

04-06-1999

TRADEMARK



101002447

RE

3-29-99

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 # 100903834

Correction of PTO Error  
Reel # [ ] Frame # [ ]

Corrective Document  
Reel # [ ] Frame # [ ]

Conveyance Type

Assignment  License

Security Agreement  Nunc Pro Tunc Assignment

Merger

Change of Name

Other [ ]

Effective Date  
Month Day Year  
08 25 98

Conveying Party

Mark if additional names of conveying parties attached

Name Aladdin Properties, Inc. Execution Date Month Day Year 08 25 98

Formerly [ ]

Individual  General Partnership  Limited Partnership  Corporation  Association

Other [ ]

Citizenship/State of Incorporation/Organization Delaware

Receiving Party

Mark if additional names of receiving parties attached

Name Aladdin Temp-Rite LLC

DBA/AKATA [ ]

Composed of [ ]

Address (line 1) 1124 Menzler Road

Address (line 2) [ ]

Address (line 3) Nashville Tennessee 37210

Individual  General Partnership  Limited Partnership  Corporation  Association

Other Limited Liability Company

Citizenship/State of Incorporation/Organization Tennessee

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.)

04/05/1999 DNGUYEN 00000237 774317

FOR OFFICE USE ONLY

FC:402 25.00 OP

04/05/1999 DNGUYEN 00000237 774317

**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" value="75/503,403"/>	<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" value="774,317"/>	<input type="text" value="2,045,045"/>	<input type="text"/>
<input type="text" value="879,724"/>	<input type="text"/>	<input type="text"/>
<input type="text" value="2,062,162"/>	<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.

Naomi S. Rhodes  
Name of Person Signing

Naomi S. Rhodes  
Signature

3/26/99  
Date Signed

MRO

RECORD

11-18-1998



11.14.98

100903834

4

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

1. Name of conveying party(ies):

Aladdin Properties, Inc.  
703 Murfreesboro  
Nashville, TN 37210

- Individual(s)
- General Partnership
- Corporation- Delaware
- Other \_\_\_\_\_
- Association
- Limited Partnership

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

3. Nature of conveyance:

- Assignment
- Security Agreement
- Other: \_\_\_\_\_
- Merger
- Change of Name

Execution Date: August 25, 1998

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

Name: Aladdin Temp-Rite, L.L.C.

Internal Address: \_\_\_\_\_

Street Address: 1124 Menzler Road

City Nashville State TN ZIP 37210

Individual(s) citizenship \_\_\_\_\_

- Association
- General Partnership
- Limited Partnership
- Corporation-State \_\_\_\_\_

Other Limited Liability Corporation of Tennessee

If assignee is not domiciled in the United States, a domestic representative designation is attached:  Yes  No

(Designation must be a separate document from Assignment).

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

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

A. Trademark Application No.(s)

ALLURE, Serial No. 75/503,403

11/18/1998 DNGUYEN 00000011 774317

01 FC:481	40.00 OP
02 FC:482	75.00 OP
03 FC:998	10.00 OP

B. Trademark registration No.(s)

774,317  
879,724  
2,062,162  
2,045,045

Additional numbers attached? Yes  No

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

Name: Pam Flahtery

Internal Address: Shack & Siegel, P.C.

Street Address: 530 Fifth Street

City New York State NY ZIP 10036

6. Total number of applications and registrations involved: 5

7. Total fee (37 CFR 3.41) ..... \$ 125.00

- Enclosed
- Authorized to be charged to deposit account.

8. Deposit account number: \_\_\_\_\_

(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.

Edwin Flores  
Edwin S. Flores

Edwin Flores  
Signature

11/13/98  
Date

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

TRADEMARK ASSIGNMENT

This Assignment is effective as of August 25, 1998 between Aladdin Properties, Inc., a corporation of the State of Delaware, and doing business at 703 Murfreesboro Rd., Nashville, Tennessee 37210 (hereinafter "ASSIGNOR") and Aladdin Temp-Rite LLC, a Limited Liability Company of the State of Tennessee and doing business at 1124 Menzler Road, Nashville Tennessee 37210 (hereinafter "ASSIGNEE").

WHEREAS, ASSIGNOR has adopted, used and is using the trademarks listed in Schedule A, which are registered in the United States Patent and Trademark Office with registration and application numbers as indicated, and has adopted, used and is using the foreign trademarks listed in Schedule B, which are registered or applied for in the countries as listed; and

WHEREAS, ASSIGNEE, is desirous of acquiring said trademarks registrations and said trademarks applications;

NOW, THEREFORE, for good and valuable consideration, receipt of which is hereby acknowledged, said ASSIGNOR does hereby sell, assign and transfer to said ASSIGNEE all right, title and interest in and to the trademarks and registrations and said trademarks applications, together with the good will of the business symbolized by the trademarks.

This Assignment executed at New York, New York, this 25th day of August, 1998.

Aladdin Properties, Inc.

By: [Signature]  
Name: Fred Meyer  
Title: President

STATE OF New York §  
  §  
COUNTY OF New York §

On this 25<sup>th</sup> day of August, 1998, before me, a Notary Public in and for the State and County aforesaid, personally appeared Fred Meyer, known by me to be the person of the above name, who signed and sealed the foregoing instrument, and acknowledged the same to be his own free act and deed.

[Signature]  
Notary Public  
DANI WEINSTEIN  
Notary Public, State of New York  
No. 01WE4708911  
Qualified in Nassau County  
Commission Expires July 31, 20 1999

By: *Patrick M. Clark*  
Name: Patrick M. Clark  
Title: v.p. Finance

STATE OF ~~New York~~ §  
Connecticut §  
COUNTY OF ~~New York~~ §  
Fairfield

§ Stamford, CT

On this <sup>28th</sup> ~~25th~~ day of August, 1998, before me, a Notary Public in and for the State and County aforesaid, personally appeared Patrick M. Clark, known by me to be the person of the above name, who signed and sealed the foregoing instrument, and acknowledged the same to be his own free act and deed.

*Erin O. Arqueta*  
Notary Public

**ERIN O. ARQUETA**  
**NOTARY PUBLIC, CONNECTICUT**  
**MY COMMISSION EXPIRES MAR. 31, 2003**

## SCHEDULE A

<u>Name</u>	<u>Registration</u>
TEMP-RITE	774,317
TEMP-RITE	879,724
HEAT ON DEMAND	2,062,162
ALLURE	75/503,403, filed June 16, 1998
HEAT ON DEMAND	2,045,045

## SCHEDULE B

<u>Country</u>	<u>Registration No.</u>	<u>Serial No.</u>	<u>Trademark</u>
Argentina	1,494,705		TEMP-RITE
Australia	A249,534		TEMP-RITE by ALADDIN
Austria	52,319		TEMP-RITE
Benelux	326,457		TEMP-RITE
Brazil	817,936,246		ALADDIN TEMP-RITE
Canada	TMA182,306		TEMP-RITE
Chile	412,653		TEMP-RITE
China	719,137		TEMP-RITE
Colombia		35,299	ALADDIN TEMP-RITE
Costa Rica	unknown		TEMP-RITE
Czech Republic	160,352		TEMP-RITE
Denmark	00.964-1975		TEMP-RITE
Finland	117,162		TEMP-RITE
France	1,486,515		TEMP-RITE
Germany	789,948		TEMP-RITE
Germany	938,928		TEMP-RITE
Hong Kong		2916/93	TEMP-RITE
Hungary	130,886		TEMP-RITE
Iceland	75/1974		TEMP-RITE
Iraq	24,841		TEMP-RITE
Italy	603,059		TEMP-RITE
Japan	1,359,421		TEMP-RITE (and Katakana)
Japan	1,548,195		ALADDIN TEMP-RITE (with Katakana)
Korea	286,141		TEMP-RITE
Mexico	155,081		TEMP-RITE

New Zealand	B94,471		TEMP-RITE
Philippines	86,014		TEMP-RITE
Poland	49,925		TEMP-RITE
Portugal	124,148		TEMP-RITE
Romania	7061-R		TEMP-RITE
The Russian Federation	95,917		TEMP-RITE
Slovenia	Z-7,080,995		TEMP-RITE
TEMP-RITE	Spain	1,589,048	
Sweden	113,631		TEMP-RITE
Switzerland	329,184		TEMP-RITE
Syria	25,472		TEMP-RITE
Taiwan	624,868		TEMP-RITE
Turkey	63,240		TEMP-RITE
United Kingdom	858,308		TEMP RITE
United States	774,317		TEMP-RITE
United States	879,724		TEMP-RITE
Venezuela	19,585-92		TEMP-RITE
Yugoslavia	20,193		TEMP-RITE
Canada	TMA485,674		HEAT ON DEMAND
European Community		206,706	TEMP-RITE
Japan		168,948/1997	RITE TEMP
Japan		168,947/1997	ALADDIN SYNERGETICS
Japan		26,738/1998	HEAT ON DEMAND
Norway	89,428		TEMP-RITE
Australia		743,649	HEAT ON DEMAND

### Schedule B

<u>Country</u>	<u>Trademark Registration No.</u>	<u>Status</u>	
Israel	41,556	Expired	TEMP-RITE
Japan	23,786/1993	Abandoned	TEMP-RITE
Lebanon	43,886	Expired	TEMP-RITE



**UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office**

ASSISTANT SECRETARY AND COMMISSIONER  
OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231

MARCH 03, 1999

PTAS

SHACK & SIEGEL, P.C.  
PAM FLAHTERY  
530 FIFTH STREET  
NEW YORK, NY 10036



\*100903834A\*

UNITED STATES PATENT AND TRADEMARK OFFICE  
NOTICE OF NON-RECORDATION OF DOCUMENT

DOCUMENT ID NO.: 100903834

THE ENCLOSED DOCUMENT HAS BEEN EXAMINED AND FOUND NON-RECORDABLE BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. THE REASON(S) FOR NON-RECORDATION ARE STATED BELOW. DOCUMENTS BEING RESUBMITTED FOR RECORDATION MUST BE ACCOMPANIED BY A NEW COVER SHEET REFLECTING THE CORRECT INFORMATION TO BE RECORDED AND THE DOCUMENT ID NUMBER REFERENCED ABOVE.

THE ORIGINAL DATE OF FILING OF THIS ASSIGNMENT DOCUMENT WILL BE MAINTAINED IF RESUBMITTED WITH THE APPROPRIATE CORRECTION(S) WITHIN 30 DAYS FROM THE DATE OF THIS NOTICE AS OUTLINED UNDER 37 CFR 3.51. THE RESUBMITTED DOCUMENT MUST INCLUDE A STAMP WITH THE OFFICIAL DATE OF RECEIPT UNDER 37 CFR 3. APPLICANTS MAY USE THE CERTIFIED PROCEDURES UNDER 37 CFR 1.8 OR 1.10 FOR RESUBMISSION OF THE RETURNED PAPERS, IF THEY DESIRE TO HAVE THE BENEFIT OF THE DATE OF DEPOSIT IN THE UNITED STATES POSTAL SERVICE.

SEND DOCUMENTS TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231. IF YOU HAVE ANY QUESTIONS REGARDING THIS NOTICE, YOU MAY CONTACT THE INDIVIDUAL WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723.

1. INSUFFICIENT FEE SUBMITTED, AUTHORIZATION TO CHARGE NOT GRANTED. ADDITIONAL FEE REQUIRED IS \$15 .

ALLYSON PURNELL, EXAMINER  
ASSIGNMENT DIVISION  
OFFICE OF PUBLIC RECORDS

**TRADEMARK  
REEL: 1878 FRAME: 0269**



**SHACK & SIEGEL, P.C.**

Counselors-at-Law

530 FIFTH AVENUE  
NEW YORK, NEW YORK 10036

TELEPHONE: (212) 782-0700  
FACSIMILE: (212) 730-1964

WRITER'S DIRECT LINE  
(212) 782-0717

WRITER'S E-MAIL ADDRESS  
nrhodes@shackandsiegel.com

CHARLES F. CRAMES  
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PAUL S. GOODMAN  
RONALD S. KATZ  
DONALD D. SHACK  
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MICHAEL T. HUGHES  
PAUL A. LUCIDO  
STEVEN M. LUTT  
JENNIFER L. MILLER  
NORMAN A. ROBERTS II  
SAMUEL M. SILVERS  
ERIC H. WANG

March 26, 1999

**VIA EXPRESS MAIL: EM563056044US**

U.S. Patent and Trademark Office  
Assignment Division  
Box Assignments, CG-4  
1213 Jefferson Davis Highway  
Suite 320  
Washington, DC 20231  
Attn: Allyson Purnell, Examiner

Re: Resubmission Document No. 100903834  
Recordal of Trademark Assignment for:  
RN 774,317; 879,724; 2,045,045; 2,062,162  
SN: 75/503,403

Dear Sir or Madam:

In response to your recent letter regarding the non-recordability of the above-referenced registrations because an insufficient fee was submitted, enclosed is the following:

1. Executed assignment of trademarks from Aladdin Properties, Inc. to Aladdin Temp-Rite LLC together with the revised Recordation Form Cover Sheet indicating the fees previously submitted and the amount of check currently being submitted; and

**TRADEMARK  
REEL: 1878 FRAME: 0270**

U.S. Patent and Trademark Office

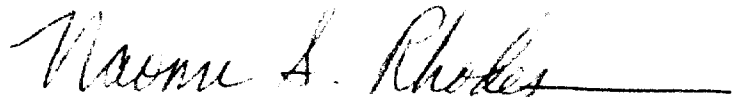
2

March 26, 1999

2. Check in the amount of \$15 to cover the shortfall of our previously submitted insufficient fee for the recordation. Please note that \$125 was previously submitted and receipted on the cover sheet.

Kindly acknowledge receipt of the enclosed by stamping and returning to the undersigned the stamped, self-addressed postcard provided.

Very truly yours,

A handwritten signature in cursive script that reads "Naomi S. Rhodes". The signature is written in dark ink and is positioned above a solid horizontal line that extends to the right.

Naomi S. Rhodes

NSR:dew

Enclosures

cc: Edwin Flores, Esq.