

07-01-1999



Docket No.:

06 5396.0000

Tab settings

To the Honorable Commissioner of Patent:

101080636

Attached original documents or copy thereof

1. Name of conveying party(ies):

Hudson Foods, Inc.,

- ☐ Individual(s) ☐ Association
☐ General Partnership ☐ Limited Partnership
☒ Corporation-State of Delaware
☐ Other

Additional names(s) of conveying party(ies) ☐ Yes ☐ No

3. Nature of conveyance:

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

Execution Date: May 26, 1999

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

Name: Willow Brook Foods, Inc.

Internal Address:

Street Address: 405 North Jefferson

City: Springfield State: MO ZIP: 65805

- ☐ Individual(s) citizenship
☐ Association
☐ General Partnership
☐ Limited Partnership
☒ Corporation-State of Missouri
☐ Other

If assignee is not domiciled in the United States, a domestic designation is ☐ Yes ☐ N
(Designations must be a separate document from
Additional name(s) & address(es) ☐ Yes ☐ N

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

A. Trademark Application No.(s)

B. Trademark Registration No.(s)

1,506,186 1,297,881 1,803,852
1,266,476 1,276,417 1,286,178
1,344,824 1,364,693 870,975

Additional numbers ☒ Yes ☐ No

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

Name: Charles W. Hanor, P.C.

Internal Address: Akin, Gump, Strauss, Hauer & Feld,
L.L.P.

Street Address: 300 Convent Street
Suite 1500

City: San Antonio State: TX ZIP: 78205

6. Total number of applications and registrations involved: 17

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

- ☐ Enclosed
☒ Authorized to be charged to deposit account

8. Deposit account number:

01-0477

06/30/1999 DNGUYEN 00000303 010477 1506186

DO NOT USE THIS SPACE

01 FC:481 40.00 CH
02 FC:482 400.00 CH

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.

Charles W. Hanor, P.C.

Name of Person Signing

Signature

June 28, 1999

Date

Total number of pages including cover sheet, attachments, and

4

TRADEMARK

REEL: 001922 FRAME: 0389

**Recordation of Trademark Registration No.
Continuation**

1,768,779
990,299
1,520,332
1,175,609
1,894,210
2,066,749
1,093,905
823,488

TRADEMARK ASSIGNMENT

WHEREAS, Hudson Foods, Inc., a corporation organized and existing in the laws of the State of Delaware and having its principal place of business at 2210 Oaklawn Drive, Springdale, Arkansas 72762 (hereinafter, "Hudson") has adopted and is using the trademarks set forth in Schedule "A" hereto (hereinafter, the "Marks"); and

WHEREAS, pursuant to an Asset Purchase Agreement by and between Hudson and Willow Brook Foods, Inc., as sellers, and PLF Meats, Inc., as buyer, entered into as of December 31, 1998 (hereinafter, the "Purchase Agreement"), Hudson agreed to transfer all of its right, title and interest in the Marks to PLF Meats, Inc.; and

WHEREAS, PLF Meats, Inc. has changed its corporate name to Willow Brook Foods, Inc.

NOW, THEREFORE, in consideration of the sum of Ten Dollars (\$10.00) and other good and valuable consideration, the sufficiency and receipt thereof is hereby acknowledged, Hudson hereby assigns, transfers and conveys to Willow Brook Foods, Inc. Hudson's entire right, title, and interest in the Marks, and any goodwill associated therewith.

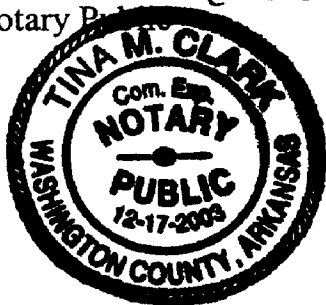
Willow Brook Foods, Inc. acknowledges that the Marks are assigned, transferred and conveyed pursuant to the Purchase Agreement and that Willow Brook Foods, Inc. shall be entitled to the benefits of the representations, warranties, covenants and agreements contained therein. Except as provided in the Purchase Agreement, no representations or warranties are made with respect to the conveyance made pursuant to this Trademark Assignment.

This 26th day of May, 1999.

Signed, sealed and delivered
in the presence of:

Tina M. Clark

Notary Public



Dennis Leatherby
Dennis Leatherby
Senior Vice President, Finance and
Treasurer

SCHEDULE A

- a. S design for Schweigert
- b. Schweigert and design (Reg. No. 1,506,186)
- c. Schweigert Makes It Better (Reg. No. 1,266,476)
- d. CookOuts (no registration or application)
- e. Schweigert's Sunday Morning Delight (Reg. No. 1,344,824)
- f. Sunday Morning Delight (Reg. No. 1,297,881)
- g. Smokettes (Minnesota Reg. No. 1899)
- h. Tender Tom and design (no registration or application)
- i. Tenderbite (Reg. No. 1,276,417)
- j. Hickory House (Reg. No. 1,364,693)
- k. Master Trim (Reg. No. 1,803,852)
- l. Old Meister (Reg. Nos. 1,286,178 and 870,975)
- m. Premier "99" (Reg. No. 1,768,779)
- n. Butter Moist (Reg. No. 990,299)
- o. Fun Dogs (no registration or application)
- p. Bake-in-Bag (supplemental register) (Reg. No. 1,520,332)
- q. Flavor Fresh (supplemental register) (Reg. No. 1,175,609)
- r. Gourmet Recipe and design (Reg. No. 1,894,210)
- s. The Carving Station Slow-Roasted Goodness and design (Reg. No. 2,066,749)
(see note 1 below)
- t. Willow Brook Farms and design (Reg. No. 1,093,905)
- u. Willow Brook Foods and design (no registration or application)
- v. Deli Meister (no registration or application)
- w. Our Delight (no registration or application)
- x. Willowbrook Farms (Reg. No. 823,488).

Note 1: On June 3, 1997, Hudson Foods, Inc. obtained federal registration of the trademark THE CARVING STATION SLOW-ROASTED GOODNESS, Reg. No. 2,066,749 (the "Mark"). Shortly after registration of the Mark, Perdue Holdings, Inc. ("Perdue") filed an action to cancel registration of the Mark based upon likelihood of confusion with its trademarks CARVING BOARD and CARVING CLASSICS. Sellers and Perdue have orally agreed to the following phase out schedule for the Mark as it relates to the Business:

- a. No further production and packaging of goods by Sellers using the Mark by August 1, 1999;
- b. Stop distribution of goods using the Mark by December 1, 1999; and
- c. All goods using the Mark will be off the shelves by June 1, 2000.