

05-05-2000



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U.S. Patent & TMO/TM Mail Rpt Dt. #34

### CORDATION 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 4.26.00

Resubmission (Non-Recordation)  
Document ID #

Correction of PTO Error  
Reel #  Frame #

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#### Conveyance Type

Assignment  License

Security Agreement  Nunc Pro Tunc Assignment

Merger Effective Date  
Month Day Year  
7-1-98

Change of Name

Other

#### Conveying Party

Mark if additional names of conveying parties attached

Name  Execution Date  
Month Day Year  
7-1-98

Formerly

Individual  General Partnership  Limited Partnership  Corporation  Association

Other

Citizenship/State of Incorporation/Organization

#### Receiving Party

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**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)

**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.

Melanie S. Corcoran

1/24/00

Name of Person Signing

Signature

Date Signed

**ASSIGNMENT OF TRADEMARKS**

THIS ASSIGNMENT OF TRADEMARKS (Assignment) is executed this 1st day of July, 1998 by NAMICO, INC., a Pennsylvania corporation with offices at 4601 Flat Rock Road, Philadelphia, Pennsylvania, 19127. (Assignor) in favor of CARROLL COMPANY, a Texas corporation with offices at 2900 W. Kingsley Road, Garland, Texas, 75041. (Assignee).

**WITNESSETH:**

WHEREAS, Assignor and Assignee are parties to a certain Acquisition Agreement dated July 1, 1998, whereby Assignor has covenanted to assign to Assignee its trademarks as provided for herein and as identified in Schedule A and Schedule B attached hereto.

NOW THEREFORE, for good and valuable consideration, the receipt and adequacy of which are hereby acknowledged:

1. Assignor hereby warrants that (i) it has the full right and power to make the assignment of the marks made hereby, including, without limitation, the trademark registrations listed on Schedule A hereto, and the applications therefor or any common law rights to marks listed on Schedule B hereto (collectively, along with the registered trademarks listed on Schedule A, the "Marks"), (ii) all of the Marks are valid, subsisting, and enforceable, and (iii) Assignor has made no previous assignment, transfer, or agreement in conflict herewith or constituting a present or future assignment of or encumbrance on any of the Marks.

2. Assignor hereby grants, assigns, and conveys to Assignee its entire right, title, and interest in and to the Marks, including, without limitation, all renewals therefor, all proceeds therefor (including, but not limited to, all license royalties and proceeds of infringement suits), the right to sue for past, present, and future infringements, and the goodwill of the business associated with and symbolized by each of the Marks.

3. This Assignment may not be altered, amended, or modified except by a writing signed by both Assignor and Assignee. This Assignment shall be binding upon Assignor and its successors and assigns, and shall insure to the benefit of the Assignee and its successors and assigns. This Assignment shall be governed by and construed in accordance with the applicable laws of the United States of America.

IN WITNESS WHEREOF, this Assignment has been duly executed on the day and year first above written.

NAMICO, INC.

By: Robert M. McAlpine  
Title: President  
Date: 7/1/98

THE COMMONWEALTH OF  
PENNSYLVANIA  
COUNTY OF PHILADELPHIA

§  
§  
§

The foregoing instrument was acknowledged before me on this 1st day of July, 1998, by Robert M. McAlpine, as President of NAMICO, INC., a Pennsylvania corporation, on behalf of the corporation..

Margaret E. Jones  
Notary Public, Commonwealth of Pennsylvania  
Printed Name of Notary  
Margaret E. Jones

My Commission Expires:  
June 21, 1999

NOTARIAL SEAL  
MARGARET E JONES, Notary Public  
City of Philadelphia, Phila. County  
My Commission Expires June 21, 1999

## SCHEDULE A

<u>Country</u>	<u>Mark</u>	<u>Filing Date</u>	<u>Reg. Date</u>	<u>Reg. #</u>
Australia	Nature's Orange	9/20/91	7/15/93	A563993
Canada	Trewax and Design	5/15/85	5/2/86	313884
Canada	Trewax and Design	5/30/83	4/6/84	289558
Canada	Trewax and Design	4/24/80	10/12/84	296155
South Korea	Nature's Orange	4/16/92	9/10/93	274044
Taiwan	Nature's Orange	4/23/92	7/15/93	604260
United States	Carpet & Upholstery Spot Remover and Design	12/13/73	1/7/75	1000899
United States	Carpet Icing	12/27/93	9/26/95	1922798
United States	Chem Mist and Design	11/7/74	3/2/76	1034596
United States	Nature's Orange	9/14/90	3/17/92	1679797
United States	Orange-All (Stylized)	10/10/89	2/11/92	1674731
United States	Perform	3/15/67	5/5/70	890322
United States	Perform	10/4/79	5/12/81	1153584

United States	Root Canal	8/30/95	7/1/97	2076268 ✓
United States	Solar System and Design	1/23/81	7/19/83	1245706
United States	Trewax	7/11/80	11/23/82	1217196
United States	Trewax and Design	7/11/80	6/29/82	1199239
United States	Trewax Clean	1/23/96	5/13/97	2060766
United States	Up & Out	6/26/96	1/27/98	2133313

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## SCHEDULE B

<u>Country</u>	<u>Mark</u>	<u>Status</u>	<u>Application Number</u>	<u>Application Date</u>
United States	Kitchen Patrol	Approved by Examiner for Publication	74/730450	9/18/95

United States	Rubbercote	To Client		
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United States	Shower Patrol	Approved by Examiner for Publication	74/722729	8/30/95
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