

07-22-1999

Docket No.:



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To the Honorable Commissioner of Pat.

101098491

attached original documents or copy thereof.

1. Name of conveying party(ies):

The May Department Stores Company
611 Olive Street
St. Louis, Missouri 63101

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

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

3. Nature of conveyance: MD 7-13-99

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

Execution Date: July 13, 1999

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

Name: Ty Inc.

Internal Address: _____

Street Address: 280 Chestnut

City: Westmont State: IL ZIP: 60559

- Individual(s) citizenship
- Association
- General Partnership
- Limited Partnership
- Corporation-State Delaware
- 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)

2,250,152
2,255,891

Additional numbers Yes No

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

Name: Julie A. Katz, Esq.

Internal Address: _____

Street Address: 120 South Riverside Plaza, 22nd Floor

City: Chicago State: IL ZIP: 60602

6. Total number of applications and registrations involved:.....

2

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

- Enclosed
- Authorized to be charged to deposit account

8. Deposit account number:

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.

Julie A. Katz

Name of Person Signing

Signature

7/15/99

Date

Total number of pages including cover sheet, attachments, and

2


ASSIGNMENT

WHEREAS, THE MAY DEPARTMENT STORES COMPANY ("May"), a New York corporation having a principal place of business at 611 Olive Street, St. Louis, Missouri 63101, has adopted and is presently using the "JINGLE BEANIES" and "HALLOWEENIE BEANIES" trademarks (hereinafter the "Marks") for bean bag toys, and has registered the Marks, Registration Nos. 2,255,891 and 2,250,152, respectively (hereinafter the "Registrations") in the United States Patent and Trademark Office; and

WHEREAS, TY INC. ("Ty"), a Delaware corporation having a principal place of business at 280 Chestnut, Westmont, Illinois 60559, is desirous of acquiring the Marks and Registrations;

NOW THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, May does hereby assign, sell and transfer to Ty the entire right, title and interest in, to and under the Marks and the Registrations, together with the goodwill of the business connected with the use of and symbolized by the Marks, and all claims for the past infringement of the Marks and Registrations.

THE MAY DEPARTMENT STORES COMPANY

By: 
Name: Murray Altman
Title: Senior Vice President

State of Missouri
City of St. Louis

On this 13th day of July, 1999, personally appeared before me, Murray Altman, known by me to be a Senior Vice President of The May Department Stores Company, May Merchandising Company division and he acknowledged that he executed the foregoing Assignment on behalf of The May Department Stores Company, pursuant to authority duly given to him by The May Department Stores Company.

Notary Public


NOTARY PUBLIC
MY COMMISSION EXPIRES

SARAH JANE WESTOVER
Notary Public — Notary Seal
STATE OF MISSOURI
St. Louis County
My Commission Expires: August 10, 1999