

08-10-1999

Form PTO-1504

1-31-92



SHEET

U.S. DEPARTMENT OF COMMERCE

Patent and Trademark Office

the attached original documents or copy hereof.

101114515

1. Name of conveying party(ies).  
The Men's Wearhouse, Inc.

Individual(s) Association  
General Partnership Limited Partnership  
 Corporation-State Texas  
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: July 26, 1999

8.3.99

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

Name: TMW Licensing II, Inc.  
Address: 40650 Encyclopedia Circle  
Fremont, California  
94538-2453, USA

Individual(s) citizenship  
Association  
General Partnership  
Limited Partnership  
Corporation-State California  
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) & addresses attached?  
Yes  No

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

A. Trademark Application No.(s)

B. Trademark Registration No.(s).

2221170 (V.I.P. CORPORATE PROGRAM)

2235127 (BARACUTA)

Additional Numbers attached? Yes  No

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

Name: Mark N. Mutterperl  
Internal Address: Fulbright & Jaworski L.L.P.  
Street Address: 666 Fifth Avenue  
City: New York State: NY Zip: 10103



6. Total number of applications and registration  
involved: 2

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

Enclosed  
Authorized to be charged to deposit account  
(Only if total fee is not sufficient)

8. Deposit account number:

[NUMBER] 50.0624

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

DO NOT USE THIS SPACE

08-03-1999

U.S. Patent & TMO/TM Mail Rcpt Dt. #70

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.

Mark N. Mutterperl

Name of Person Signing

*Mark N. Mutterperl*  
Signature

August 3, 1999

Date

Total number of pages comprising cover sheet:

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

TRADEMARK ASSIGNMENT

WHEREAS, The Men's Wearhouse, Inc. ("TMW"), a Texas corporation located and doing business at 5803 Glenmont, Houston, Texas 77081, has adopted, used and is using the trademarks BARACUTA which is registered in the United States Patent and Trademark Office, Registration No. 2,235,127, issued March 23, 1999; and V.I.P. CORPORATE PROGRAM which is registered in the United States Patent and Trademark Office, Registration No. 2, 221,170, issued February 2, 1999 (the "Marks").

WHEREAS, TMW Licensing II, Inc. ("TMW Licensing"), a California corporation located and doing business at 40650 Encyclopedia Circle, Fremont, California 94538-2453, desires to acquire the Marks and the registrations thereof;

NOW THEREFORE, for all good and valuable consideration, receipt of which is hereby acknowledged, TMW hereby assigns unto TMW Licensing all of its rights, title and interest in and to the Marks, together with the goodwill of the business symbolized by the Marks, and the registrations thereof.

THE MEN'S WEARHOUSE, INC.

By 

Name: Richard E. Goldman  
Title: Executive Vice President

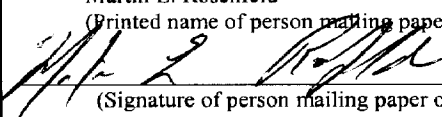
SUBSCRIBED AND SWORN TO  
before me this \_\_\_\_\_ day of July,  
1999



\_\_\_\_\_  
Notary Public

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Registration of: )  
THE MEN'S WEARHOUSE, INC. )  
 )  
Registration No.: 2,221,170 )  
 )  
Registration Date: February 2, 1999 )  
 )  
Mark: V.I.P. CORPORATE PROGRAM )  
 )

"Express Mail" mailing label No. E1 35387874009 US  
Date of Deposit June 30, 1999  
I hereby certify that this paper or fee is being deposited with  
the United States Postal Service "Express Mail Post Office  
to Addressee" service under 37 C.R.1. 1.10 on the date  
indicated above and is addressed to Assistant Commissioner  
for Trademarks, 2900 Crystal Drive, Arlington, VA 22202-  
3513.  
  
Martin E. Rosenfeld  
(Printed name of person mailing paper or fee)  
  
(Signature of person mailing paper or fee)

In re Registration of: )  
THE MEN'S WEARHOUSE, INC. )  
 )  
Registration No.: 2,235,127 )  
 )  
Registration Date: March 23, 1999 )  
 )  
Mark: BARACUTA )  
 )



08-03-1999

U.S. Patent & TMOfc/TM Mail Rcpt Dt. #70

Box ASSIGNMENT DIVISION  
Assistant Commissioner for Trademarks  
2900 Crystal Drive  
Arlington, Virginia 22202-3513

Dear Sir:

Please record the enclosed Trademark Assignment showing TMW Licensing II, Inc. as the "assignee" against registration nos.: 2221170 and 2235127.

The appropriate trademark cover sheet is also enclosed which indicates:

- 1. Name of Assignor: The Men's Wearhouse, Inc.
- 2. Name of Assignee: TMW Licensing II, Inc.
- 3. Address of Assignee: 40650 Encyclopedia Circle  
Fremont, California 94538-2453
- 4. Registrations against which the Trademark Assignment are to be recorded: 2221170  
2235127

August 3, 1999

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- 5 Name and Address of Party to whom correspondence concerning this document should be mailed: Fulbright & Jaworski L.L.P.  
666 Fifth Avenue  
New York, New York 10103  
Attention: Mark N. Mutterperl
- 6 Number of Registrations: 2
- 7 Amount of the enclosed or authorized to be charged: \$65.00
- 8 Deposit Account Number: If the check is not enclosed or is insufficient, please charge any additional fees to Deposit Account No.: 50-0624
9. Effective date of attached documents: July 26, 1999

A duplicate copy of this transmittal letter is attached for accounting purposes.

Respectfully submitted

FULBRIGHT & JAWORSKI L.L.P.

Dated: August 3, 1999

By   
Mark N. Mutterperl

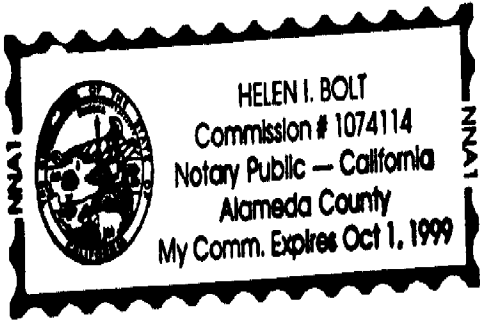
666 Fifth Avenue  
New York, New York 10103  
(212) 318-3000

Enclosures:

- Trademark Assignment
- Recordation Form Cover Sheet
- Check in the amount of \$65.00

**JURAT**

State of California  
County of Alameda } ss.



Subscribed and sworn to ~~(or affirmed)~~ before me

this 26 day of July, 1999, by  
Date Month Year

(1) Richard E. Goldman  
Name of Signer(s)

(2) \_\_\_\_\_  
Name of Signer(s)

Helen I. Bolt  
Signature of Notary Public

**OPTIONAL**

*Though the information in this section is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of this form to another document.*

**Description of Attached Document**

Title or Type of Document: Trademark Assignment

Document Date: 7/26/99 Number of Pages: One

Signer(s) Other Than Named Above: None

**RIGHT THUMBPRINT OF SIGNER #1**  
Top of thumb here

**RIGHT THUMBPRINT OF SIGNER #2**  
Top of thumb here