz
Name of Person Signing

Mark Iskowitz
Signature

10-8-98
Date

Total number of pages comprising cover sheet:

1

OMB No. 0651-0011 (exp. 4/94)

Do not detach this portion

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

**Commissioner of Patents and Trademarks
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Public burden reporting for this sample cover sheet is estimated to average 30 minutes per document to be recorded, including time for reviewing the document and gathering the data needed, and completing and reviewing the sample cover sheet. Send comments regarding this burden estimate to the U.S.

Patent and Trademark Office, Office of Information Systems, PK2-1000C, Washington, D.C. 20231 and to the Office of Management and Budget paperwork Reduction Project (0651-0011)

TRADEMARK
REEL: 1800 FRAME: 0806

ASSIGNMENT

WHEREAS, Acme Boot Company, Inc., a corporation organized under the state of Delaware, with offices at 40 Walter Jones Boulevard, El Paso, Texas 79906 (hereinafter "Assignor") has adopted and used in connection with its business pending U.S. Trademark Application Serial No. 75/229,036 CUSHION CRADLE; and

WHEREAS, Lucchese, Inc., a Delaware corporation, located and doing business at 40 Walter Jones Boulevard, El Paso, Texas 79906 (herein after "Assignee"), desires to acquire the entire right, title, and interest in and to the aforesaid pending U.S. Trademark CUSHION CRADLE together with the business associated therewith, including all good will associated with the business symbolized by this mark.

NOW THEREFORE, for good and valuable consideration, the receipt of which is hereby acknowledged, Assignor hereby sells, assigns and transfers and sets over to Assignee, the entire right, title, interest in and to pending U.S. Trademark Application Serial No. 75/229,036 CUSHION CRADLE, including, without limitation all renewals thereof together with the business associated with said trademark, and the good will of the business connected with the aforesaid trademark, the same to be held and enjoyed by Assignee, its successors, assigns and other legal representatives.

Assignor further assigns to Assignee all proceeds to infringement suits, the right to sue for past, present and future infringements and all rights corresponding thereto throughout the world for CUSHION CRADLE mark and affiliated registrations assigned herein.

Assignor further warrants that upon request of Assignee that it shall execute all papers, make all rightful oaths, testify on behalf of Assignee and do all other

lawful acts necessary to carry out the intent of this Assignment, as well as provide such other material, information or assistance as Assignee may consider necessary to carry out the intent of this assignment.

This Assignment shall be binding upon the parties, their successor and/or assigns, and all other acting by, through, with or under their direction, and all those in privity therewith.

ACME BOOT COMPANY, INC.

By: 

Bobby Austin

Title: V.P. Operations

Date: October 7, 1998

{W0011743.DOC;1}

RECORDED: 10/08/1998

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