

11-29-1999



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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
Effective Date
Month Day Year

- Merger
- Change of Name
- Other _____

Conveying Party

Mark if additional names of conveying parties attached

Execution Date
Month Day Year
12211998

Name H. Schmitt Soehne, Inc.

Formerly _____

- Individual General Partnership Limited Partnership Corporation Association
- Other _____

Citizenship/State of Incorporation/Organization Georgia

Receiving Party

Mark if additional names of receiving parties attached

Name H. Schmitt Soehne GmbH

DBA/AKA/TA _____

Composed of _____

Address (line 1) Weinstrasse 8

Address (line 2) D-54340

Address (line 3) Longuich/Mosel

Germany

Zip Code

- Individual General Partnership Limited Partnership Corporation Association
 - Other _____
- 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.)

Citizenship/State of Incorporation/Organization Germany

11/26/1999 BNGUYEN 00000013 1238648

FOR OFFICE USE ONLY

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40.00 DP

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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 John L. Taylor, Jr.

Address (line 1) 3399 Peachtree Road, N.E.

Address (line 2) Suite 1700

Address (line 3) Atlanta, Georgia 30326

Address (line 4)

Correspondent Name and Address

Area Code and Telephone Number 404/841-3200

Name David A. Flanigan, Jr.

Address (line 1) 3399 Peachtree Road, N.E.

Address (line 2) Suite 1700

Address (line 3) Atlanta, Georgia 30326

Address (line 4)

Pages

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

3

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)

1238688

Number of Properties

Enter the total number of properties involved.

1

Fee Amount

Fee Amount for Properties Listed (37 CFR 3.41):

\$ 40.00

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.

David A. Flanigan, Jr.

Name of Person Signing



Signature

11/17/99

Date Signed

ASSIGNMENT OF MARK

THIS ASSIGNMENT OF MARK is made effective as of December 21st 1998, by H. Schmitt Soehne, Inc., a Georgia corporation, with a principal place of business at 1201 Peachtree Street, N.E., Suite 526, 400 Colony Square, Atlanta, Georgia 30361 (the "Assignor"), to H. Schmitt Söhne GmbH, a German corporation with limited liability, with a principal place of business at Weinstrasse 8, D-54340 Longuich/Mosel, Germany (the "Assignee").

WHEREAS, Assignor has adopted, owns and is using the following mark for which Assignor owns the following identified federal registration (the "Registration") on the Principal Register of the United States Patent and Trademark Office for the goods and/or services identified therein (the "Mark"):

<u>Mark</u>	<u>Registration No.</u>	<u>Registration Date</u>
H. Schmitt Sohne	1,238,688	May 17, 1983

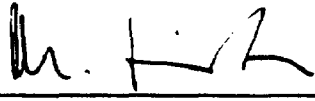
and

WHEREAS, Assignee desires to acquire the Mark, the goodwill appurtenant thereto, and the above-referenced Registration therefor.


NOW, THEREFORE, for the sum of Ten Dollars (\$10.00) and all other good and valuable consideration, the receipt and legal sufficiency of which are hereby acknowledged by Assignor, Assignor hereby sells, transfers and assigns to Assignee all of Assignor's right, title and interest in, and good and marketable title to, the Mark and the Registration, together with the goodwill of the business symbolized thereby and in connection with which such Mark is used. Assignor further sells, transfers and assigns to Assignee all of Assignor's rights to sue for and to receive any and all damages accruing from any and all past infringements of the Mark.

IN WITNESS WHEREOF, Assignor has executed this Assignment of Mark effective as of the date first above written.

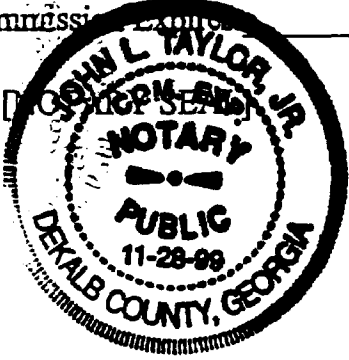
H. SCHMITT SOEHNE, INC.

By: 
Thomas Schmitt, Chairman of the Board

SWORN and SUBSCRIBED to before me this 2nd day of October, 1998


Notary Public

My Commission Expires _____



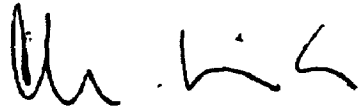
DESIGNATION OF DOMESTIC REPRESENTATIVE

As required by 37 C.F.R. Section 3.61, H. Schmitt Söhne GmbH, a German corporation with limited liability, with a principal place of business at Weinstrasse 8, D-54340 Longuich/Mosel, Germany (the "Assignee"), hereby designates John L. Taylor, Jr., Esq., Suite 1700, 3399 Peachtree Road N.E., Atlanta, Georgia 30326, as its domestic representative in connection with the assignment to Assignee of the following federally registered mark and its registration by H. Schmitt Soehne, Inc., a Georgia corporation, with a principal place of business at 1201 Peachtree Street, N.E., Suite 526, 400 Colony Square, Atlanta, Georgia 30361:

<u>Mark</u>	<u>Registration No.</u>	<u>Registration Date</u>
H. Schmitt Sohne	1,238,688	May 17, 1983

This 2nd day of December, 1998.

H. SCHMITT SÖHNE GMBH

By: 

Thomas Schmitt

Its: _____