

02-03-2000



101257223

Atty. Docket No. 833 0002

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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

RECEIVED  
JAN 10 PM 12:50  
OPR/FINANCE

**RECORDATION FORM COVER SHEET**  
**TRADEMARKS ONLY**

Dear Sir:

Please record the attached original document(s) or copy(ies):

1. Submission Type:

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

2. Nature of conveyance:

- Assignment
- Nunc Pro Tunc Assignment
- License
- Security Agreement
- Merger
- Change of Name
- Other \_\_\_\_\_

Effective Date: **December 1, 1998**

02/02/2000 DNGUYEN 00000272 1701830

01 FC:481

(40.00 OP)

3.

Conveying Party

Name: Donald Metz and Metz Farms, Inc.

Formerly: \_\_\_\_\_

Execution Date: **December 1, 1998**

Individual       General Partnership       Limited Partnership  
 Corporation       Association       Other \_\_\_\_\_

Citizen/State of Incorporation/ Organization the state of Michigan

4.

Receiving Party:

Name: Seed Resources, LLC

DBA/AKA/TA: \_\_\_\_\_

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

Address (line 1): 1650 Broadway, N.W.

City, State, Zip Code: Grand Rapids, Michigan 49504

Individual       General Partnership       Limited Partnership  
 Corporation       Association       Other \_\_\_\_\_

If document is 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*)

Citizen/State of Incorporation/Organization the state of Michigan

5. 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): \_\_\_\_\_

6. Correspondent Name and Address:

Area Code and Telephone Number: 616.831.1770

Barry C. Kane  
800 Calder Plaza Building  
250 Monroe Avenue, N.W.  
P.O. Box 306  
Grand Rapids, Michigan 49501-0306

7. Total number of pages: **1** (includes the conveyance and any attachments)

8. Trademark Application Number(s) or Registration Number(s):

1,701,830

9. Total number of properties involved: **1**

10. Total Fee Amount for the Properties Listed(37 C.F.R. § 3.41) **\$40.00**


Enclosed  
 Charge Deposit Account No. 50.0223

Commissioner is hereby authorized to charge any additional fees or any overpayments that may be required to Deposit Account No. 50-0223.

11. 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.*

Dated: 1/4/2000

By:   
Barry C. Kane  
Reg. No. 32.036

**TRADEMARK ASSIGNMENT**

WHEREAS, Donald Metz, an individual residing at \_\_\_\_\_, and Metz Farms, Inc. having a principal place of business at \_\_\_\_\_, (hereafter collectively referred to as "Assignor") have adopted, used, is using, and claims to be the owner of certain rights, title, and interest in and to the following registered and unregistered trademarks, service marks, trade dress, and/or trade names:

<u>Trademark</u>	<u>Registration No.</u>	<u>Registration Date</u>
BIRDOLA	<del>1,701,830</del> 1,781,830	7/21/92
B8	2,039,932	2/25/97
SQUIROLA	1,845,816	7/19/94
SQUIROLA KOB	1,858,770	10/18/94

Unregistered Mark  
BLACK GOLD  
METZ FARMS  
HOOK-UP

Trade Dress  
WIRE MESH BIRD FEEDER DESIGNS  
  
LABELS USED IN CONNECTION WITH THE SALE OF METZ FARMS PRODUCTS

and other common law trademarks, service marks, and/or trade names which Assignor has used or adopted, or intended to use and adopt in connection with the business of Metz Farms, Inc. (hereinafter referred to as "Marks").

WHEREAS, Seed Resources, L.L.C., ("Assignee"), a Michigan limited liability corporation, located and doing business in Grand Rapids, Michigan is desirous of acquiring all the interest in and to such Marks owned by Assignor.

NOW THEREFORE, for good and valuable consideration, the receipt of which is hereby acknowledged, Assignor does hereby assigns to Assignee all right, title, and interest in and to said Marks, together with the goodwill of the business symbolized by said Marks and registrations thereof, including the right to enforce such Marks and file suit for past infringement thereof.

Donald Metz

Metz Farms, Inc.

\_\_\_\_\_  
*[Signature]*

By: \_\_\_\_\_  
Its: *[Signature]*

State of Michigan )  
County of Kent )

ss. \_\_\_\_\_

On this 1st day of December, 1998, personally appeared before me, a notary public in and for the County of Kent, State of Michigan, the above-named **Donald Metz**, who acknowledged that he executed the foregoing instrument and that the same is true to the best of his knowledge, information and belief.

SEAL

\_\_\_\_\_  
*Joyce A. Sall*  
Joyce A. Sall  
Notary Public, Kent County, Michigan

My commission expires: 11/12/99