FORM PTO-1618A
Expires 06/30/99
OMB 0651-0027

RE

3·29·99

04-06-1999

101002447

U.S. Department of Commerce
Patent and Trademark Office
TRADEMARK

# 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
- [XX] Resubmission (Non-Recordation) Document ID # 100903834
- [ ] Correction of PTO Error Reel # ____ Frame # ____
- [ ] Corrective Document Reel # ____ Frame # ____

## Conveyance Type

- [XX] 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
- [XX] Corporation
- [ ] Association
- [ ] Other ____
- [XX] Citizenship/State of Incorporation/Organization: Delaware

## Receiving Party

[ ] Mark if additional names of receiving parties attached

Name: Aladdin Temp-Rite LLC

DBA/AKA/TA: ____

Composed of: ____

Address (line 1): 1124 Menzler Road

Address (line 2): ____

Address (line 3): Nashville (City) Tennessee (State/Country) 37210 (Zip Code)

- [ ] Individual
- [ ] General Partnership
- [ ] Limited Partnership
- [ ] Corporation
- [ ] Association
- [XX] Other: Limited Liability Company
- [XX] 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
01 FC:482 25.00 OP

FOR OFFICE USE ONLY

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 documents 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: Commissioner of Patents and Trademarks, Box Assignments, Washington, D.C. 20231

## 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 212-782-0717

Name Naomi S. Rhodes

Address (line 1) Shack & Siegel, P.C.

Address (line 2) 530 Fifth Avenue

Address (line 3) New York, New York 10036

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) | | |
|---|---|---|---|---|---|
| 75/503,403 | | | 774,317 | 2,045,045 | |
| | | | 879,724 | | |
| | | | 2,062,162 | | |

## Number of Properties

Enter the total number of properties involved. # 5

## Fee Amount

Fee Amount for Properties Listed (37 CFR 3.41): $ 140.00 Total
125.00 Previously Paid
15.00 Now Paid

Method of Payment: Enclosed [XX] 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 | Naomi S. Rhodes | 3/26/99 |
|---|---|---|
| Name of Person Signing | Signature | Date Signed |

FORM PTO-1594
(REV 6-93)

MRD
11.14.98

RECORD

11-18-1998

100903834

U.S. DEPARTMENT OF COMMERCE
Patent and Trademark Office

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) ☐ Association
☐ General Partnership ☐ Limited Partnership
X Corporation- Delaware
☐ Other _____

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

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 _____
X 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

3. Nature of conveyance:

X Assignment ☐ Merger
☐ Security Agreement ☐ Change of Name
☐ Other: _____

Execution Date: August 25, 1998

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 X 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

X 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:

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

# 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: _____
Name: Fred Meyer
Title: President

STATE OF New York §
§
COUNTY OF New York §

On this 25th 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.

_____
Notary Public
DANI WEINSTEIN
Notary Public, State of New York
No. 01WE4706911
Qualified in Nassau County
Commission Expires July 31, 20 10

Aladdin Temp-Rite, L.L.C.

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 ~~25th~~ 26th 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. Arguieta
Notary Public

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

## SCHEDULE A

| Name | Registration |
|---|---|
| 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

| Country | Registration No. | Serial No. | Trademark |
|---|---|---|---|
| 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<br>TEMP-RITE |
| Canada | TMA182,306 | | TEMP-RITE |
| Chile | 412,653 | | TEMP-RITE |
| China | 719,137 | | TEMP-RITE |
| Colombia | | 35,299 | ALADDIN<br>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<br>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**

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

**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

*100903834A*

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

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

SHACK & SIEGEL, P.C.
Counselors-at-Law

CHARLES F. CRAMES
PAMELA E. FLAHERTY
PAUL S. GOODMAN
RONALD S. KATZ
DONALD D. SHACK
JEFFREY N. SIEGEL
JEFFREY B. STONE

SUSAN E. CANTER
SYLVIA S. CHARPILLOZ
MICHAEL T. HUGHES
PAUL A. LUCIDO
STEVEN M. LUTT
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SAMUEL M. SILVERS
ERIC H. WANG

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

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

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,

Naomi S. Rhodes

Naomi S. Rhodes

NSR:dew
Enclosures
cc: Edwin Flores, Esq.