

MRD 10-13-98

FORM PTO-1618A  
Expires 06/30/99  
OMB 0651-0027

10-28-1998

U.S. Department of Commerce  
Patent and Trademark Office  
TRADEMARK



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RECORDATION FORM COVER SHEET

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

- Assignment  License
- Security Agreement  Nunc Pro Tunc Assignment
- Merger  
Effective Date  
Month Day Year \_\_\_\_\_
- Change of Name
- Other \_\_\_\_\_

Conveying Party

Mark if additional names of conveying parties attached

Name CMN, INC.

Execution Date  
Month Day Year  
10 06 1998

Formerly \_\_\_\_\_

- Individual  General Partnership  Limited Partnership  Corporation  Association

Other \_\_\_\_\_

Citizenship/State of Incorporation/Organization TEXAS

Receiving Party

Mark if additional names of receiving parties attached

Name NATIONAL DISTRIBUTION NETWORK LLC

DBA/AK/A \_\_\_\_\_

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

Address (line 1) 555 BROADHOLLOW ROAD

Address (line 2) SUITE 273

Address (line 3) MELVILLE

NY

11747

- Individual  General Partnership  Limited Partnership

- Corporation  Association

Other LIMITED LIABILITY COMPANY

Citizenship/State of Incorporation/Organization DELAWARE

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.)

FOR OFFICE USE ONLY

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Public burden reporting for this collection of information is estimated to average approximately 30 minutes per Cover Sheet to be recorded, including time for reviewing the document and gathering the data needed to complete the Cover Sheet. Send comments regarding this burden estimate to the U.S. Patent and Trademark Office, Chief Information Officer, Washington, D.C. 20231 and to the Office of Information and Regulatory Affairs, Office of Management and Budget, Paperwork Reduction Project (0651-0027), Washington, D.C. 20503. See OMB Information Collection Budget Package 0651-0027, Patent and Trademark Assignment Practice. DO NOT SEND REQUESTS TO RECORD ASSIGNMENT DOCUMENTS TO THIS ADDRESS.

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

TRADEMARK  
REEL: 1804 FRAME: 0703

10/28/1998 101 FC:481

**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

Name

Address (line 1)

Address (line 2)

Address (line 3)

Address (line 4)

**Pages**

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

#

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

Mark if additional numbers 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)		
<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text" value="2162382"/>	<input type="text"/>	<input type="text"/>
<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>

**Number of Properties**

Enter the total number of properties involved.

#

**Fee Amount**

Fee Amount for Properties Listed (37 CFR 3.41):

\$

Method of Payment: Enclosed  Deposit Account

Deposit Account

(Enter for payment by deposit account or if additional fees can be charged to the account.)

Deposit Account Number:

#

Authorization to charge additional fees:

Yes  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.

SETH NATTER

10 08 1998

Name of Person Signing

Signature

Date Signed

TRADEMARK ASSIGNMENT

WHEREAS,

CMN, INC.

1114 Lost Creek Boulevard  
Austin TX 78746

has adopted, used and is using the trademark SMART CHOICE which trademark is registered in the United States Patent and Trademark Office, on the Principal Register Registration No. 2,162,382 issued June 2, 1998; and

WHEREAS,

NATIONAL DISTRIBUTION NETWORK LLC  
a Delaware Limited Liability Company

555 Broadhollow Road, Suite 273  
Melville NY 11747

(hereinafter referred to as "Assignee"),

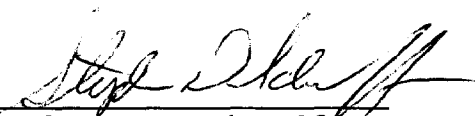
desires to acquire the entire undivided right, title and interest in said mark and the registration thereof, Registration No. 2,162,382:

NOW, THEREFORE, for good and valuable consideration, receipt of which is hereby acknowledged, CMN, INC. hereby assigns unto the said Assignee, all of its right, title and interest in and to the

said trademark SMART CHOICE together with the goodwill of the business symbolized by the mark, and the above-identified registration thereof, Registration No. 2,162,382.

Dated: *October 6* ~~September~~, 1998

CMN, INC.

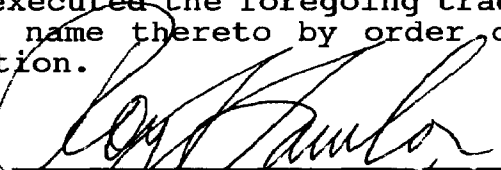
By   
Stephen D. Schaeffer,  
Vice President

State of New Jersey )

County of Bergen )

ss.: *155-50-2598*

On the *6* day of ~~September~~ *October*, 1998, before me personally came Steven D. Schaeffer to me known, who, being by me duly sworn did depose and say that he is the Vice President of CMN, Inc., the corporation described in and which executed the foregoing trademark assignment and that he signed his name thereto by order of the Board of Directors of said corporation.

  
Notary Public  
*APPROS 4/02*