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Expires 06/30/99

02-10-2000

U.S. Department of Commerce  
Patent and Trademark Office  
TRADEMARK



01-06-2000

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U.S. Patent & TMOfc/TM Mail Rcpt Dt. #34

### 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 \_\_\_\_\_
- Effective Date  
Month Day Year  
11/3/99

#### Conveying Party

Mark if additional names of conveying parties attached

Name ULTRA PRODUCTS COMPANY, L.L.C. Execution Date 11/12/99  
Month Day Year

Formerly \_\_\_\_\_

- Individual  General Partnership  Limited Partnership  Corporation  Association
- Other LIMITED LIABILITY COMPANY
- Citizenship/State of Incorporation/Organization ARIZONA

#### Receiving Party

Mark if additional names of receiving parties attached

Name MORNINGSTAR SERVICES INC.

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

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

Address (line 1) 300 DELAWARE AVENUE, SUITE 1200

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

Address (line 3) WILMINGTON DELAWARE 19801  
City State/Country Zip Code

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

02/10/2000 TTON11 00000115 501134 1867726

FOR OFFICE USE ONLY

01 FC:481 40.00 CH  
02 FC:482 25.00 CH

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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

TRADEMARK  
REEL: 002019 FRAME: 0488

**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" value="1,867,726"/>	<input type="text" value="1,700,687"/>	<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"/>	<input type="text"/>	<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.

Andrew T. Panaccione  
Name of Person Signing

  
Signature

12-30-99  
Date Signed

## ASSIGNMENT OF TRADEMARK

This Assignment of Trademarks is by and between Ultra Products Company L.L.C., an Arizona limited liability company having a principal place of business in Tempe, Arizona ("Ultra") and Morningstar Services Inc., a Delaware corporation having a principal place of business in Wilmington, Delaware ("Morningstar"):

WHEREAS, Ultra has certain rights in and to trademarks as shown on attached Exhibit A (the "Trademarks"), and the goodwill appurtenant thereto;

WHEREAS, Ultra has agreed to GRANT, SELL, ASSIGN, TRANSFER and CONVEY to Morningstar all right, title and interest in and to the Trademarks; and

NOW, THEREFORE, for good and valuable consideration, receipt of which is hereby acknowledged, Ultra does hereby GRANT, SELL, ASSIGN, TRANSFER and CONVEY to Morningstar its right, title and interest in and to the Trademarks.

IN WITNESS HEREOF, Ultra has caused this Assignment of Trademark to be duly executed in a manner appropriate thereto, effective as of November 3, 1999.

**ULTRA PRODUCTS COMPANY, L.L.C.**

By: Michelle P. Goolsby  
Name: Michelle P. Goolsby  
Title: Vice President and Secretary

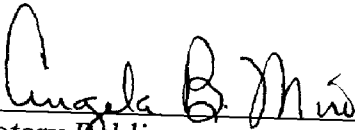
**ACKNOWLEDGMENT**

THE STATE OF TEXAS

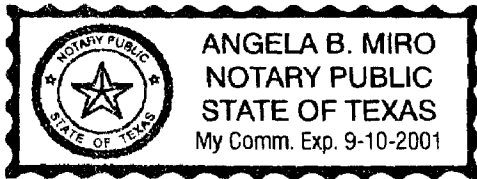
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COUNTY OF DALLAS

On this 12<sup>th</sup> day of November, 1999, before me personally came Michelle P. Goolsby, to me known, who being by me duly sworn, did depose and say that she is Vice President and Secretary of Ultra Products Company, L.L.C., the limited liability company described in and which executed the above Assignment, and that she signed her name thereto by order of the Operating Board and sole member of such limited liability company.

  
\_\_\_\_\_  
Notary Public

My Commission Expires:



**EXHIBIT A**

**U.S. TRADEMARK REGISTRATIONS**

<b>MARK</b>	<b>REGISTRATION NUMBER</b>	<b>REGISTRATION DATE</b>	<b>CLASS/GOODS</b>
DO YOUR COFFEE A FLAVOR	1,867,726	December 13, 1994	29 – Flavored non-dairy coffee creamers
ULTRA-CUP	1,700,687	July 14, 1992	29 - Dairy-based creamers for beverages

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**RECORDED: 01/05/2000**

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