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To the Honorable Commissioner of Patents

original documents or copy thereof.

1. Name of conveying party(ies): **St. Maarten Spirits, Ltd.**

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

Additional name(s) of conveying party(ies) attached? Yes No

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

Name: Joseph E. Seagram & Sons, Inc.

Internal Address: _____

Street Address: 375 Park Avenue

City: New York State: NY ZIP: 10152

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

If assignee is not domiciled in the United States, a domestic representative designation is attached: Yes No
(Designation must be a separate document from Assignment)

Additional name(s) & address(es) attached? Yes No

3. Nature of conveyance:

- Assignment
- Merger
- Security Agreement
- Change of Name
- Other Judgment and Lien Against Certain Trademarks of Judgment Debtor St. Maarten Spirits, Ltd.

Execution Date: September 13, 2000

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

A. Trademark Application No.(s)

B. Trademark Registration No.(s)

2,031,540 ; 2,058,067 ; 1,971,273 ; 1,948,031

Additional numbers attached? Yes No

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

Name: David W. Ichel, Esq.

Internal Address: Simpson Thacher & Bartlett

Street Address: 425 Lexington Avenue

City: New York State: New York ZIP: 10017

6. Total number of applications and registrations involved: 4

7. Total fee (37 CFR 3.41): \$115.00

Enclosed **E**

Authorized to be charged to deposit account

8. Deposit account number:

(Attached duplicate copy of this page if paying by deposit account)

120 Exp. Fee

DO NOT USE THIS SPACE

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.

David W. Ichel, Esq.
Name of Person Signing

David W. Ichel
Signature

9/18/00
Date

09/19/2000 DNGUYEN 00000105 2031540

Total number of pages comprising cover sheet: 6

01 FC:481 40.00 OP

02 FC:482 75.00 OP

03 FC:484 120.00 OP

Mail documents to be recorded with required cover sheet information to:
Commissioner of Patents and Trademarks, Box Assignments
Washington, D.C. 20231

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LOS ANGELES SUPERIOR COURT
SEP 13 2000
JOHN A. CLARKE, CLERK
~~BY P. SOLIS, DEPUTY~~

SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF LOS ANGELES

JOSEPH E. SEAGRAM & SONS, INC.,)
THE SEAGRAM COMPANY LTD. and)
JDC S.A. de C.V.,)
Plaintiffs,)

CASE NO. BC191681
Assigned for all purposes to the
Hon. Paul Boland
Dept. 36

v.

JUDGMENT AFTER
TRIAL BY COURT

ST. MAARTEN SPIRITS, LTD.,)
ST. MAARTEN SPIRITS LIMITED,)
and DOES 1 through 10, inclusive,)
Defendants.)

ST. MAARTEN SPIRITS, LTD., et al.,)
Cross-Complainants,)

v.

JOSEPH E. SEAGRAM & SONS, INC.,)
et al.,)
Cross-Defendants.)

1 WHEREAS, Plaintiffs and Cross-Defendants Joseph E. Seagram & Sons, Inc. and
2 JDC S.A. de C.V. filed a complaint in this action on May 27, 1998, and, along with Plaintiff and
3 Cross-Defendant The Seagram Company Ltd., filed an Amended Complaint on June 22, 1998;

4 WHEREAS, Defendants and Cross-Complainants St. Maarten Spirits, Ltd. and St.
5 Maarten Spirits Limited filed a Cross-Complaint on July 22, 1998, and an Amended Cross-Complaint
6 on July 16, 1999;

7 WHEREAS, the Court on August 6, 1999 granted summary adjudication in favor of
8 Plaintiff and Cross-Defendant The Seagram Company Ltd. and against Defendants and Cross-
9 Complainants St. Maarten Spirits, Ltd. And St. Maarten Spirits Limited on the Fifth Cause of Action
10 in the Amended Complaint in the amount of \$1,000,000;

11 WHEREAS, the Court on August 6, 1999 granted summary adjudication in favor of
12 Plaintiff and Cross-Defendant Joseph E. Seagram & Sons, Inc. and against Defendants and Cross-
13 Complainants St. Maarten Spirits, Ltd. and St. Maarten Spirits Limited with respect to certain
14 contractual obligations claimed in the First Cause of Action in the Amended Complaint, and certain
15 other issues regarding the amounts owed by St. Maarten under Seagram's First and Second Causes
16 of Action were referred to an accounting reference, as more fully reflected in the August 6, 1999
17 Ruling, the August 11, 1999 Order Re: Accounting Reference and the August 13, 1999 Clarification
18 of the August 11, 1999 Order, which are incorporated by reference herein;

19 WHEREAS, the accounting Referee issued a report and recommendation dated
20 September 7, 1999;

21 WHEREAS, the above-entitled cause came on regularly for trial on September 7,
22 1999, in Department 36 of the above-entitled Court, the Honorable Paul Boland, Judge, presiding.
23 Plaintiffs and Cross-Defendants Joseph E. Seagram & Sons, Inc., The Seagram Company Ltd., and
24 JDC S.A. de C.V. appearing by their counsel Simpson Thacher & Bartlett. Defendants and Cross-
25 Complainants St. Maarten Spirits, Ltd. and St. Maarten Spirits Limited appearing by their counsel
26 Christensen, Miller, Fink, Jacobs, Glaser, Weil & Shapiro, LLP;

27 WHEREAS, the parties having waived a jury, Plaintiff and Cross-Defendant Joseph
28 E. Seagram & Sons, Inc., having previously dismissed without prejudice the Third, Fourth and

1 Seventh Causes of Action of its First Amended Complaint and having withdrawn the Sixth Cause of
2 Action of its First Amended Complaint; Defendants and Cross-Complainants St. Maarten Spirits, Ltd.
3 and St. Maarten Spirits Limited having previously dismissed without prejudice the Fourth Cause of
4 Action of their First Amended Cross-Complaint, evidence, both oral and documentary, having been
5 presented by the parties, and the cause having been argued and submitted for decision by the Court,
6 and the Court's Statement of Decision having been filed on August 4, 2000;

7 IT IS ORDERED, ADJUDGED AND DECREED, as follows:

8 1. Plaintiff and Cross-Defendant Joseph E. Seagram & Sons, Inc. shall recover
9 judgment against Defendants and Cross-Complainants St. Maarten Spirits, Ltd. and St. Maarten
10 Spirits Limited, jointly and severally, on the First and Second Causes of Action in the Amended
11 Cross-Complaint in the principal amount of \$25,189,606;

12 plus interest at a rate of nine percent (9%) per annum on the sum of \$6,844,980, at
13 the daily rate of \$1,687.80, running from May 23, 1998, until the date of entry of
14 judgement on September 13, 2000, in the sum of \$1,422,817.80;

15 plus interest at a rate of nine percent (9%) per annum on the sum of \$25,167, at the
16 daily rate of \$6.21, running from June 2, 1999, until the date of entry of judgment on
17 September 13, 2000, in the sum of 2,904.66;

18 plus interest at a rate of nine percent (9%) per annum on the sum of \$18,319,459, at
19 the daily rate of \$4,517.13, running from September 7, 1999, until the date of entry
20 of judgment on September 13, 2000, in the sum of \$1,675,854.09;

21 for a total sum of \$28,291,182.55 plus interest thereon at a rate of ten percent (10%) per annum from
22 the date of entry of this Judgment on September 13, 2000 until paid.

23 2. Plaintiff The Seagram Company Ltd. shall recover judgment against
24 Defendants and Cross-Complainants St. Maarten Spirits, Ltd. and St. Maarten Spirits Limited, jointly
25 and severally, on the Fifth Cause of Action in the Amended Complaint in the principal amount of
26 \$1,000,000 plus interest at a rate of nine percent (9%) per annum, at the daily rate of \$246.58,
27 running from May 23, 1998, until the date of entry of judgment on September 13, 2000 in the sum
28 of \$207,863.54, for a total sum of \$1,207,863.54 plus interest thereon at a rate of ten percent (10%)

1 per annum from the date of entry of this Judgment on September 13, 2000 until paid.

2 3. Plaintiff and Cross-Defendant The Seagram Company Ltd. shall recover
3 judgment against Defendants and Cross-Complainants St. Maarten Spirits, Ltd. And St. Maarten
4 Spirits Limited, jointly and severally, on the Tenth Cause of Action in the Amended Complaint, in the
5 principal amount of \$50,597.26, which is interest at the rate of nine percent (9%) per annum on
6 \$150,000 running from August 24, 1994 to May 23, 1998, plus interest thereon at a rate of ten
7 percent (10%) per annum from the date of entry of this Judgment on September 13, 2000 until paid.

8 4. Plaintiff and Cross-Defendant Joseph E. Seagram & Sons, Inc. shall recover
9 judgment against Defendants and Cross-Complainants St. Maarten Spirits, Ltd. and St. Maarten
10 Spirits Limited, jointly and severally, on the Eleventh Cause of Action in the Amended Complaint in
11 the principal amount of \$326,153 plus interest thereon at a rate of ten percent (10%) per annum from
12 the date of entry of this Judgment on September 13, 2000 until paid.

13 5. Except as provided herein, the Court denies and dismisses all other claims and
14 causes of action in the Amended Complaint and the Amended Cross-Complaint, and the parties shall
15 take nothing under said claims and causes of action.

16 6. As prevailing parties, Plaintiffs and Cross-Defendants Joseph E. Seagram &
17 Sons, Inc. and The Seagram Company Ltd. shall recover from Defendants and Cross-Complainants
18 St. Maarten Spirits, Ltd. And St. Maarten Spirits Limited, jointly and severally, costs in the total
19 amount of \$_____. As prevailing party against JDC S.A. de C.V., Defendants and Cross-
20 Complainants St. Maarten Spirits, Ltd. and St. Maarten Spirits Limited shall recover from JDC S.A.
21 de C.V. costs in the total amount of \$_____. Plaintiff Joseph E. Seagram & Sons, Inc. shall
22 recover from Defendants and Cross-Complainants St. Maarten Spirits, Ltd. and St. Maarten Spirits
23 Limited, jointly and severally, reasonable attorneys' fees of \$_____ and accountants' fees of
24 \$_____ as provided in Section 25(d) of the Amended and Restated U.S. Distribution Agreement,
25 dated October 27, 1995.

1 Dated: September 13, 2000

Paul Boland

Hon. Paul Boland
Judge of the Superior Court of California
for the County of Los Angeles

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THE DOCUMENT TO WHICH THIS CERTIFICATE IS AT-
TACHED IS A FULL, TRUE AND CORRECT COPY OF THE
ORIGINAL ON FILE AND OF RECORD IN MY OFFICE.

SEP 14 2000

ATTEST _____ 19_____

County Clerk and Clerk of the
Superior Court of California,
County of Los Angeles.

BY *S. Olvera* _____ DEPUTY

S. OLVERA

