



01-05-2000

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Docket No.:

5698

12-15-1999



101236711

U.S. Patent & TMO/TM Mail RptDt #47

To the Honorable Commissioner of Patent

Attached original documents or copy thereof.

1. Name of conveying party(ies):
Thorn Apple Valley, Inc.
26999 Central Park Boulevard
Suite 200
Southfield, Michigan 48076

MCO
12-15-99

- Individual(s)
- General Partnership
- Corporation-State **Michigan**
- Other

- Association
- Limited Partnership

Additional names(s) of conveying party(ies) Yes No

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

Name: **IBP Foods, Inc.**

Internal Address: _____

Street Address: **800 Stevens Port Drive**

City: **Dakota Dunes** State: **SD** ZIP: **57049**

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

If assignee is not domiciled in the United States, a domestic designation is Yes N
(Designations must be a separate document from Additional name(s) & address(es) Yes N

3. Nature of conveyance:

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

Execution Date: **August 24, 1999**

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

A. Trademark Application No.(s)
75/666,403

B. Trademark Registration No.(s)
SEE ATTACHED EXHIBIT A

Additional numbers Yes No

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

Name: **Carol J. Hamilton**

Internal Address: **Herzog, Crebs & McGhee, LLP**
24th Floor

Street Address: **515 N. 6th Street**

City: **St. Louis** State: **MO** ZIP: **63101**

6. Total number of applications and registrations involved:..... **37**

7. Total fee (37 CFR 3.41):.....\$ **\$1,480.00**

- Enclosed
- Authorized to be charged to deposit account

8. Deposit account number:

03-0942

540.00

01/05/2000 TTON11 0000052 269734

DO NOT USE THIS SPACE

01 FC:481
02 FC:482

40.00 OP
900.00 OP

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.

Carol J. Hamilton
Name of Person Signing

Carol J. Hamilton
Signature

12-15
Date

Total number of pages including cover sheet, attachments, and **6**

000008761
Refund Ref: 01/05/2000 TTON11

CHECK Refund Total: **540.00**

EXHIBIT A

Registered Trademarks

<u>Trademark</u>	<u>Registration No.</u>	<u>Registration Date</u>
AVANTI	879,207	10/21/69
BACON-IT!	954,532	03/06/73
BAVARIAN BRAND (and design)	1,167,514	09/01/81
CERT-I-SELECT	955,846	03/20/73
CORN KING	703,635	08/30/60
COUNTRY CLASSIC	1,299,757	10/09/84
CRISP-RITE	1,355,722	05/14/85
DELI-O	1,664,602	11/12/91
DELTA ROSE	1,670,406	12/31/91
DESIGN (Bavarian Logo)	1,152,561	04/28/81
DIXIE FARM	1,705,228	08/04/92
FLAVOR KING	1,722,213	10/06/92
LAPERLA (stylized)	67,726	02/18/08
MASTERPIECE	1,609,217	08/07/90
NEPCO	781,094	12/01/64
RECIPE READY	1,174,414	10/20/81
REGENT (and design)	1,140,924	10/28/80
ROYAL CANADIAN BRAND	1,220,165	12/14/82
ROYALIST	1,492,463	06/14/88
SUZANNAH FARMS	1,604,855	07/03/90
SUZANNAH FARMS	1,708,443	08/18/92
SUZANNAH FARMS (and design)	1,612,214	09/04/90
SUZANNAH FARMS (and design)	1,731,359	11/10/92
TENDER MADE	691,355	01/12/60
WILSCO	702,670	08/09/60
WILSON (and design)	1,260,120	12/06/83
WILSON (and design)	1,262,568	12/27/83
WILSON CERTIFIED (stylized)	740,275	11/06/62
WILSON CERTIFIED (and design)	1,125,617	10/02/79
WILSON CERTIFIED SINCE 1853 (and design)	1,180,391	12/01/81
WILSON CERTIFIED SINCE 1853 (and design)	1,260,119	12/06/83
WILSON FOODS (and design)	1,134,237	04/29/80
WILSON FOODS (and design in red)	1,134,238	04/29/80
WILSON FOOD SERVICE (and design)	1,178,349	11/17/81
WILSON TENDERCUTS (and design)	1,479,811	03/08/88
WILSON'S CONTINENTAL DELI (and design)	1,292,482	08/28/84
WILSON'S FRYRITE	1,334,540	05/07/85

ASSIGNMENT

WHEREAS, Thorn Apple Valley, Inc., a Michigan corporation, having its principal place of business at 26999 Central Park Boulevard, Suite 200, Southfield, Michigan 48076 ("Assignor"), has adopted and is the owner of the entire right, title and interest in and to the following trademark/service marks now registered in the United States Patent and Trademark Office as listed on EXHIBIT A attached hereto and made a part hereof ("the "Registered Trademarks"), together with the goodwill associated therewith.

WHEREAS, Assignor has also adopted and is the owner of the entire right, title and interest in and to the following trademark/service marks for which an application is pending in the United States Patent and Trademark Office as listed on EXHIBIT B attached hereto and made a part hereof (the "Pending Trademarks"), together with the goodwill associated therewith.

WHEREAS, Assignor has also adopted and is the owner of the entire right, title and interest in and to the following trademark/service marks for which an application is pending or is now registered outside the United States as listed on EXHIBIT C attached hereto and made a part hereof (the "Foreign Trademarks"), together with the goodwill associated therewith.

WHEREAS, IBP Foods, Inc., a Delaware corporation, having its principal place of business at 800 Stevens Port Drive, Dakota Dunes, South Dakota 57049 ("Assignee"), is desirous of acquiring all rights, title and interest in said Registered Trademarks, Pending Trademarks and Foreign Trademarks, and all goodwill associated therewith, and has acquired that portion of Assignor's business associated with said Registered Trademarks, Pending Trademarks and Foreign Trademarks.

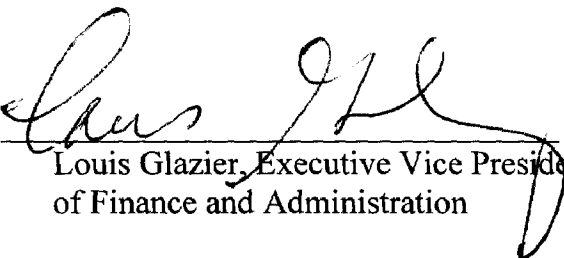
NOW, THEREFORE, in consideration of valuable consideration to it paid by Assignee, the receipt and adequacy of which are hereby acknowledged, Assignor by these presents does hereby assign, sell, transfer and set over to Assignee, Assignor's entire right, title and interest in the Registered Trademarks, Pending Trademarks and Foreign Trademarks in the United States and the foreign countries listed on EXHIBIT C therefore, together with the goodwill of the business associated therewith, including the right to sue for past and present infringement, the same to be held and enjoyed by Assignee for its own use and for the use of its successors and assigns, as fully and entirely as the same would have been held and enjoyed by Assignor if this Assignment and sale had not been made.

The U.S. Commissioner of Patents and Trademarks is requested to issue the Certificate of Registration of all Pending Trademarks to Assignee.

Signed as of this 24 day of August, 1999.

ASSIGNOR:

THORN APPLE VALLEY, INC.
a Michigan corporation

By: 
Louis Glazier, Executive Vice President
of Finance and Administration

ASSIGNEE:

IBP FOODS, INC.,
a Delaware corporation

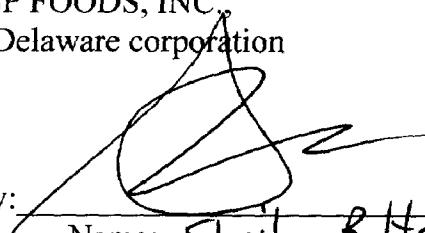
By: 
Name: Sheila B. Hagen
Title: VP / General Counsel

EXHIBIT B

Pending Trademarks

<u>Trademark</u>	<u>Serial No.</u>	<u>Application Date</u>
THORN APPLE VALLEY (and design)	75/666403	03/23/99

EXHIBIT C

Foreign Trademarks

<u>Country</u>	<u>Trademark</u>	<u>Serial/Reg. No.</u>	<u>Appl/Reg. Date</u>
Korea, South	BIG-UNS	269,734	07/21/93
Korea, South	CORN KING	319,153	08/03/95
Mexico	CORN KING	435,238	06/04/93
Russia	CORN KING	138,044	01/17/94
Korea, South	CORN KING (and design)	319,154	08/03/95
Mexico	CORN KING (and design)	448,705	12/10/93
Mexico	CORN KING (and design)	506,550	10/05/95
Korea, South	FLAVOR KING	424,531	10/09/98
Russia	FLAVOR KING	97,709,237	06/26/97
Mexico	HICKORY KING	559,421	09/26/97
Mexico	JUST FOR US	572,622	03/10/98
Mexico	SMART SELECTIONS	290,957	03/26/97
Canada	THORN APPLE VALLEY	420,307	12/03/93
Japan	THORN APPLE VALLEY	4,146,444	05/15/98
Korea, South	THORN APPLE VALLEY	269,733	07/21/93
Mexico	THORN APPLE VALLEY	491,180	05/11/95
Russia	THORN APPLE VALLEY	156,785	09/22/97
Canada	THORN APPLE VALLEY (and design)	422,970	02/04/94
Korea, South	THORN APPLE VAI LEY (and design)	269,735	07/21/93
Mexico	THORN APPLE VALLEY (and design)	149,724	05/28/92
Mexico	WILSON	516,458	02/08/96
Venezuela	WILSON (and design)	3,398/94	06/09/99
Mexico	WILSON (and design)	258,932	04/03/96
Mexico	WILSON (and design)	466,321	07/13/94
Mexico	WILSON (and design)	511,334	11/29/95
Russia	WILSON (and design)	143,390	06/28/96
Mexico	WILSON FOODS (and design)	466,322	07/13/94
Korea, South	WILSON'S CORN KING (and design)	319,155	08/03/95



12-15-1999

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HERZOG, CREBS & MCGHEE, LLP

ATTORNEYS AT LAW
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ILLINOIS OFFICE
5111 WEST MAIN
BELLEVILLE, ILLINOIS 62226-4797
(618) 235-7656

December 15, 1999

SENT BY EXPRESS MAIL NO. EL350308044US

Assistant Commissioner for Trademarks
BOX ASSIGNMENT FEE
2900 Crystal Drive
Arlington, VA 22202-3513

Re: **Assignment of Trademark Registrations**
Assignee: IBP Foods, Inc.
Our File No.: 5698-087

Dear Sir:

Enclosed you will find a Recordation Form Cover Sheet, with an executed Assignment (Nunc Pro Tunc) document attached thereto. Our check in the amount of \$1,480.00 as the filing fee for this document is also enclosed.

Also, please stamp and return the enclosed self-addressed postcard. Thank you for your assistance in this matter.

Very truly yours,

HERZOG, CREBS & MCGHEE, LLP

Carol J. Hamilton

CJH/smc
Enclosures

RECORDED: 12/15/1999

TRADEMARK
REEL: 002006 FRAME: 0877