

02-22-1999



FORM PTO - 1595
1-31-92

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U.S. DEPARTMENT OF COMMERCE
Patent and Trademark Office

100970432

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

2/2/99

1. Name of conveying party(ies):
THE CHINET COMPANY MANUFACTURING

Additional name(s) of conveying party(ies) attached? Yes No

2. Nature of conveyance:
 Assignment Merger
 Security Agreement Change of Name
 Other

Execution Date: **December 31, 1997**

2. Name and address of receiving party (ies):
 Name: **The Chinet Company Technology**
 Street **242 College Avenue**
 Address:
 City: **Waterville** State: **Maine** Zip **04903-1016**

Additional name(s) address(es) attached? Yes No

4. Trademark Application number (s) or Trademark Registration number (s): **SEE ATTACHED LIST**

If this document is being filed together with a new application, the execution date of the application is:

A. Trademark Application No.(s) 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: **Robert G. McMorrow, Jr.**

Internal Address: **CONNOLLY AND HUTZ**

Street Address: **P.O. BOX 2207**

City: **WILMINGTON** State: **DE** Zip: **19899**

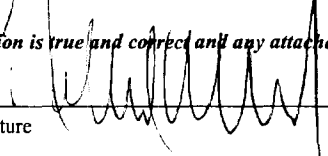
6. Total Number of applications and registrations involved: 27

7. Total Fee (37 CFR 3.41) **\$690.00**
 Enclosed (1x\$40.00 + 26 x \$25.00 = \$690.00)
 Authorized to be charged to deposit account

8. Deposit account number: **03-2775** (If any additional fee is required)
 (Attach duplicate copy of this page if paying by deposit account)

DO NOT USE THIS SPACE

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.

Robert G. McMorrow, Jr.  February 11, 1999
 Name of Person Signing Reg. No. 30,962 Signature Date

Attorney Docket #: 118*389 Total number of pages comprising cover sheet: 11

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

02/11/1999 DNGUYEN 00000243 2158796

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01 FC:481
02 FC:482

40.00 OP
650.00 OP documents to be recorded with required cover sheet information to:

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TRADEMARK
REEL: 1857 FRAME: 0151

TRADEMARK REGISTRATIONS

<u>Reg. No.</u>	<u>Mark</u>
2,158,796	CHINET
2,158,794	CHINET
1,192,722	CHINET
1,197,257	CHINET
684,589	CHINET
1,540,543	CHINET and design
1,291,128	CHINET and design
1,472,330	COOKABLES
1,946,608	FOOTBALL FEVER
408,864	KYS
1,703,339	NOTHING STACKS UP TO CHINET
72,284	PAPRUS
1,273,210	T-SLOT DEVICE
1,980,625	T-SLOT DEVICE
861,527	POCKET-CELL
1,427,430	POST-PAK
660,477	ROYAL
264,917	SAVADAY
1,565,981	SPRING CUSHION
1,066,770	STRONGHOLDER
2,173,894	STRONGHOLDER and HUMAN DESIGN
2,173,893	HUMAN DESIGN

PENDING TRADEMARK APPLICATIONS

<u>Serial No.</u>	<u>Filing Date</u>	<u>Mark</u>
75/316,908	6/30/97	OVENWARE II
75/428,425	2/3/98	SUPER POCKET
75/269,509	4/4/97	STRONG TOOLS FOR SMART OPERATORS
75/446,111	3/6/98	THE COLD ONE
75/446,110	3/6/98	THE HOT ONE

ASSIGNMENT AND ASSUMPTION AGREEMENT

This Assignment and Assumption Agreement (the "Agreement"), dated at or after the close of business on December 31, 1997 and before the opening of business on January 1, 1998, is made between The Chinet Company Manufacturing, a Delaware corporation formerly called "The Chinet Company" ("Assignor"), and The Chinet Company Technology, a Delaware corporation ("Assignee").

W I T N E S S E T H:

WHEREAS, Assignor and Assignee have entered into a Transfer Agreement, dated at or after the close of business on December 31, 1997 and before the opening of business on January 1, 1998 (the "Transfer Agreement"), pursuant to which Assignor agreed to contribute and assign all of its property and assets associated with the technology and machine shop group and the related businesses of Assignor (the "Business") to Assignee, and Assignee agreed to assume all of the liabilities associated with the Business, whether known or unknown at the date hereof; and

WHEREAS, Assignor desires to contribute and assign such property and assets to Assignee and Assignee desires to assume such liabilities of Assignor in accordance with the terms and conditions set forth in the Transfer Agreement;

NOW, THEREFORE, in consideration of the foregoing and for other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the parties hereto agree as follows:

1. Assignor hereby contributes, conveys, assigns, transfers and delivers to Assignee, irrevocably and unconditionally, all of its right, title and interest in and to all of the property and assets associated with the Business, of whatever description and wherever located, including specifically the intellectual property rights and priorities, registrations and applications of Assignor, including, but not limited to, all existing patents, patent applications, trademarks, trademark applications, trademark registrations, inventions and copyrights in the United States and abroad and including specifically those items listed on Appendix A attached hereto, and excluding only Assignor's record books containing directors and stockholders minutes. Not in limitation but in furtherance of the foregoing Assignor further conveys, assigns, transfers and delivers to Assignee (a) all right, title and interest of Assignor in and to

the goodwill in and associated with any of the intellectual property rights and priorities, registrations and applications referred to above, and (b) all right, title and interest of Assignor in and to any cause of action that has heretofore or that may arise with respect to unconsented use or infringement of such rights and priorities, registrations and applications.

2. Assignee hereby accepts the foregoing assignment and in consideration thereof hereby assumes and agrees, for itself, its successors and assigns to pay as and when due all indebtedness, contractual liabilities, and other obligations associated with the Business, whether known or unknown at the date hereof, and to employ the employees then currently employed by the Business.

3. This Agreement shall be binding upon and shall inure to the benefit of the respective parties, their successors and assigns.

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IN WITNESS WHEREOF, Assignor and Assignee have caused this Agreement to be executed and delivered in their respective names and by their duly authorized representative, as of the close of business on this 31st day of December, 1997. .

Assignor

THE CHINET COMPANY MANUFACTURING

By: Robert W. Holowiak
Name: Robert W. Holowiak
Title: Vice President

Assignee

THE CHINET COMPANY TECHNOLOGY

By: M. J. Witham
Name: Marvin J. Witham
Title: Treasurer

Appendix A

Country	Description	Pat or Reg Num	App Num
Argentina	KS-1073, Option-H apple tray (D)	55,859	
	TM — KYS	1,084,984	
Australia	118*186, 2+2 universal tray, KD-2194 (D)	115,024	
	118*186, 2+2 universal tray, KD-2194 (U)	645,881	
	118*220, Horticultural tray (U)	643,358	
	KS-1051, 3-Cup tray (D)	89,137	
	KS-1073, Option-H apple tray (D) - 4 patents	109,919+3	
	KS-1075, 4 cup carrier, KD-1991 (D)	108,599	
	TM — CHINET	A227,131	
	TM — CUSHION PAK FRIDAY & device	A157,398	
	TM — FRIDAY SPRING CUSHION & tray device	A157,399	
	TM — KYS	A227,128	
	TM — KYSFLAT	A227,124	
	TM — ROYAL CHINET	A227,130	
	TM — SAVADAY	A227,129	
Austria	TM — CHINET	50,654	
	TM — FUL-VUE	50,652	
	TM — KEYES	50,657	
	TM — SHO-PAK	50,655	
Belgium	118*220, Horticultural tray (U)	0499349	
Benelux	TM — CHINET	036628	
	TM — FUL-VUE	036626	
	TM — KEYES	040127	
	TM — SHO-PAK	036629	
Brazil	TM --- Chinet (modern)	818761393	
Canada	118*186, 2+2 universal tray, KD-2194 (D)	69,922	
	118*186, 2+2 universal tray, KD-2194 (U)		(2,060,608)
	KS-1029, Slant pak (D)	43,396	
	KS-1031, Slot tongue latch-e.g. Kochloffel (U)	1,105,889	
	KS-1036, Disposable urinal (U)	1,099,851	
	KS-1039, Multi size socket, T-slot (U)	1,124,690	
	KS-1041, PET lined Ovenware II (U)	1,130,245	
	KS-1050, M-pak, KD-1564 (U)	1,218,965	
	KS-1054, Edge coated Ovenware II (U)	1,192,872	
	TM — STRONGHOLDER	236,226	

Country	Description	Pat or Reg Num	App Num
Chile	118*220, Horticultural tray (U)	-39.087	
	KS-1073, Option-H 4x4x4x4x4, 5x6x5x6x5, 5x4x5x4x5 (D)	2385, -6,-7	
	KS-1073, Option-H apple tray (D) 4x5x4x5	2,288	
Colombia	118*220, Horticultural tray (U)	24,638	
Czech Republic	118*220, Horticultural tray (U)		(PV 358-92)
Denmark	118*220, Horticultural tray (U)	0499349	EP 92250025.1
	TM --- CHINET	141/1964	
	TM --- FUL-VUE	614/1964	
	TM --- KEYES	1696/1964	
	TM --- SHO-PAK	288/1964	
Europe	118*220, Horticultural tray (U)	0499349	
	CTM --- Chinet (modern)		(000391128)
	CTM --- STRONGHOLDER		(000391078)
	CTM --- T-SLOT DEVICE		Pending
Finland	TM --- CHINET	42,857	
	TM --- SHO PAK & star device	48,401	
	TM --- STRONGHOLDER	99,170	
France	118*220, Horticultural tray (U)	0499349	
	KS-1073, Option-H apple tray (D)	897,532	
	KS-930, Apple tray with high posts (D)	65,028	
	TM --- CHINET	1,454,543	
	TM --- FUL-VUE	1,454,541	
	TM --- KEYES	1,454,539	
	TM --- SHO-PAK	1,454,537	
	TM --- SPRING CUSHION	96/605905	
Germany	118*156, Locking casserole dish, KD-2110 (U)		(P4116037.1)
	118*220, Horticultural tray (U)	P692 20 689.2	
	KS-1063, 4 cup carrier, very large cups (D)	MR 24,534	
	TM --- CHINET	787 020	
	TM --- FUL-VUE	787 021	
	TM --- SHO-PAK	796 565	
	TM --- CHINET	29,844	
Hong-Kong	TM --- Chinet (modern)	04503/92	
Hungary	118*220, Horticultural tray (U)		(P9200371)
	TM --- Chinet (modern)		(M 97 01731)
	TM --- STRONGHOLDER		(M 97 01732)

Country	Description	Pat or Reg Num	App Num
India	118*220, Horticultural tray (U)	-	(75/MAS/92)
Ireland	TM -- CHINET	65,596	
	TM -- FUL-RUE	66,134	
Israel	TM -- CHINET	21,925	
	TM -- KYS	21,927	
Italy	118*220, Horticultural tray (U)	0499349	
	KS-1073, Option-H apple tray (D)	57966	
	TM -- CHINET	454,897	
	TM -- FUL-VUE	454,898	
	TM -- KEYES	454,901	
	TM -- KYS-PAK	540,578	
	TM -- SHO-PAK	454,902	
Japan	KS-1041, PET lined Ovenware II (U)	1,288,311	
	TM -- Chinet (modern)	3280423	
Korea (South)	TM -- CHINET	255,232	
Malaysia	TM -- Chinet (modern)	90/01739	
Mexico	118*220, Horticultural tray (U)	175,501	
	KS-1073, Option-H apple tray (D)	4,643	
	TM -- BOLSIPACK (bags & wraps)	240,206	
	TM -- Chinet (modern)	479,334	
	TM -- PAPRUS (plates & receptacles)	391,549	
	TM -- PARTY (plas. cups, plates, bowls, trays & cutlery)	513,363	
	TM -- SIPP (straws)	491,885	
	TM -- TERMOPACK (foam cups)	393,250	
Netherlands	118*220, Horticultural tray (U)	0499349	
New Zealand	118*220, Horticultural tray (U)	241,322	
	KS-1039, Multi size socket, T-slot (U)	193,558	
	KS-1041, PET lined Ovenware II (U)	193,994	
	KS-1073, Option-H apple tray (D)	22,979	
	TM -- CHINET	145,856	
	TM -- STRONGHOLDER	B123,018	
Norway	118*220, Horticultural tray (U)	176,942	
	TM -- CHINET	62,422	
	TM -- FUL-VUE	62,420	
	TM -- KEYES	64,387	
	TM -- SHO-PAK	62,418	

Country	Description	Pat or Reg Num	App Num
	TM --- STRONGHOLDER	129,325	
Panama			
	TM --- CHI-NET ("◇" style)	6,408	
Poland			
	118*220, Horticultural tray (U)		(P293411)
	TM --- Chinet (modern)		(Z-173998)
	TM --- STRONGHOLDER		(Z-173999)
Portugal			
	TM --- CHINET	187,328	
	TM --- CHINET	118,612	
	TM --- KEYES	123,301	
	TM --- KEYES	123,300	
Puerto Rico			
	TM --- CHINET ("◇" style)	8,232	
	TM --- PAPRUS	8,230	
	TM --- SAVADAY	8,229	
Romania			
	TM --- Chinet (modern)		Pending
	TM --- STRONGHOLDER		Pending
Russia			
	TM --- Chinet (modern)		(97708079)
	TM --- STRONGHOLDER		(97708078)
Singapore			
	TM --- Chinet (modern)	S/781/90	
Slovakia			
	118*220, Horticultural tray (U)		(PV 358-92)
South Africa			
	118*220, Horticultural tray (U)	92/0395	
	KS-1061, T-slot 4 cup tray, KD-1503 (D)	85/0519	
	TM --- Chinet (modern)		(95/8274)
	TM --- KEYES	B70/3952	
	TM --- KEYES BERRI PAK	B70/3949	
	TM --- KEYES FINGER PAK	B70/3944	
	TM --- KEYES FUL-VUE	B70/3943	
	TM --- KYS	1796/57	
	TM --- KYS SPRING-CUSHION	72/0763	
	TM --- SHO-PAK	1950/57	
	TM --- STRONGHOLDER	B78/1361	
Spain			
	118*220, Horticultural tray (U)	2,106,133	
	KS-1073, Option-H apple tray (D)	120,598	
	TM --- CHINET	421,833	
	TM --- FUL-VUE	421,839	
	TM --- KEYES	421,838	
	TM --- SHO-PAK	421,836	
Sweden			
	118*220, Horticultural tray (U)	0499349	

Country	Description	Pat or Reg Num	App Num
	TM --- CHINET	108,932	
	TM --- FUL-VUE	107,692	
	TM --- KEYES	113,774	
	TM --- SHO-PAK	111,631	
	TM --- STRONGHOLDER	164,993	
Switzerland			
	TM --- CHINET	324,545	
	TM --- FUL-VUE	324,547	
	TM --- KEYES	324,548	
	TM --- SHO-PAK	324,550	
	TM --- STRONGHOLDER	341,607	
Taiwan			
Turkey			
	TM --- Chinet (modern)	498,596	
	TM --- Chinet (modern)		Pending
United Kingdom			
	118*156, Locking casserole dish, KD-2110 (U)	2245252	
	118*220, Horticultural tray (U)	0499349	
	KS-1073, Option-H apple tray (D)	4 patents*	
	TM --- CHINET	847,890	
	TM --- FUL-RUE	847,892	
	TM --- SHO-PAK & star device	B866,459	
United States			
	118*135, Vial protector pak, KD-2337 (D)	D339,983	
	118*156, Locking casserole dish, KD-2110 (U)	5,036,980	
	118*186, 2+2 universal tray, KD-2194 (U)	5,096,065	
	118*205, Circular tube pak tray, KD-2248 (U)	5,127,526	
	118*294, Cone & bev carrier, KD-2234 (D)	D352,893	
	118*327, Tomato trays, KD-2460 (D)	D365,275	
	118*327, Tomato trays, KD-2461,2445 (D)	D364,812, -3	
	118*420, 2-Cup Carrier (U)		Pending
	118*431, Apple Tray Denester (U)		Pending
	Dot-Mor Snack Tray (U)	4,966,297	
	KS-1039, Multi size socket, T-slot (U)	4,218,008	
	KS-1041, PET lined Ovenware II (U)	4,337,116	
	KS-1061, T-slot 4 cup tray, KD-1503 (D)	D289,010	
	KS-1069, Square one-cup tray, KD-1911 (D)	D302,122	
	TM --- CHINET	684,589	
	TM --- CHINET (cutlery)	1,192,722	
	TM --- Chinet (modern)	1,540,543	
	TM --- Chinet (modern) (straws)		(75/278013)
	TM --- Chinet (modern) (table covers)		(75/278117)
	TM --- CHINET (napkins)	1,197,257	
	TM --- Chinet (script)	1,291,128	
	TM --- COOKABLES	1,472,330	
	TM --- FOOTBALL FEVER (plates&napkins)	1,946,608	
	TM --- KYS	408,864	

Country	Description	Pat or Reg Num	App Num
	TM --- NOTHING STACKS UP TO CHINET	1,703,339	
	TM --- OVENWARE II	-	(75/316908)
	TM --- PAPRUS	72,284	
	TM --- POCKET CELL	861,527	
	TM --- POST-PAK	1,427,430	
	TM --- ROYAL	660,477	
	TM --- SAVADAY	264,917	
	TM --- SPRING CUSHION	1,565,981	
	TM --- STRONG TOOLS FOR SMART OPERATORS		(75/269,509)
	TM --- STRONGHOLDER	1,066,770	
	TM --- STRONGHOLDER TRAYS & human icon device		(75/229,677)
	TM --- Strongman human icon device alone		(75/229,676)
	TM --- SUPER POCKET (egg trays)		Pending
	TM --- T-SLOT DEVICE (principal list)	1,980,625	
	TM --- T-SLOT DEVICE (supplemental list)	1,273,210	
	TM --- THE COLD ONE (paper and plastic cups)		Pending
	TM --- THE HOT ONE (paper and plastic cups)		Pending
Venezuela	118*220, Horticultural tray (U)	53,173	174/92