

RE  
7

09-13-1999

EET  
-Y

48165  
484120

Tab settings → → → ▼ 9-13-99 ▼



To the Honorable Commissioner of Patents

101124438

Attached original documents or copy thereof.

1. Name of conveying party(ies):

SUN LIFE INSURANCE COMPANY OF AMERICA

- Individual(s)
- General Partnership
- Corporation-State California
- Other
- Association
- Limited Partnership

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

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

Name: EARTH'S BEST, INC.

Internal Address: Suite 201E

Street Address: 4840 Pearl East

City: Boulder State: CO ZIP: 80301

- 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
- Security Agreement
- Other Corrective Recordation for Security
- Merger
- Change of Name

Interest Release recorded 04/08/1996 on Reel  
Execution Date: 1504/Frame 0053 executed 09/09/1996

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

A. Trademark Application No.(s)

B. Trademark registration No.(s)

1,560,438

2,064,061

Additional numbers attached?  Yes  No

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

Name: Kathryn Jennison Shultz

Internal Address: Jennison & Shultz, P.C.

Street Address: Crystal Plaza #1, Suite 1102

2001 Jefferson Davis Highway

City: Arlington State: VA ZIP: 22202

6. Total number of applications and registrations involved: 2

7. Total fee (37 CFR 3.41):..... \$ 185.00

including special handling fee

Enclosed

Authorized to be charged to deposit account

8. Deposit account number:

(Attach duplicate copy of this page if paying by deposit account)

09/14/1999 TT011 0000058 1560438

DO NOT USE THIS SPACE

01 FC:481	40.00 OP
02 FC:482	25.00 OP
03 FC:484	120.00 OP

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.

Kathryn Jennison Shultz  
Name of Person Signing

September 13, 1999  
Date

Total number of pages comprising cover sheet: 1

RECEIVED  
SEP 09 1996

RECORDATION FORM COVER SHEET  
TRADEMARKS ONLY

09-25-1996



To the Honorable Commissioner of Patents and Trademarks. Please record the a

100279719

1. Name of conveying party(ies):  
EARTH'S BEST, Inc. *mar 9-9-96*

Individual(s)       Association  
 General Partnership       Limited Partnership  
 Corporation  
 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: April 2, 1996

2. Name and address of receiving party(ies):  
Name: Sun Life Insurance Company of America

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

Street Address: 11601 Wilshire Blvd, Suite 100

City: Los Angeles      State: CA      ZIP 90025

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

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) 75/017,082

*TM*

Additional numbers attached?      No

B. Trademark Registration No.(s)  
1,560,438

5. Name and address of party to whom correspondence concerning document should be mailed:  
Name: Cooley Godward Castro Huddleson & Tatum

Internal Address: 4th Floor  
Attn: Dawn Romaniuk

Street Address: 5 Palo Alto Square  
3000 El Camino Real

City: Palo Alto      State: CA      ZIP 94306

6. Total number of applications and registration involved: 2 (one)

7. Total fee (37 CFR 3.41):  
..... \$65.00

Enclosed  
 Authorized to be charged to deposit account

8. Deposit account number: 03-3118

(Attach duplicate copy of this page if paying by deposit account)

DO NOT USE THIS SPACE

*40E  
25E*

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.*

*Dawn Romaniuk*  
Dawn Romaniuk      9/6/96  
Date

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

Mail documents to be recorded with required cover sheet information to:  
Commissioner of Patents and Trademarks, Box Assignments, Washington, D.C. 20231



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Registrant/Applicant: Earth's Best, Inc.  
 Marks: See Attached Exhibit A

**RELEASE OF TRADEMARK SECURITY INTEREST**

WHEREAS, Earth's Best Inc., a Delaware corporation, having its principal offices at 4840 Pearl East Circle, Suite 201E Boulder, CO 80301, has adopted, used or had an intent-to-use the trademarks listed in the attached Exhibit A, now registered or in the process of registration in the United States Patent and Trademark Office; and

WHEREAS, Earth's Best, Inc., entered into a Security Agreement dated September 18, 1992 (the "Security Agreement"), with Sun Life Insurance Company of America (hereinafter "Lender"); a true and correct copy of which was recorded by the United States Patent and Trademark Office on September 22, 1992, at Reel 0895, Frame 0196:

NOW, THEREFORE, for good and valuable consideration, receipt of which is hereby acknowledged, Lender hereby:

1. releases and reassigns to Earth's Best, Inc. any and all liens, security interests, right, title and interest of Lender pursuant to the Security Agreement in the trademarks which are described more fully on Exhibit A, without recourse or representation or warranty, express or implied; and

2. authorizes and requests the Commissioner of Patents and Trademarks of the United States of America to note and record the existence of the release hereby given.

IN WITNESS WHEREOF, Lender has caused this Release to be signed by its duly authorized officer as of this 18th day of March, 1996.

SUN LIFE INSURANCE COMPANY  
 of AMERICA

By: Carl Weidmiller  
 Name: CARL WEIDMILLER  
 Title: AS AGENT FOR SUN LIFE  
INS CO OF AMERICA  
KNOWN AS SUN/AMERICA LIFE

21066541  
 022796

TRADEMARK  
 REEL: 1504 FRAME: 0054  
 TRADEMARK  
 REEL: 001927 FRAME: 0443

**Exhibit A**

**REGISTERED U. S. TRADEMARKS**

<u>Registration No.</u>	<u>Mark</u>	<u>Registration Date</u>
1,560,438	Earth's Best	10/17/89

**U. S. TRADEMARKS APPLICATIONS**

<u>Serial No.</u>	<u>Mark</u>
75/017,082	Earth's Best - "infant formula"

21066541  
022796

RECORDED: 09/09/1996

RECORDED: 09/13/1999

TRADEMARK  
REEL: 1504 FRAME: 0055

TRADEMARK  
REEL: 001927 FRAME: 0444