

06-15-2000



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Docket No.:

14142-G28060

Tab settings

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attached original documents or copy thereof.

1. Name of conveying party(ies):

Midstream Fuel Service, Inc.  
4200 Stone Road  
Kilgore, Texas 75662

5-30-00

- ☐ Individual(s) ☐ Association  
☐ General Partnership ☐ Limited Partnership  
☒ Corporation-State Alabama  
☐ Other

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

3. Nature of conveyance:

- ☒ Assignment ☐ Merger  
☐ Security Agreement ☐ Change of Name  
☐ Other

Execution Date: April 24, 2000

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

Name: E-Z Serve Convenience Stores, Inc.

Internal Address: 30

Street Address: 1824 Hillandale Road

City: Durham State: NC ZIP: 27705

- ☐ 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

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

A. Trademark Application No.(s)

B. Trademark Registration No.(s)

2,054,660

Additional numbers ☐ Yes ☒ No

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

Name: Michael C. Phillips

Internal Address:

Manning, Fulton & Skinner, P.A.

Street Address: 3605 Glenwood Avenue, Suite 500

Post Office Box 20389

City: Raleigh State: NC ZIP: 27619

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:

06/14/2000 ASCOTT 00000122 2054660

DO NOT USE THIS SPACE

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40.00 DP

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.

Ralph J. DiLeone

Name of Person Signing

Signature

5/15/00  
Date

Total number of pages including cover sheet, attachments, and

3

TRADEMARK  
REEL: 002087 FRAME: 0352

## ASSIGNMENT OF SERVICE MARK

**WHEREAS**, Midstream Fuel Service, Inc., an Alabama corporation, having an address at 4200 Stone Road, Kilgore, Texas 75662 (*"Assignor"*), has adopted, is using and is the owner of the following U.S. registered service mark:

**SERVICE MARK**

SWIFT LUBE

**REGISTRATION NO.**

2,054,660

**WHEREAS**, E-Z Serve Convenience Stores, Inc., a Delaware corporation having an address at 1824 Hillandale Road, Durham, North Carolina 27705 (*"Assignee"*), desires to acquire the entire right, title and interest in and to said mark, the goodwill symbolized thereby and the registration thereof;

**NOW, THEREFORE**, for good and value consideration paid to it by Assignee, the receipt and sufficiency of which is hereby acknowledged, Assignor does hereby assign, transfer and set over to Assignee, its successors and assigns, the entire right, title and interest in and to said mark referred to above, registered and common law, including but not limited to the mark, the goodwill symbolized by the mark, together with the goodwill of Assignor's business symbolized by the mark, together with all existing causes of action relating to or arising out of Assignor's ownership or use thereof, including the right to recover damages and profits for past infringement thereof, said right, title and interest to be held and enjoyed by Assignee, its successors and assigns, as fully and entirely as the same would have been held and enjoyed by Assignor had this assignment not been made.

IN WITNESS WHEREOF, Assignor has caused these presents to be executed by an officer of Assignor, thereunto duly authorized, this 24<sup>th</sup> day of April, 2000.

MIDSTREAM FUEL SERVICE, INC.,  
an Alabama corporation

By: \_\_\_\_\_

Name: Reuben Martin

Title: Chief Executive Officer

STATE OF TEXAS

§  
§  
§

COUNTY OF DALLAS

This instrument was acknowledged before me on April 24, 2000 by Reuben Martin, Chief Executive Officer of Midstream Fuel Service, Inc., an Alabama corporation, on behalf of said entity.

[Notary Seal]

Dianne M. Jernigan  
Notary Public, State of Texas

