

11-04-1998

Docket No.:

1129-15167



100869047

Tab settings

ached original documents or copy thereof.

To the Honorable Commissioner of Patent

1. Name of conveying party(ies):

A. X. Buholzer & Sons, Inc.

10-22-98

- Individual(s)
- General Partnership
- Corporation-State Wisconsin
- Other

Additional names(s) of conveying party(ies)  Yes  No

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

Name: Klondike Cheese Co.

Internal Address:

Street Address: W7839 Highway 81

City: Monroe State: WI ZIP: 53566

- Individual(s) citizenship
- Association
- General Partnership
- Limited Partnership
- Corporation-State Wisconsin
- Other

If assignee is not domiciled in the United States, a domestic designation is  Yes  N  
(Designations must be a separate document from Additional name(s) & address(es)  Yes  N

3. Nature of conveyance:

- Assignment
- Security Agreement
- Other Correction of Assignee's name in assignment
- Merger
- Change of Name

recorded 25 June 1998 at Reel/Frame 1749/0727  
Execution Date: 10 June 1998

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

A. Trademark Application No.(s)

<75/119,107>

B. Trademark Registration No.(s)

<1,338,594 1,445,408  
1,658,360 2,023,449>

Additional numbers  Yes  No

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

Name: Patricia Jones

Internal Address: Ryan Kromholz & Manion, S.C.

Street Address: 10400 West North Avenue, Suite 450

City: Milwaukee State: WI ZIP: 53226

6. Total number of applications and registrations involved:.....

5

7. Total fee (37 CFR 3.41):.....\$ \$140.00

- Enclosed
- Authorized to be charged to deposit account

8. Deposit account number:

11/02/1998 BNGUYEN 00000127 1338594

DO NOT USE THIS SPACE

01 FC:481  
02 FC:482

40.00 OP  
100.00 OP

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.

Patricia Jones

Name of Person Signing

Patricia Jones

Signature

10/19/98

Date

Total number of pages including cover sheet, attachments, and

TRADEMARK

REEL: 1807 FRAME: 0676

# RYAN KROMHOLZ & MANION, S.C.

ATTORNEYS AT LAW

Daniel D. Ryan  
Joseph A. Kromholz  
John M. Manion  
Allan O. Maki  
Paul R. Puerner  
Patricia Jones  
Laura A. Dable

10400 W. North Ave., Suite 450  
Milwaukee, WI 53226  
Telephone: (414) 258-1213  
Facsimile: (414) 258-1545  
Toll Free: (800) 686-9333

Downtown Office  
633 W. Wisconsin Ave., Suite 1900  
Milwaukee, WI 53203  
Telephone: (414) 271-6555  
Facsimile: (414) 271-0198

Of Counsel

Arnold J. Ericson  
Ralph G. Hohenfeldt  
Henry C. Fuller  
Allan B. Wheeler

19 October 1998

Box Assignment  
Commissioner of Patents and Trademarks  
Washington, DC 20231

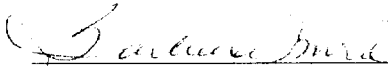
Re: Trademark Assignment  
From A.X. Buholzer & Sons, Inc., to Klondike Cheese Co.  
Atty. Docket No: 1129-15167

Dear Sir:

Enclosed herewith please find a corrected Trademark Assignment for recording for the entitled trademark registrations for Klondike Cheese Co. along with our check no. 20032 for the official recording fee of \$140.00.

CERTIFICATE OF MAILING

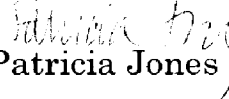
I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to the Asst. Commissioner for Trademarks 2900 Crystal Drive, Arlington, VA 22202 on 19 October 1998.

By:   
Barbara Imrie

Dated: 10-19-98

Respectfully submitted,

RYAN KROMHOLZ & MANION, S.C.

By:   
Patricia Jones

Daniel D. Ryan, Reg. No. 29,243  
Joseph A. Kromholz, Reg. No. 34,204  
John M. Manion, Reg. No. 38,957  
Allan O. Maki, Reg. No. 20,623  
Paul R. Puerner, Reg. No. 18,427  
Patricia Jones  
Laura A. Dable  
Arnold J. Ericson, Reg. No. 16,879  
Ralph G. Hohenfeldt, Reg. No. 17,717

Enclosures: Original Assignment  
Check No. 20032  
Return postcard

## ASSIGNMENT

A.X. Buholzer & Sons, Inc., of W7839 Highway 81, Monroe, Wisconsin 53566, a corporation of the state of Wisconsin, being the owner by adoption and use of the following trademarks:

<u>TRADEMARK</u>	<u>REGISTRATION/SERIAL NO.</u>
WISCONSIN FRIED CHEESE	1,338,594
JUNCTION HOLLOW GOLD & design	1,445,408
ODYSSEY	1,658,360
ODYSSEY	2,023,449
FETABLES	75/119,107

In consideration of One Dollar (\$1.00) and other good and valuable consideration, receipt of which is hereby acknowledged;

Hereby sells, assigns, and transfers to Klondike Cheese <sup>Co. TA 10-19-98</sup> ~~Company~~, a corporation of the State of Wisconsin, located at W7839 Highway 81, Monroe, Wisconsin 53566, its successors and assigns, the entire right, title and interest in and to the said trademarks and the registrations and pending application thereof, together with the assets and good will of the business connected with the use of, and symbolized by, said marks and every right connected therewith, including all rights to damages and other remedies for past infringement of each identified trademark.

Assignor warrants that Assignee is the successor, by Articles of Amendment effective 3 November 1997, to the business of Assignor and that Assignee is an ongoing and existing business.

Assignor warrants that it is the sole owner of all rights referred to in this agreement and has secured them from any and all parties that have claimed, or may claim, or that might claim such rights by, through, or under said Assignor. This Assignment, including the terms and conditions contained within this Assignment, and the Articles of Amendment filed in the Office of the Secretary of State, Department of Financial Institutions, for the State of Wisconsin on 3 November 1997, a copy of which is attached hereto and incorporated by reference, represents the complete and total agreement between the parties with regard to the assignment of said trademarks. Any and all previous discussions or understandings with regard to said trademarks, whether written or oral, are of no effect. This Assignment is to be interpreted according to the laws of the State of Wisconsin.

The undersigned, Dave Buholzer, declares: that he is the Secretary/Treasurer of assignor corporation and is authorized to execute this Assignment on behalf of said corporation.

Witness the hand and seal of said Assignor this 10 day of June, 1998.

A.X. BUHOLZER & SONS, INC.

By: [Signature]  
Dave Buholzer, Secretary/Treasurer

STATE OF Wisconsin )  
  ) SS  
COUNTY OF Green )

Personally came before me this 10 day of June, 1998, the above named Dave Buholzer, the Secretary/Treasurer of A.X. Buholzer & Sons, Inc., to me known to be the person who executed the foregoing Assignment, and acknowledged that he executed the foregoing Assignment as such officer as the free act and deed of said corporation, and by its authority.

[SEAL]

[Signature]  
NOTARY PUBLIC  
My Commission expires: May 20, 2001

**POWER OF ATTORNEY**

Assignee hereby appoints Joseph A. Kromholz (Reg. 34,204), John M. Manion (Reg. 38,957), Patricia Jones, Arnold J. Ericson, (Reg. 16,879), and Allan B. Wheeler (Reg. 18,180), WHEELER KROMHOLZ & MANION, 10400 West North Avenue, Milwaukee, Wisconsin 53226, members of the Bar of the State of Wisconsin, as its domestic representatives and attorneys until this appointment is cancelled or replaced, to prosecute this application to register, to transact all business in the Patent and Trademark Office in connection therewith before and after registration, to receive certificates of registration and renewal, and to receive service of process, and directs that all communications in this application be addressed to said attorneys.

ACCEPTANCE

This assignment is hereby accepted and I appoint the above attorneys to act in each said matter. The undersigned, Dave Buholzer, declares: that he is the Secretary/Treasurer of assignee corporation and is authorized to execute this Acceptance and Power of Attorney on behalf of said corporation.

*co. PJ 10-19-98*  
 KLONDIKE CHEESE COMPANY

By: *Dave Buholzer*  
 Dave Buholzer  
 Secretary/Treasurer

Dated: *6/10*, 1998.

STATE OF *Wisconsin* )  
 ) SS  
 COUNTY OF *Green* )

Personally came before me this *10* day of June, 1998, the above named Dave Buholzer, the Secretary/Treasurer of Klondike Cheese Company, to me known to be the person who executed the foregoing instrument, and acknowledged that he executed the foregoing instrument as such officer as the free act and deed of said corporation, and by its authority.

[SEAL]

*Susan H. Buholzer*  
 SUSAN H. BUHOLZER  
 NOTARY PUBLIC  
 STATE OF WISCONSIN  
 My Commission expires: *May 20, 2001*