

MWD
2/28/00

04-04-2000



Based on FORM PTO-1594
(Rev.6-93) FORM-TM.ARF

U.S. DEPT. OF COMMERCE
Patent & Trademark Office

101305497

To: Hon. Commissioner of Patents and Trademarks: Please record the attached original document or copy thereof.

1. Name of conveying party(ies): OPR/FINANCE
Dalli-Werke Mäurer + Wirtz GmbH & Co. KG

Individual(s) Association
 General Partnership Limited Partnership
 Corporation-State
 Other _____

Additional names of conveying parties? Yes No

2. Name and address of receiving party(ies):
Name: Mäurer + Wirtz GmbH & Co. KG
Internal Address: _____
Street Address: Zweifaller Straße 120, Stolberg
Rhineland, Germany

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

If assignee not domiciled in the United States, domestic representative designation is attached Yes No
(Designation must be separate document from Assignment)
Additional names & addresses attached? Yes No

3. Nature of conveyance:
 Assignment Merger
 Security Agreement Change of Name
 Other _____
 Execution Date: January 12, 2000

4. Application number(s) or registration number(s): Attorney Docket: K1331-36 and K1331-37

A. Trademark Serial No.(s): _____
Filing Date: _____
B. Trademark Registration No.(s): 1,732,333 & 1,726,886
Registration Date: November 17, 1992, & October 27, 1992

Additional numbers attached? Yes No

5. Name and address of party to whom correspondence concerning document should be mailed:
Name: Thomas R. Morrison, Esq.
Internal Address: Morrison Law Firm
Street Address: 145 North Fifth Avenue
City: Mount Vernon State: N.Y. ZIP: 10550

6. Total number of applications/registrations involved: 2

7. Total fee (37 CFR 3.41): \$ 65.00
 Enclosed
 Authorized to be charged to Deposit Account
 (Attach duplicate copy of page if paying by deposit account)

8. Charge any additional fees in connection with this submission to our Deposit Account No. 13-4550.

04/04/2000 DNGUYEN 00000065 1732333 DO NOT USE THIS SPACE

01 FC:481 40.00 OP
02 FC:482 25.00 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.

Brendan J. Kennedy, Esq. Brendan Kennedy Feb. 24, 2000
Name of Person Signing Signature Date
Reg. No. 41,890

Total number of pages including cover sheet, attachments, and document: 5

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Marks : **TABAC ORIGINAL AND DESIGN, TABAC AND DESIGN**
Reg. Nos. : 1,732,333, 1,726,886
Reg. Dates : November 17, 1992, October 27, 1992
Classes : 3 (Int'l)
Docket Nos. : K1331-37, K1331-36

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner of Patents and Trademarks, Box Assignments, Washington, D.C. 20231 on:

Date : February 25, 2000
By : Margaret L. Goldstein
Signature : 

DOMESTIC REPRESENTATIVE DESIGNATION

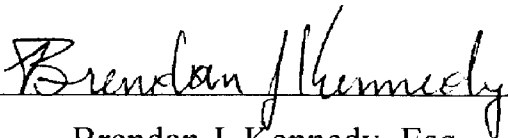
Commissioner of Patents and Trademarks
Box Assignments
Washington, D.C. 20231

Sir:

Applicant has authorized, in U.S. trademark applications for the above identified marks, and continues to authorize, Thomas R. Morrison, Esq., George J. Brandt, Jr., Esq., Brett A. Hertzberg, Esq., Joy I. Farber, Esq., and Brendan J. Kennedy, Esq., each of whose mailing address is 145 N. Fifth Ave., Mount Vernon,

NY 10550, to act as Applicant's domestic representatives upon whom notices or process in proceedings affecting the mark may be served.

The undersigned declares that all statements made herein of his own knowledge are true, and that all statements made herein on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code.



Brendan J. Kennedy, Esq.
Attorney for Applicant

2/25/2000
Date

Morrison Law Firm
145 North Fifth Ave.
Mount Vernon, New York 10550
(914) 667-6755
Date: February 25, 2000



ASSIGNMENT OF TRADEMARK

WHEREAS Dalli-Werke Mäurer + Wirtz GmbH & Co. KG, ("ASSIGNOR") a corporation organized and existing under the laws of the Nation of Germany, having a principal place of business at Zweifaller Straße 120, 52220 Stolberg, Rhineland, Germany, is the owner of the following trademarks now registered in the United States Patent and Trademark Office ("the MARKS"):

<u>Trademark</u>	<u>Reg. No.</u>	<u>Date of Registration</u>
TABAC ORIGINAL (AND DESIGN)	1,732,333	November 17, 1992
TABAC ORINGAL (AND BOTTLE DESIGN)	1,726,886	October 27, 1992

WHEREAS Mäurer + Wirtz GmbH & Co. KG, ("ASSIGNEE"), a corporation organized and existing under the laws of the Nation) of Germany, having a principal place of business at Zweifaller Straße 120, 52224 Stolberg, Rhineland, Germany, is desirous of acquiring the MARKS;

IT IS HEREBY AGREED BETWEEN THE ASSIGNOR AND THE ASSIGNEE that for good and valuable consideration, the receipt of which is acknowledged, ASSIGNOR hereby sells, assigns and transfers to ASSIGNEE, its successors and assigns, all right, title and interest in the United States and throughout the world in and to the MARKS, together with the goodwill of the business associated with and symbolized by the MARKS and registrations thereof.

Date: January 12, 2000

ASSIGNOR: Dalli-Werke Mäurer + Wirtz GmbH & Co. KG

By: *W. Wirtz* *per S. Lee*
GENERAL **GENERAL**
Office: **MANAGER** **COUNSEL**

Mäurer + Wirtz
GmbH & Co. KG
W. Wirtz per S. Lee

URNr. 55 für 2000 R


=====

Hiermit beglaubige ich die vorstehenden Namensunterschriften der mir bekannten Herren:

1. Dr. Andreas Wirtz, Geschäftsführer, wohnhaft
52224 Stolberg-Mausbach, Fleuth 50,
2. Dr. Hartmut Schulz, Rechtsanwalt, wohnhaft 52223
Stolberg, Auf dem Schiefer 49,

aufgrund vor mir erfolgter Fertigung.

Stolberg, den 12. Januar 2000



Dr. Marcus Kämpfer
Notar

