

10-12-1999

ASSIGNMENT BRANCH

Hon. Commissioner of Patents and Trade
Washington, DC 20231



101168344

Sir: Please record the attached original assignment, having the following particulars:

Attorney Docket: 1200-000

Registration Nos.: 1,292,988 1,454,386 1,610,610 1,725,818 1,837,426 1,999,499

Assignor(s): National Westminster Bank USA (National Banking Association)
Address of assignor: 175 Water Street, New York, NY 10038

Assignee(s): St. Gillian Sportswear Ltd. (New York corporation)
A.J. Barie Ltd. (New York corporation)

Address of assignees: 498 Seventh Avenue, New York, NY 10018

Nature of enclosed document: Two Court Orders

Total number of applications/registrations involved: six (6)

Amount of fee enclosed: \$330.00
(Please charge any deficiency to deposit account No. 19-0748)

Date of execution of enclosure: June 28, 1995; August 1, 1995

All correspondence, including *the recorded document should be sent to the address at the bottom* .

In the case of an assignee outside the U.S. the undersigned is authorized to act as domestic representative yes no

To the best of my knowledge and belief, the foregoing information is true and correct.

Date: October 4, 1999

10/08/1999 MTHAI1 00000122 1292988

01 FC:481 40.00 OP
02 FC:482 125.00 OP

Jay A. Bondell
Reg. No.: 28,188

Total number of pages including cover sheet, attachments, and document 9

Refund Ref:
10/08/1999 MTHAI1 0000085379

CHECK Refund Total: \$165.00

MPW 10.7-89

NATIONAL ARCHIVES AND RECORDS ADMINISTRATION

To all to whom these presents shall come. Greeting:

By virtue of the authority vested in me by the Archivist of the United States, I certify on his behalf, under the seal of the National Archives and Records Administration, that the attached reproduction(s) is true and correct copy of documents in his custody.



SIGNATURE <i>Elaine Christopher</i>	
NAME ELAINE CHRISTOPHER	DATE 7-13-99
TITLE SUPERVISORY ARCHIVES SPECIALIST	
NAME AND ADDRESS OF DEPOSITORY NARA - Office of Regional Records Svcs 200 Space Center Drive Lee's Summit, MO 64064	

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK

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In re: Chapter 11
ST. GILLIAN SPORTSWEAR, LTD., Case Nos. 95 B 40665
A.J. BARI, LTD., 95 B 40299 and
BICHON APPAREL, LTD. 95 B 40666 (TLB)

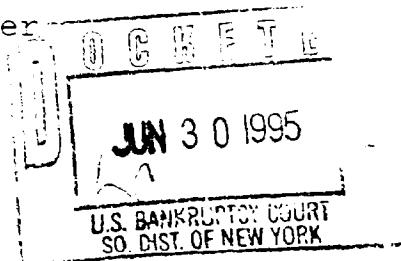
Debtors. Jointly Administered

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ORDER (1) AUTHORIZING DEBTORS TO SELL TRADEMARKS PURSUANT TO 11 U.S.C. §§ 363(b) and 363(f), (2) FIXING THE MANNER OF NOTICE AND THE BIDDING TERMS OF THE PROPOSED SALE, AND (3) SCHEDULING A HEARING TO APPROVE THE PROPOSED SALE (A&F #18)

Upon the application ("Application") of St. Gillian Sportswear, Ltd. ("St. Gillian"), Bichon Apparel, Ltd. ("Bichon"), and A.J. Bari Ltd. ("Bari") (collectively, the "Debtors") for an order pursuant to sections 363(b) and 363(f) of the Bankruptcy Code to (1) sell Trademarks, as that term is defined in the Application, free and clear of all liens, claims and encumbrances; (2) fix the manner of notice and the bidding terms of the proposed sale; (3) schedule a hearing to approve the sale; and (4) granting related relief; it is

ORDERED, that the Application is granted and pursuant to sections 363(b) and 363(f) of the Bankruptcy Code the Debtors are hereby authorized to sell the Trademarks free and clear of all liens, claims and encumbrances; and it is further



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ORDERED, that any competitive bidding for the Trademarks shall be held before the Court on ~~11/15~~ 11/15, 1995 at 10:00 a.m.; and it is further

ORDERED, that any entity wishing to submit a bid for the Trademarks shall do so at the hearing set forth above, and comply strictly with the following terms and conditions:

(1) Any successful bidder shall be required to provide, at the time of the submission of its bid, a nonrefundable earnest money deposit in cash or certified check in an amount equal to ten percent of the bid, to be held as liquidated damages without further order of the Bankruptcy Court in the event the bidder fails to close the transaction; and

(2) Any proposed bidder shall submit itself to the jurisdiction of the Court to enforce compliance with the terms of the transaction and the court orders with respect thereto; and it is further

ORDERED, that the Trademarks shall be offered for sale first in bulk, and then individually, after which the Debtors may exercise their business judgment in determining which bids to accept, and that notwithstanding the results of the proposed sale, the Debtors shall retain the authority to reject any bid; and it is further

ORDERED, that the Trademarks shall be offered for sale on a strictly "as is" basis; and it is further

ORDERED, that notice of the proposed sale shall be served upon all creditors of the Debtors, the U.S. Trustee, all parties

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that have filed a notice of appearance under Bankruptcy Rule 2002 in these proceedings, and all parties who have expressed an interest in the Trademarks, on or before June 30th, 1995, in a form substantially similar to the notice annexed hereto as Exhibit "A" and it is further

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ORDERED, that the Debtors shall place the notice referred to above as an advertisement in Women's Wear Daily and the New York Times, ~~on or before~~ only on or before July 10th, and also on or before July 14th, 1995; and it is further

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ORDERED, that any party in interest opposing or objecting to the proposed sale shall file and serve its objection on Angel & Frankel, attorneys for the Debtors, 460 Park Avenue, New York, New York 10022-1906 (Attention: Robert A. Abrams, Esq.) and Winston & Strawn, attorneys for NatWest Bank N.A., 175 Water Street, New York, New York 10038 (Attention: Howard Seife, Esq.), so as to be received no later than 5:00 p.m. on July 10th, 1995.

Dated: New York, New York
June 28, 1995


UNITED STATES BANKRUPTCY JUDGE

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UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK

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In re:

Chapter 11

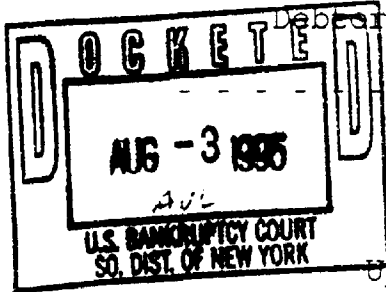
ST. GILLIAN SPORTSWEAR, LTD.,
A.J. BARI, LTD.,
BICHON APPAREL, LTD.

Case Nos. 95 B 40665
95 B 40299 and
95 B 40666 (TLB)

Jointly Administered

Debtors.

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ORDER APPROVING SALE OF TRADEMARKS
(A&F #18)

Upon the application ("Application") of St. Gillian Sportswear, Ltd. ("St. Gillian"), Bichon Apparel, Ltd. ("Bichon"), and A.J. Bari Ltd. ("Bari") (collectively, the "Debtors") for an order pursuant to sections 363(b) and 363(f) of the Bankruptcy Code to (1) sell Trademarks, as that term is defined in the Application, free and clear of all liens, claims and encumbrances; (2) fix the manner of notice and the bidding terms of the proposed sale; and (3) schedule a hearing to approve the sale; and upon the order of the Court dated June 28, 1995, (1) authorizing the sale of the Trademarks free and clear of all liens, claims and encumbrances; (2) fixing the manner of notice and bidding terms of the proposed sale; and (3) scheduling a hearing wherein competitive bidding for the sale of assets would take place; and a hearing having been held on July 18, 1995 (the "Sale Hearing") pursuant to the Application; and upon the record of the Sale Hearing; and the "Notice of Sale", providing notice of the Sale Hearing, having been (1) published in Women's Wear Daily and the New York Times; and (2) served upon the Office of the United States Trustee, the top twenty (20) creditors

of each Debtor on a consolidated basis, all potential bidders who have expressed to the Debtors a bona fide interest in acquiring the Trademarks, and all parties which filed a notice of appearance under Bankruptcy Rule 2002 in these proceedings; and it appearing that the relief requested in the Application is in the best interests of the Debtors, their estates, and their creditors and equity holders; and after due deliberation and good cause having been shown and appearing; it is hereby

ORDERED, that pursuant to section 363(b) and 363(f) of the Bankruptcy Code, and for the total consideration of \$165,500.00, the Debtors are hereby authorized and directed to sell and transfer all of their right, title, and interest, if any, in and to the U.S. Trademarks A.J. Bari, Gillian (Stylized), Gillian (Block), Silks by St. Gillian, Gillian Perrie, St. Gillian, Crepaura, and Bichon by Sara Edwards and the Canadian Trademarks A.J. Bari, Silks by St. Gillian, Gillian Perrie, Gillian Design, St. Gillian, and Bichon by Sara Edwards to Zachar Ltd., free and clear of all liens, claims, and encumbrances; and it is further

ORDERED, that pursuant to section 363(b) and 363(f) of the Bankruptcy Code, and for the total consideration of \$10,000.00, the Debtors are hereby authorized to sell and transfer all of their right, title, and interest, if any, in and to the U.S. and Canadian Trademark St. Gillian by Kay Unger to C.H.S.A. Corp., free and clear of all liens, claims, and encumbrances, and it is further

ORDERED, that the Debtors are hereby authorized, empowered and directed to execute, deliver, file, record, or

otherwise perform all things necessary to effectuate this Order and to consummate the sale of the Trademarks; and it is further

ORDERED, that the provisions of this Order authorizing the sale and transfer of the Trademarks to Zachar Ltd. and C.H.S.A. Corp. free and clear of all liens, shall be self-executing, and neither the Debtors nor any party or entity asserting a lien on the assets shall be required to execute or file releases, termination statements, assignments, consents, or other instruments in order to effectuate, consummate and implement the provisions hereof; and it is further

ORDERED, that each and every federal, state and local government agency or department and title company is hereby directed to accept any and all documents and instruments necessary and appropriate to consummate the sale of the Trademarks; and it is further

ORDERED, that the Debtors and Zachar Ltd. and C.H.S.A. Corp. shall close the sale of the Trademarks within three (3) business days of entry of this Order; and it is further

ORDERED, that upon receipt of the proceeds of the sale, the Debtors are directed to turnover the proceeds to NatWest Bank N.A., as agent for itself and Chemical Bank and that said banks may apply the proceeds to reduce the outstanding indebtedness owing to them by the Debtors.

Dated: New York, New York

~~July~~ 1, 1995

Aug.


UNITED STATES BANKRUPTCY JUDGE