

03-01-1999

DEPARTMENT OF COMMERCE  
Patent and Trademark Office



100974504

Tab settings

To the Honorable Commissioner of Patents and Trademarks

Documents or copy thereof.

1. Name of conveying party(ies):

S.B. Thomas, Inc.  
55 Paradise Lane  
Bay Shore, NY 11706

2.25.99

- Individual(s)
- Association
- General Partnership
- Limited Partnership
- Corporation-State of New York
- Other

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

2. Name and address of receiving party(ies)

Name: Entenmann's, Inc.

Internal Address:

Street Address: 55 Paradise Lane

City: Bay Shore State: NY ZIP: 11706

- 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

3. Nature of conveyance:

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

Execution Date: December 13, 1996

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

A. Trademark Application No.(s)

03/01/1999 SBURNS 00000009 033275 827257  
 01 FC:481 40.00 CH  
 02 FC:482 225.00 CH

B. Trademark Registration No.(s)

827257	853756	1249968	336401
565109	215997	684234	
834081	827258	762418	

Additional numbers attached?  Yes  No

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

Name: Mitchell A. Frank, Esq.

Internal Address:

Bestfoods

700 Sylvan Avenue

Street Address: International Plaza

City: Englewood Cliffs State: NJ ZIP: 07632

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

10

7. Total fee (37 CFR 3.41).....\$ 265.00

- Enclosed
- Authorized to be charged to deposit account

8. Deposit account number:

03-3275

(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.

Mitchell A. Frank

Name of Person Signing  
Trademark Counsel

*Mitchell A. Frank*  
Signature

2/16/99  
Date

Total number of pages including cover sheet, attachments, and document:

5

Mail documents to be recorded with required cover sheet information to:  
Commissioner of Patents & Trademarks, Box Assignments

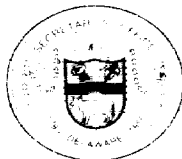
TRADEMARK  
REEL: 1862 FRAME: 0345

*State of Delaware*  
*Office of the Secretary of State*

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I, EDWARD J. FREEL, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY THE ATTACHED IS A TRUE AND CORRECT COPY OF THE CERTIFICATE OF MERGER, WHICH MERGES:

"BOBOLI CO.", A DELAWARE CORPORATION,  
 "S. B. THOMAS, INC.", A NEW YORK CORPORATION,  
 WITH AND INTO "ENTENMANN'S, INC." UNDER THE NAME OF "ENTENMANN'S, INC.", A CORPORATION ORGANIZED AND EXISTING UNDER THE LAWS OF THE STATE OF DELAWARE, AS RECEIVED AND FILED IN THIS OFFICE THE TWENTY-THIRD DAY OF DECEMBER, A.D. 1996, AT 10 O'CLOCK A.M.



*Edward J. Freel*

Edward J. Freel, Secretary of State

0607612 8100M

971275872

AUTHENTICATION: 8610970

DATE: 08-18-97

**TRADEMARK**  
**REEL: 1862 FRAME: 0346**

CERTIFICATE OF MERGER

of

BOBOLI CO.

and

S. B. THOMAS, INC.

into

ENTENMANN'S, INC.

The undersigned corporation organized and existing under and by virtue of the General Corporation Law of the State of Delaware,

DOES HEREBY CERTIFY:

FIRST: That the name and state of incorporation of each of the constituent corporations of the merger is as follows:

<u>Name</u>	<u>State of Incorporation</u>
Boboli Co.	Delaware
S. B. Thomas, Inc.	New York
Entenmann's, Inc.	Delaware

SECOND: That an Agreement of Merger between the parties to the merger has been approved, adopted, certified, executed and acknowledged by each of the constituent corporations in accordance with the requirements of Section 252 of the General Corporation Law of Delaware.

THIRD: That the name of the surviving corporation of the merger is Entenmann's, Inc., a Delaware corporation.

FOURTH: That the certificate of incorporation of Entenmann's, Inc., a Delaware corporation which is surviving the merger, shall be the certificate of incorporation of the surviving corporation.

FIFTH: That the executed Agreement of Merger is on file at the principal place of business of the surviving corporation, the address of which is 55 Paradise Lane, Bay Shore, NY 11706.

SIXTH: That a copy of the Agreement of Merger will be furnished by the surviving corporation on request and without cost, to any stockholder of any constituent corporation.

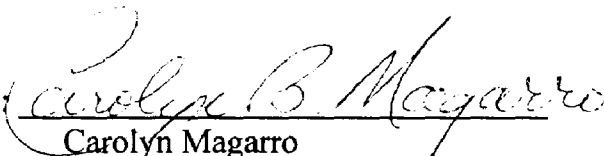
SEVENTH: The authorized capital stock of each foreign corporation which is a party to the merger is as follows:

<u>Name of Corporation</u>	<u>Number of Shares</u>	<u>Class</u>	<u>Par Value per Share</u>
S. B. Thomas, Inc.	9,000	common	\$100.00

EIGHTH: That this Certificate of Merger shall be effective as of the close of business on the 31st day of December, 1996.

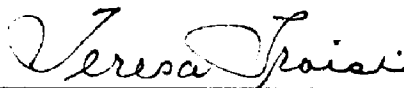
Dated: December 13, 1996

ENTENMANN'S, INC.

By   
Carolyn Magarro  
Assistant Secretary

UNITED STATES OF AMERICA )  
STATE OF NEW JERSEY ) SS.  
COUNTY OF BERGEN )

On this 13th day of December, 1996, before me, a Notary Public of New Jersey, personally came Carolyn B. Magarro, to me known, and known to me to be Assistant Secretary of Entenmann's, Inc., a Delaware corporation, the corporation described in and which executed the attached instrument; who, being by me duly sworn, did depose and say that she knows the seal of said corporation; that the seal affixed to said instrument was such corporate seal; that it was so affixed by order of the Board of Directors of said corporation; and that she signed her name thereto by like order.



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Teresa Troisi  
Notary Public

**TERESA TROISI**  
**NOTARY PUBLIC OF NEW JERSEY**  
My Commission Expires Sept. 7, 1999