

T

Tab settings 000

To the Honorable Commissioner of Patents



101123756

Send original documents or copy thereof.

1. Name of conveying party(ies):  
Dawn Food Products, Inc.

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

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

3. Nature of conveyance: **8-19-99**

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

Execution Date: June 24, 1993/June 19, 1998

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

Name: Dawn Foods, Inc.

Internal Address:

Street Address: 2021 Micor Drive

City Jackson State Michigan ZIP 49203

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

B. Trademark registration No.(s) 1,807,809

Additional numbers attached?  Yes  No

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

Name: Duncan F. Beaman

Internal Address: Harris Building, Suite 700

Street Address: 180 West Michigan Ave.

City: Jackson State: MI ZIP 49201

6. Total number of applications and registrations involved: **1**

7. Total fee (37 CFR 3.41): \$ 40.00

Enclosed

Authorized to be charged to deposit account

8. Deposit account number:

(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.

Duncan F. Beaman

Name of Person Signing

Signature

8-17-99

Date

08/20/1999 MTHA11 00000388 1807809

Total number of pages, including attachment and document cover sheet: **7**

01 FC:481 OMB No. 0651-0011 (exp. 4/94) 40.00 DP

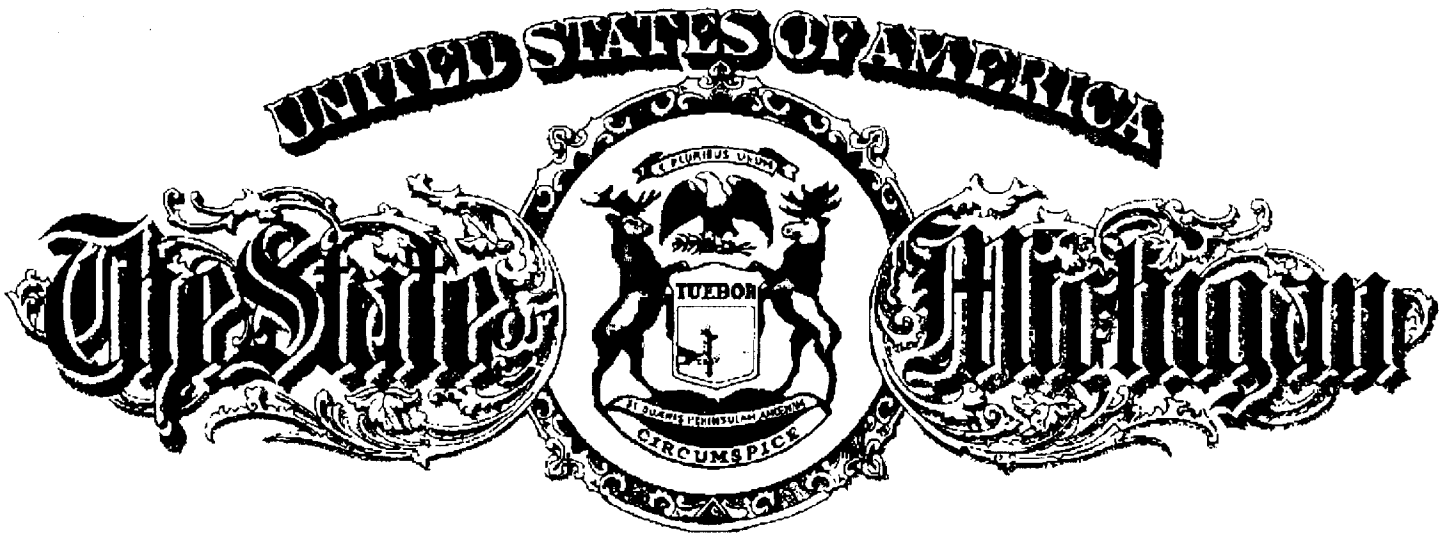
Do not detach this portion

**40E**

Mail documents to be recorded with required cover sheet information to:

Commissioner of Patents and Trademarks  
Box Assignments  
Washington, D.C. 20231

Public burden reporting for this sample cover sheet is estimated to average about 30 minutes per document to be recorded, including time for reviewing the document and gathering the data needed, and completing and reviewing the sample cover sheet. Send comments regarding this burden estimate to the U.S. Patent and Trademark Office, Office of Information Systems, PK2-1000C, Washington, D.C. 20231, and to the Office of Management and Budget, Paperwork Reduction Project, Washington, D.C. 20503



Michigan Department of Consumer and Industry Services

Lansing, Michigan

*This is to Certify that the Annexed copy has been compared by me with the record on file in this Department and that the same is a true copy thereof.*

*In testimony whereof, I have hereunto set my hand and affixed the Seal of the Department, in the City of Lansing, this 12th day of August, 1999.*

*Julie Croll*

, Director

172 0443995

Corporation, Securities and Land Development Bureau

MICHIGAN DEPARTMENT OF CONSUMER AND INDUSTRY SERVICES  
CORPORATION, SECURITIES AND LAND DEVELOPMENT BUREAU

Date Received		(FOR BUREAU USE ONLY)
JUN 23 1998		This document is effective on the date filed, unless a subsequent effective date within 90 days after received date is stated in the document.

**FILED**

JUN 23 1998

Administrator  
MI DEPT OF CONSUMER & INDUSTRY SERVICES  
CORPORATION, SECURITIES & LAND DEVELOPMENT BUREAU

Name		
Bobbi Overleese Barnes & Thornburg		
Address		
11 South Meridian Street		
City	State	Zip Code
Indianapolis	Indiana	46204

EFFECTIVE DATE:

Document will be returned to the name and address you enter above. If left blank document will be mailed to the registered office.

**CERTIFICATE OF AMENDMENT TO THE ARTICLES OF INCORPORATION**

For use by Domestic Profit and Nonprofit Corporations

(Please read information and instructions on the last page)

Pursuant to the provisions of Act 284, Public Acts of 1972 (profit corporations), or Act 162, Public Acts of 1982 (nonprofit corporations), the undersigned corporation executes the following Certificate:

1. The present name of the corporation is:	Dawn Holdings, Inc.
2. The identification number assigned by the Bureau is:	039-595

3. Article 1 of the Articles of Incorporation is hereby amended to read as follows:

Section 1.01 of Article I of the Restated Articles of Incorporation is hereby amended to read as follows:

**"Section 1.01. Name.** The name of the Corporation is Dawn Foods, Inc."

LB-CK-12<sup>50</sup>-67376

**COMPLETE ONLY ONE OF THE FOLLOWING:**

**4. (For amendments adopted by unanimous consent of Incorporators before the first meeting of the board of directors or trustees.)**

The foregoing amendment to the Articles of Incorporation was duly adopted on the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_\_, in accordance with the provisions of the Act by the unanimous consent of the incorporator(s) before the first meeting of the Board of Directors or Trustees.

Signed this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_\_

_____	_____
(Signature)	(Signature)
_____	_____
(Type or Print Name)	(Type or Print Name)
_____	_____
(Signature)	(Signature)
_____	_____
(Type or Print Name)	(Type or Print Name)

**5. (For profit and nonprofit corporations whose Articles state the corporation is organized on a stock or on a membership basis.)**

The foregoing amendment to the Articles of Incorporation was duly adopted on the 30th day of April, 1998 by the shareholders if a profit corporation, or by the shareholders or members if a nonprofit corporation (check one of the following)

- at a meeting the necessary votes were cast in favor of the amendment.
- by written consent of the shareholders or members having not less than the minimum number of votes required by statute in accordance with Section 407(1) and (2) of the Act if a nonprofit corporation, or Section 407(1) of the Act if a profit corporation. Written notice to shareholders or members who have not consented in writing has been given. (Note: Written consent by less than all of the shareholders or members is permitted only if such provision appears in the Articles of Incorporation.)
- by written consent of all the shareholders or members entitled to vote in accordance with section 407(3) of the Act if a nonprofit corporation, or Section 407(2) of the Act if a profit corporation.
- by the shareholders of a profit corporation pursuant to section 611(2).

<p><b>Profit Corporations</b></p> <p>Signed this <u>19th</u> day of <u>June</u>, 19<u>98</u></p> <p>By <u>Miles E. Jones</u>  <small>(Signature of an authorized officer or agent)</small></p> <p><b>Miles E. Jones, President</b></p> <p>_____  <small>(Type or Print Name)</small></p>
--

<p><b>Nonprofit Corporations</b></p> <p>Signed this _____ day of _____, 19_____</p> <p>By _____  <small>(Signature of President, Vice-President, Chairperson or Vice-Chairperson)</small></p> <p>_____  <small>(Type or Print Name)</small>                      _____  <small>(Type or Print Title)</small></p>
--

515

**FILED**

JUL 07 1993

Administrator  
MICHIGAN DEPARTMENT OF COMMERCE  
Corporation & Securities Bureau

**CERTIFICATE OF AMENDMENT**  
**TO THE**  
**RESTATED ARTICLES OF INCORPORATION**  
**OF**  
**DAWN FOOD PRODUCTS, INCORPORATED**

**RECEIVED**

JUN 23 1993

MICHIGAN DEPT OF COMMERCE  
CORPORATION & SECURITIES BUREAU

Pursuant to the provisions of Act 284, Public Acts of 1972, as amended (profit corporations),  
the undersigned corporation executes the following Certificate:

**Section 1.** The present name of the corporation is Dawn Food Products, Incorporated.

**Section 2.** The corporation identification number (CID) assigned by the Bureau  
is: 039-595.

**Section 3.** The location of its registered office is:

~~2021 Micor Drive, Jackson, Michigan 49203~~  
30600 Telegraph Rd., Bingham Farms, MI 48025

**Section 4.** Article 1 "Identification", Section 1.01 "Name" of the Restated Articles of  
Incorporation is hereby amended to read as follows:

"The name of the Corporation is **DAWN HOLDINGS, INC.**" ✓

**Section 5.** The foregoing amendment to the Restated Articles of Incorporation was duly  
adopted on the 23rd day of June, 1993. The amendment was duly adopted  
by the written consent of all the shareholders or members entitled to vote in  
accordance with Sections 407(2) and 611(2) of the Act.

Signed this 24th day of June, 1993.

By: Steven M. Jones  
Steven M. Jones, President

LGM00538

*22*

**DOCUMENT WILL BE RETURNED TO NAME AND MAILING ADDRESS INDICATED IN THE BOX BELOW.** Include name, street and number (or P.O. box), city, state and ZIP code.

Name of person or organization remitting fees:

*Barnes & Thornburg*

*Louis Martine  
Barnes & Thornburg  
1313 Merchants Bank Bldg  
11 S. Meridian St  
Indianapolis, IN 46204 - 3556*

Preparer's name and business telephone number:

*Louis G. Martine*

*(317) 231-7236*

**INFORMATION AND INSTRUCTIONS**

1. This form is issued under the authority of Act 284, P.A. of 1972, as amended, and Act 162, P.A. of 1982, as amended. The amendment cannot be filed until this form, or a comparable document, is submitted.

2. Submit one original copy of this document. Upon filing, a microfilm copy will be prepared for the records of the Corporation and Securities Bureau. The original copy will be returned to the address appearing in the box above as evidence of filing.

Since this document must be microfilmed, it is important that the filing be legible. Documents with poor black and white contrast, or otherwise illegible, will be rejected.

3. This document is to be used pursuant to the provisions of section 631 of the Act for the purpose of amending the articles of incorporation of a domestic profit or nonprofit corporation. Do not use this form for restated articles. A nonprofit corporation is one incorporated to carry out any lawful purpose or purposes not involving pecuniary profit or gain for its directors, officers, shareholders, or members. A nonprofit corporation organized on a nonstock directorship basis, as authorized by Section 302 of the Act, may or may not have members, but if it has members, the members are not entitled to vote.

4. Item 2 — Enter the identification number previously assigned by the Bureau. If this number is unknown, leave it blank.

5. Item 4 — The entire article being amended must be set forth in its entirety. However, if the article being amended is divided into separately identifiable sections, only the sections being amended need be included.

6. This document is effective on the date approved and filed by the Bureau. A later effective date, no more than 90 days after the date of delivery, may be stated.

7. If the amendment is adopted before the first meeting of the board of directors, item 5(a) must be completed and signed in ink by all of the incorporators listed in Article V of the Articles of Incorporation. If the amendment is otherwise adopted, item 5(b) must be completed and signed in ink by the president, vice-president, chairperson, or vice-chairperson of the corporation.

8. FEES: Filing fee (Make remittance payable to State of Michigan) ..... \$10.00  
Franchise fee for profit corporations (payable only if authorized capital stock has increased) — 1/2 mill (.0005) on each dollar of increase over highest previous authorized capital stock.

9. Mail form and fee to:  
Michigan Department of Commerce  
Corporation and Securities Bureau  
Corporation Division  
P.O. Box 30054  
Lansing, MI 48909  
Telephone: (517) 373-0493