

05-03-1999

CORDATION FORM COVER SHEET

U.S. DEPARTMENT OF COMMERCE  
Patent and Trademark Office



TRADEMARKS ONLY

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Patents and Trademarks: Please record the attached original documents or copy thereof.

1. Name of conveying party(ies):  
NEW BW, INC.

- Individual(s)
- Association
- General Partnership
- Limited Partners
- Corporation-State of Delaware
- Other:

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

3. Nature of conveyance:

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

Execution Date: MAY 30, 1996

Name and address of receiving party(ies)

Name: BOSTON WHALER, INC.

Internal Address:

Street Address: 4121 SOUTH U.S. HIGHWAY 1

City: EDGEWATER State: FL ZIP: 32141

- 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) and address(es) attached?  Yes  No

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

A. Trademark Application No.(s)

B. Trademark No.(s)  
1,109,962

Additional numbers attached?  Yes  No

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

Name: Dale Paul DiMaggio, Esq.  
 Internal Address: Malin, Haley, DiMaggio & Crosby, P.A.  
 Street Address: One East Broward Blvd., Suite 1609  
 City: Fort Lauderdale State: Florida ZIP: 33301  
 Telephone: (954) 763-3303

6. Total number of applications and registrations involved: one

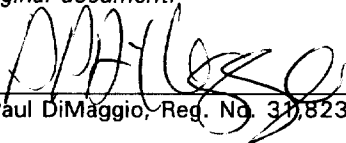
7. Total fee (37 CFR 3.41) \$40.00
- Enclosed
  - Authorized to be charged to Deposit Account

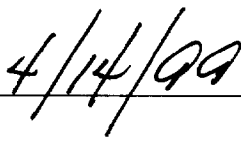
8. Deposit account number: 13-1130  
 (Attach duplicate copy of this page if paying by deposit account)

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.

  
 Dale Paul DiMaggio, Reg. No. 3,1823

  
 Date

Total number of pages including cover sheet, attachments, and document: 3

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

1:9458/forms/4751.432

05/03/1999 DNGUYEN 00000067 1109962

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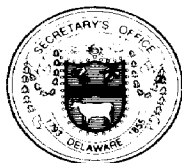
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TRADEMARK  
REEL: 1890 FRAME: 0680

*State of Delaware*  
*Office of the Secretary of State*      PAGE 1

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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 AMENDMENT OF "NEW BW, INC.", CHANGING ITS NAME FROM "NEW BW, INC." TO "BOSTON WHALER, INC.", FILED IN THIS OFFICE ON THE THIRD DAY OF JUNE, A.D. 1996, AT 9 O'CLOCK A.M.



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A handwritten signature in cursive script, reading "Edward J. Freel", is written over a horizontal line.

*Edward J. Freel, Secretary of State*

AUTHENTICATION: 9666951

DATE: 04-05-99

**TRADEMARK**  
**REEL: 1890 FRAME: 0681**

**CERTIFICATE OF AMENDMENT  
OF  
CERTIFICATE OF INCORPORATION**

**NEW BW, INC.**, a corporation organized and existing under and by virtue of the  
General Corporation Law of the State of Delaware, DOES HEREBY CERTIFY:

**FIRST:** That the Board of Directors of said corporation by the unanimous written consent of its members adopted a resolution proposing and declaring advisable the following amendment to the Certificate of Incorporation of this corporation:

**RESOLVED**, that the Certificate of Incorporation of **NEW BW, INC.** be amended by changing Article **FIRST** thereof so that, as amended, said Article shall be and read as follows:

"The name of the corporation is **BOSTON WHALER, INC.**"

**SECOND:** That in lieu of a meeting and vote of stockholders, the stockholders have given unanimous written consent to said amendment in accordance with the provisions of Section 228 of the General Corporation Law of the State of Delaware.

**THIRD:** That the aforesaid amendment was duly adopted in accordance with the applicable provisions of Sections 242 and 228 of the General Corporation Law of the State of Delaware.

IN WITNESS WHEREOF, said **NEW BW, INC.** has caused this certificate to be signed by its authorized officer this 30th day of May, 1996.

**NEW BW, INC.**

By:   
Michael D. Schmitz  
Secretary