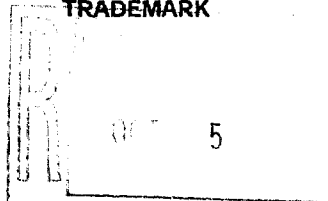


10-22-1999



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RECORDATION FORM COVER SHEET  
TRADEMARKS ONLY



TO: The Commissioner of Patents and Trademarks: Please record the attached original document(s) or copy(ies).

Submission Type

- New
- Resubmission (Non-Recordation)  
Document ID # \_\_\_\_\_
- Correction of PTO Error  
Reel # \_\_\_\_\_ Frame # \_\_\_\_\_
- Corrective Document  
Reel # \_\_\_\_\_ Frame # \_\_\_\_\_

Conveyance Type

- Assignment  License
  - Security Agreement  Nunc Pro Tunc Assignment
  - Merger
  - Change of Name
  - Other Merger and Change of Name
- Effective Date  
Month Day Year  
11-29-90

MPO 10-13-99

Conveying Party

Mark if additional names of conveying parties attached

Execution Date  
Month Day Year

Name DuraWear Corporation

11-29-90

Formerly \_\_\_\_\_

- Individual  General Partnership  Limited Partnership  Corporation  Association
- Other \_\_\_\_\_
- Citizenship/State of Incorporation/Organization Delaware

Receiving Party

Mark if additional names of receiving parties attached

Name DuraWear Corporation

DBA/AKATA (by Change of Name from J.W. DuraWear, Inc. following merger)

Composed of \_\_\_\_\_

Address (line 1) 2598 Alton Road

Address (line 2) \_\_\_\_\_

Address (line 3) Birmingham

AL

35210

- Individual  General Partnership  Limited Partnership
- Corporation  Association
- Other \_\_\_\_\_
- Citizenship/State of Incorporation/Organization Alabama

If document to be recorded is an assignment and the receiving party is not domiciled in the United States, an appointment of a domestic representative should be attached. (Designation must be a separate document from Assignment.)

10/21/1999 NTHAI1 00000219 1208357

FOR OFFICE USE ONLY

01 FC:481 40.00 OP  
02 FC:482 50.00 OP

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

**Domestic Representative Name and Address**

Enter for the first Receiving Party only.

Name

Address (line 1)

Address (line 2)

Address (line 3)

Address (line 4)

**Correspondent Name and Address**

Area Code and Telephone Number

Name

Address (line 1)

Address (line 2)

Address (line 3)

Address (line 4)

**Pages**

Enter the total number of pages of the attached conveyance document including any attachments. #

**Trademark Application Number(s) or Registration Number(s)**

Mark if additional numbers attached

Enter either the Trademark Application Number or the Registration Number (DO NOT ENTER BOTH numbers for the same property).

**Trademark Application Number(s)**

**Registration Number(s)**

<input type="text"/>	<input type="text"/>	<input type="text"/>
<input type="text"/>	<input type="text"/>	<input type="text"/>
<input type="text"/>	<input type="text"/>	<input type="text"/>

<input type="text" value="1,208,357"/>	<input type="text" value="1,010,454"/>	<input type="text"/>
<input type="text"/>	<input type="text"/>	<input type="text"/>
<input type="text" value="1,075,013"/>	<input type="text"/>	<input type="text"/>

**Number of Properties**

Enter the total number of properties involved. #

**Fee Amount**

Fee Amount for Properties Listed (37 CFR 3.41): \$

Method of Payment: Enclosed  Deposit Account

Deposit Account

(Enter for payment by deposit account or if additional fees can be charged to the account.)

Deposit Account Number: #

Authorization to charge additional fees: Yes  No

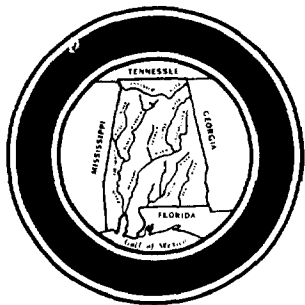
**Statement and Signature**

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. Charges to deposit account are authorized, as indicated herein.

Elizabeth G. Borland  
Name of Person Signing

Elizabeth G. Borland  
Signature

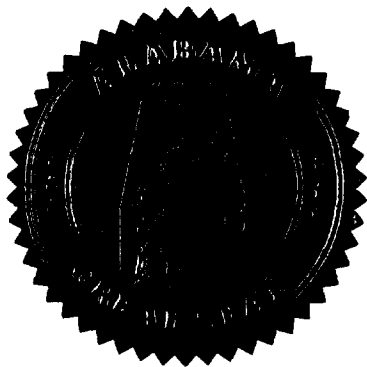
10-6-99  
Date Signed



# STATE OF ALABAMA

**I, Perry A. Hand, Secretary of State, of the State of Alabama, having custody of the Great and Principal Seal of said State, do hereby certify that**

duplicate originals of Articles of Merger merging DuraWear Corporation, a Delaware corporation, into J. W. Durawear, Inc., an Alabama corporation, changing it's name to DuraWear Corporation, duly signed and verified pursuant to the provisions of Section 10-2A-143, Code of Alabama, 1975, have been received in this office and are found to conform to law. Accordingly the undersigned, as such Secretary of State, and by virtue of the authority vested in him by law, hereby issues this Certificate of Merger merging DuraWear Corporation into J. W. Durawear, Inc. changing it's name to DuraWear Corporation and attaches hereto a duplicate original of the Articles of Merger.



In Testimony Whereof, I have hereunto set my hand and affixed the Great Seal of the State, at the Capitol, in the City of Montgomery, on this day.

12/07/90

Date

Perry A. Hand

Secretary of State



Office of Secretary of State

I, MICHAEL HARKINS, SECRETARY OF STATE OF THE STATE OF DELAWARE DO HEREBY CERTIFY THE ATTACHED IS A TRUE AND CORRECT COPY OF THE CERTIFICATE OF MERGER OF "J. W. DURAWEAR, INC." A CORPORATION ORGANIZED AND EXISTING UNDER THE LAWS OF THE STATE OF ALABAMA, "DURAWEAR CORPORATION" A CORPORATION ORGANIZED AND EXISTING UNDER THE LAWS OF THE STATE OF DELAWARE, MERGING WITH AND INTO "J. W. DURAWEAR, INC.", A CORPORATION ORGANIZED AND EXISTING UNDER THE LAWS OF THE STATE OF ALABAMA UNDER THE NAME OF "J. W. DURAWEAR, INC." AS RECEIVED AND FILED IN THIS OFFICE THE SIXTH DAY OF DECEMBER, A.D. 1990, AT 9 O'CLOCK A.M.

AND I DO HEREBY FURTHER CERTIFY THAT THE AFORESAID CORPORATION SHALL BE GOVERNED BY THE LAWS OF THE STATE OF ALABAMA.

|||||



*Michael Harkins*  
Michael Harkins, Secretary of State

AUTHENTICATION: 12902114

DATE: 12/26/1990

903415080

CERTIFICATE OF MERGER OF  
DURAWEAR CORPORATION  
INTO  
J. W. DURAWEAR, INC.

The undersigned Corporation - J. W. DuraWear, Inc., an Alabama corporation  
DOES HEREBY CERTIFY:

FIRST: The names and states of incorporation of each of the constituent corporations of the merger is as follows:

<u>Name of Corporation</u>	<u>State of Incorporation</u>
DuraWear Corporation	Delaware
J. W. DuraWear Inc.	Alabama

SECOND: That an agreement of merger between the parties to the merger has been approved, adopted, certified, executed and acknowledged by each of the constituent corporations and in accordance with the requirements of subsection (c) of section 252 of the General Corporation Law of the State of Delaware.

THIRD: The name of the surviving corporation of the merger is J. W. DuraWear Inc., which shall herewith be changed to DuraWear Corporation, an Alabama corporation.

FOURTH: That the executed agreement of merger is on file at the principal place of business of the surviving corporation. The address of said principal place of business is 2598 Alton Road, Birmingham, Alabama 35210.

FIFTH: That a copy of the agreement of merger will be furnished on request and without cost to any stockholder of any constituent corporation.

SIXTH: The J. W. DuraWear, Inc. survives the merger and may be served with process in the State of Delaware in any proceeding for enforcement of any obligation of any constituent Delaware corporation as well as for enforcement of any obligation of the surviving corporation arising from the merger, including any suit or other proceeding to enforce the right of any stockholder as determined in appraisal proceedings pursuant to the provisions of Section 262 of Title 8 of the Delaware Code of 1953, and it does hereby irrevocably appoint the Secretary of State of Delaware as its agent to accept service of process in any such suit or other proceeding. The address to which a copy of such process shall be mailed by the Secretary of State of Delaware is 2598 Alton Road, Birmingham, Alabama 35210 until the surviving corporation shall

have hereafter designated in writing to said Secretary of State a different address for such purpose.

Dated November 29, 1990.

J. W. DURAWEAR, INC.

By Shirley A. Wendle  
Its President

ATTEST:

BY Shirley A. Wendle  
Secretary

1059E