



02-05-1999

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U.S. Patent & TMOfc/TM Mail Rcpt Dt. #54

**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  
Effective Date  
Month Day Year
- Merger
- Change of Name *TM*
- Other

**Conveying Party**

Mark if additional names of conveying parties attached

Execution Date  
Month Day Year

Name

Formerly

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

**Receiving Party**

Mark if additional names of receiving parties attached

Name

DBA/AKA/TA

Composed of

Address (line 1)

Address (line 2)

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City

State/Country

Zip Code

- Individual  General Partnership  Limited Partnership  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.)
- Corporation  Association
- Other
- Citizenship/State of Incorporation/Organization

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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:  
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**TRADEMARK**  
REEL: 1848 FRAME: 0900

**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

(214) 303-3400

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="875,290"/>   | <input type="text" value="1,686,571"/> | <input type="text" value="1,756,200"/> |
| <input type="text"/> | <input type="text"/> | <input type="text"/> | <input type="text" value="1,865,997"/> | <input type="text" value="1,970,663"/> | <input type="text" value="2,013,111"/> |
| <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.

BRIDGET GRIFFIN JOHNSON

Name of Person Signing

*Bridget Griffin Johnson*  
Signature

1/19/99

Date Signed

## ASSIGNMENT OF TRADEMARKS

This Assignment of Trademarks is by and between West Lynn Creamery, Inc., a Massachusetts corporation having a principal place of business in West Lynn, Massachusetts ("West Lynn") and Suiza Foods Corporation, a Delaware corporation having a principal place of business in Dallas, Texas ("Suiza"):

WHEREAS, West Lynn has certain rights in and to certain Trademarks, Registrations and/or Applications, and the goodwill appurtenant thereto (collectively, the "Trademarks"), as set forth in Exhibit A;

WHEREAS, West Lynn has agreed to GRANT, SELL, ASSIGN, TRANSFER and CONVEY to Suiza all right, title and interest in and to the Trademarks; and

NOW, THEREFORE, for good and valuable consideration, receipt of which is hereby acknowledged, West Lynn does hereby GRANT, SELL, ASSIGN, TRANSFER and CONVEY to Suiza its entire right, title and interest in and to the Trademarks.

IN WITNESS WHEREOF, West Lynn has caused this Assignment of Trademarks to be duly executed in a manner appropriate thereto, effective as of December 23, 1998.

West Lynn Creamery, Inc.

By: Michelle P. Goolsby  
Name: Michelle P. Goolsby  
Title: Vice President

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TRADEMARK  
REEL: 1848 FRAME: 0902

**ACKNOWLEDGMENT**

THE STATE OF TEXAS           §  
  §  
COUNTY OF DALLAS           §

On this 23<sup>rd</sup> day of December 1998, before me personally came Michelle P. Goolsby, to me known, who being by me duly sworn, did depose and say that she is Vice President and Secretary of West Lynn Creamery, Inc., the corporation described in and which executed the above Assignment; and that she signed her name thereto by order of the Board of Directors of such corporation.

Angela B. Miro  
Notary Public

My Commission Expires:



**EXHIBIT A**

West Lynn Creamery, Inc.:

1. Federal

| <b>MARK</b>                          | <b>APPL. NO.</b>      | <b>FILING DATE</b>  | <b>REG. NO</b>       | <b>REG. DATE</b>    |
|--------------------------------------|-----------------------|---------------------|----------------------|---------------------|
| <b>FANCY FREE (stylized)</b>         | 72/309492             | 10/11/68            | 875,290              | 8/19/69             |
| <b>COVERFIELD DIARY (stylized)</b>   | 74/074823             | 7/2/90              | 1,686,571            | 5/12/92             |
| <b>SUNNY TROPICS</b>                 | 74/233,861            | 12/26/91            | 1,756,200            | 03/02/93            |
| <b>PENN VALLEY FARMS (stylized)</b>  | 74/428997             | 8/26/93             | 1,865,997            | 12/6/94             |
| <del><b>BROWN BASH</b></del>         | <del>74/484,762</del> | <del>01/31/94</del> | <del>1,941,622</del> | <del>12/12/95</del> |
| <b>Stylized (bottle shape)</b>       | 74/607,324            | 12/05/94            | 1,970,663            | 04/23/96            |
| <b>WEST LYNN CREAMERY (stylized)</b> | 74/632,510            | 02/10/95            | 2,013,111            | 11/05/96            |