

Handwritten: 2/14/00

03-17-2000



SHEET

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Docket No.:

127151

101291560

Tab settings

To the Honorable Commissioner of Patents and Trademarks, please record the attached original documents or copy thereof.

1. Name of conveying party(ies): Waltham Beef Company, Inc.

210 FEB 14 AM 9: 17

OPR/FINANCE

- Individual(s)
- General Partnership
- Corporation-State Delaware
- Other

- Association
- Limited Partnership

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

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

Name: Home Market Foods, Inc.

Internal Address:

Street Address: 11 Widett Circle

City: Boston State: MA ZIP: 02118

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: October 12, 1999

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

A. Trademark Application No.(s)

75/749,651

B. Trademark Registration No.(s)

Additional numbers Yes No

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

Name: Neal L. Slifkin, Esq.

Internal Address:

Street Address: HARRIS BEACH & WILCOX, LLP.

130 East Main Street

City: Rochester State: NY ZIP: 14604

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

1

7. Total fee (37 CFR 3.41):.....\$ 40.00

Enclosed

Authorized to be charged to deposit account

8. Deposit account number:

08-0865

DO NOT USE THIS SPACE

03/17/2000 DNGUYEN 00000019 75749651

FC:481 40.00 DF

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.

Neal L. Slifkin, Esq.

Name of Person Signing

Neal L. Slifkin

Signature

2/14/00

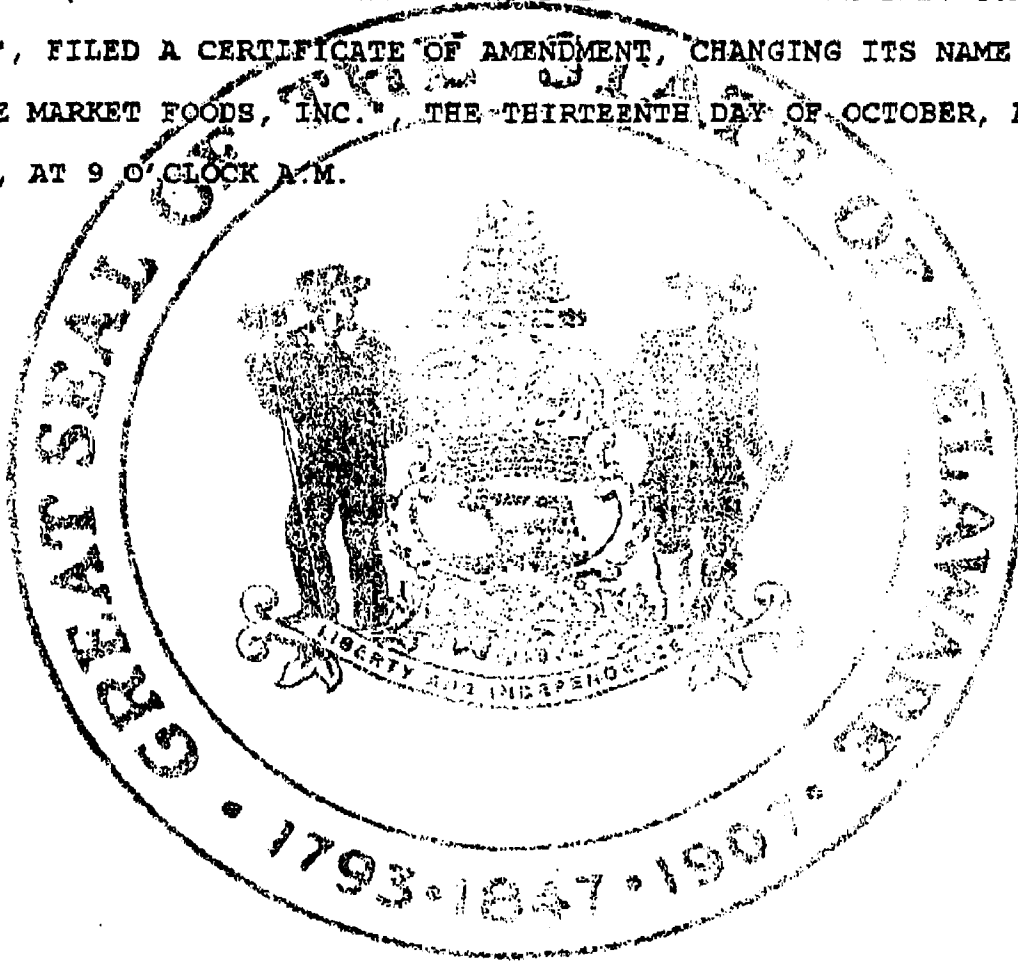
Date

3

Total number of pages including cover sheet, attachments, and

State of Delaware
Office of the Secretary of State PAGE 1

I, EDWARD J. FREEL, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY THAT THE SAID "WALTHAM BEEF COMPANY, INC.", FILED A CERTIFICATE OF AMENDMENT, CHANGING ITS NAME TO "HOME MARKET FOODS, INC." THE THIRTEENTH DAY OF OCTOBER, A.D. 1999, AT 9 O'CLOCK A.M.



Edward J. Freel

Edward J. Freel, Secretary of State

AUTHENTICATION: 0023317

DATE: 10-13-99

2479457 8320

991432529

716 955 4970: # 3

12-30-99 8:10AM HARRIS BEACH, THAC-

TRADEMARK
REEL: 002035 FRAME: 0466

**CERTIFICATE OF AMENDMENT
OF
CERTIFICATE OF INCORPORATION
OF
WALTHAM BEEF COMPANY, INC.**

Waltham Beef Company, Inc., a corporation organized and existing under and by virtue of the General Corporation Law of the State of Delaware, DOES HEREBY CERTIFY:

FIRST: That the Board of Directors of said corporation has adopted by written consent the following resolution:

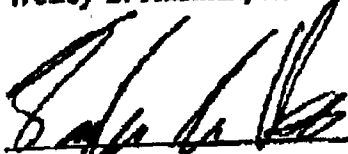
RESOLVED: That it is advisable and in the best interest of this Corporation that Article 1 of the Certificate of Incorporation of this Corporation be amended to read in its entirety as follows:

"1. The name of this corporation is Home Market Foods, Inc."


SECOND: That said amendment has been consented to and authorized by the holders of a majority of the issued and outstanding stock entitled to vote by written consent given in accordance with the provisions of Section 228 of the General Corporation Law of the State of Delaware.

THIRD: That the aforesaid amendment was duly adopted in accordance with the applicable provisions of Section 242 and 228 of the General Corporation Law of the State of Delaware.

IN WITNESS WHEREOF, said corporation has caused this Certificate to be signed by Douglas K. Atamian, its Chairman, and attested by Wesley L. Atamian, its Secretary, this 12th day of October, 1999.



Chairman

Attested by: 

Secretary

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

TRANSMITTAL LETTER (GENERAL)
(With Certificate of Mailing by Express Mail)

Applicant/Registrant: Home Market Foods, Inc.
Serial No.: 75/749,651
Registration No.: N/A
Trademark: THE BURGERS YOU EAT LIKE HOT DOGS

Docket No.
127151

TO THE ASSISTANT COMMISSIONER FOR TRADEMARKS:

Transmitted herewith is/are the following document(s):

Certificate of Amendment of Certificate of Incorporation of Waltham Beef Company, Inc. w/
Recordation Form Cover Sheet in duplicate

- No fee is required.
- Please charge Deposit Account No. _____ in the amount of _____
A duplicate copy of this sheet is enclosed.
- A check in the amount of \$40.00 is attached.
Any excess or insufficiency should be credited or debited to Deposit Account No. 08-0865
A duplicate copy of this sheet is enclosed.

Neal Slifkin
Signature

Dated: 2/11/00

Neal L. Slifkin, Esq.
Registration No. 34,018
HARRIS BEACH & WILCOX, LLP.
The Granite Building
130 East Main Street
Rochester, New York 14604-1687

CC:

I certify that this document and fee is being deposited on 2/14/00 with the U.S. Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. 1.10 and is addressed to the Assistant Commissioner for Trademarks, 2900 Crystal Drive.

Catherine M. Gotwalt
Signature of Person Mailing Correspondence

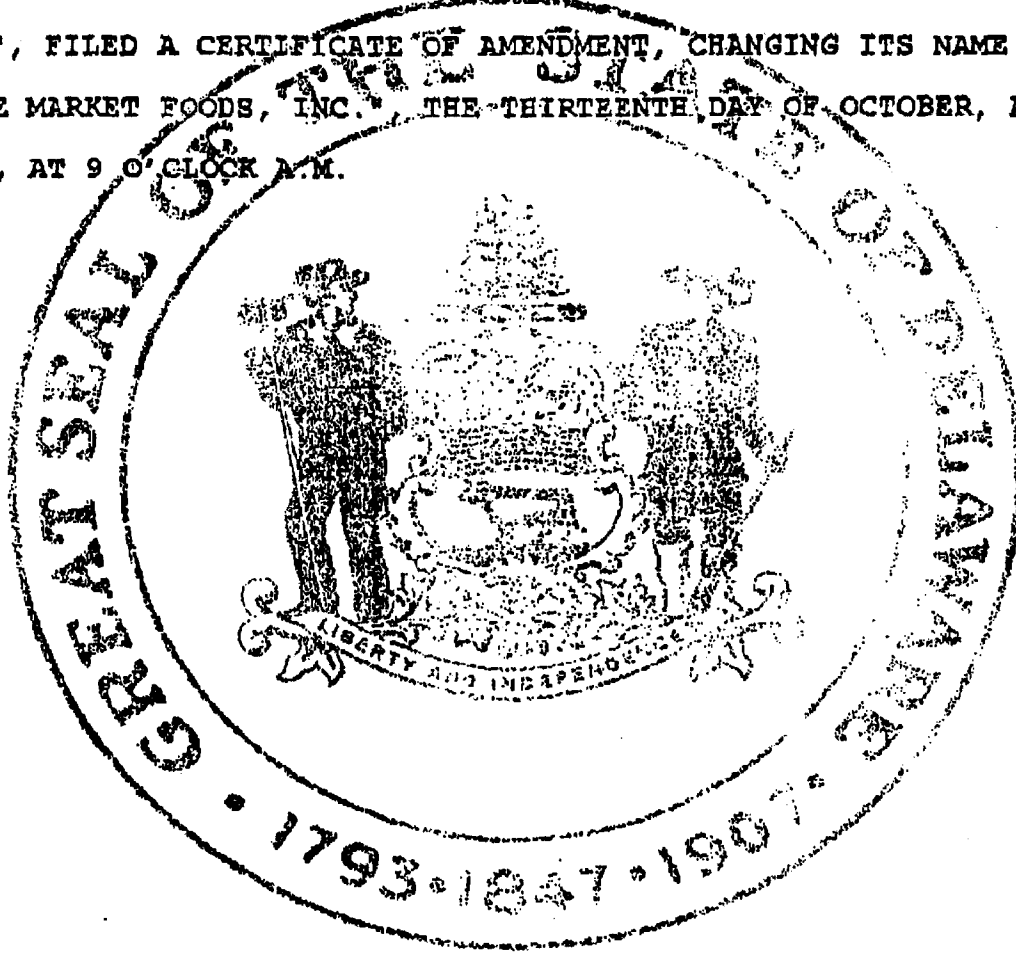
Catherine M. Gotwalt
Typed or Printed Name of Person Mailing Correspondence

EL 350148855 US
"Express Mail" Mailing Label Number

State of Delaware

Office of the Secretary of State PAGE 1

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991432529

TRADEMARK
REEL: 002035 FRAME: 0469

716 955 4970: # 3
HARRIS BEACH, LTHAC
17-30-99 : R: 10AM : 88-08-712
SY. PI. HALL'S BEACH BLDG. 11

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OF
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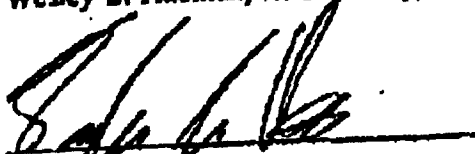
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