

7-26-00

08-03-2000

FORM PTO-1618A  
Expires 06/30/99  
OMB 0651-0027



101422564

U.S. Department of Commerce  
Patent and Trademark Office  
TRADEMARK

### RECORDATION 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
- Resubmission (Non-Recordation)  
Document ID # \_\_\_\_\_
- Correction of PTO Error  
Reel # \_\_\_\_\_ Frame # \_\_\_\_\_
- Corrective Document  
Reel # \_\_\_\_\_ Frame # \_\_\_\_\_

#### Conveyance Type

- Assignment  License
- Security Agreement  Nunc Pro Tunc Assignment
- Merger  
Effective Date  
Month Day Year  
03 24 00
- Change of Name
- Other \_\_\_\_\_

#### Conveying Party

Mark if additional names of conveying parties attached

Name E J Footwear Corp.

Execution Date  
Month Day Year  
03 24 00

Formerly \_\_\_\_\_

862801

- Individual  General Partnership  Limited Partnership  Corporation  Association
- Other \_\_\_\_\_
- Citizenship/State of Incorporation/Organization New York

#### Receiving Party

Mark if additional names of receiving parties attached

Name E J Footwear LLC

DBA/AKA/TA \_\_\_\_\_

Composed of \_\_\_\_\_

Address (line 1) 377 Riverside Drive

Address (line 2) Franklin, TN 37064

Address (line 3) \_\_\_\_\_

City

State/Country

Zip Code

- Individual  General Partnership  Limited Partnership

- Corporation  Association

Other \_\_\_\_\_

If document to be recorded is an assignment and the receiving party is not domiciled in the United States, an appointment of a domestic representative should be attached. (Designation must be a separate document from Assignment.)

- Citizenship/State of Incorporation/Organization Delaware

08/03/2000 JSHABAZZ 00000036 862801

FOR OFFICE USE ONLY

01 FC:441 40.00 UF  
02 FC:442 400.00 UF

Public burden reporting for this collection of information is estimated to average approximately 30 minutes per Cover Sheet to be recorded, including time for reviewing the document and gathering the data needed to complete the Cover Sheet. Send comments regarding this burden estimate to the U.S. Patent and Trademark Office, Chief Information Officer, Washington, D.C. 20231 and to the Office of Information and Regulatory Affairs, Office of Management and Budget, Paperwork Reduction Project (0651-0027), Washington, D.C. 20503. See OMB Information Collection Budget Package 0651-0027, Patent and Trademark Assignment Practice. DO NOT SEND REQUESTS TO RECORD ASSIGNMENT DOCUMENTS TO THIS ADDRESS.

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

TRADEMARK  
REEL: 002114 FRAME: 0539

**Domestic Representative Name and Address**

Enter for the first Receiving Party only.

Name

Address (line 1)

Address (line 2)

Address (line 3)

Address (line 4)

**Correspondent Name and Address**

Area Code and Telephone Number

Name

Address (line 1)

Address (line 2)

Address (line 3)

Address (line 4)

**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)**

<input type="text"/>	<input type="text"/>	<input type="text"/>
<input type="text"/>	<input type="text"/>	<input type="text"/>
<input type="text"/>	<input type="text"/>	<input type="text"/>

<input type="text" value="862,801"/>	<input type="text" value="516,495"/>	<input type="text" value="1,184,909"/>
<input type="text" value="831,865"/>	<input type="text" value="775,886"/>	<input type="text" value="826,943"/>
<input type="text" value="713,221"/>	<input type="text" value="1,250,453"/>	<input type="text" value="721,063"/>

**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

Credit Card Payment Form

(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.

MILTON WOLSON

Name of Person Signing

*Milton Wolson*

Signature

7/26/00

Date Signed

Registration Numbers (continued)

256,338

212,124

781,810

1,504,024

871,822

873,081

294,854

730,128

CREDIT CARD PAYMENT FORM  
ATTACHMENT

Registration Nos.

862,801  
516,495  
1,184,909  
831,865  
775,886  
826,943  
713,221  
1,250,453  
721,063  
256,338  
212,124  
781,810  
1,504,024  
871,822  
873,081  
294,854  
730,128

*State of Delaware*  
*Office of the Secretary of State*

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PAGE 1

I, EDWARD J. FREEL, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY THE ATTACHED IS A TRUE AND CORRECT COPY OF THE CERTIFICATE OF MERGER, WHICH MERGES:

"EJ FOOTWEAR CORP.", A NEW YORK CORPORATION,  
 WITH AND INTO "EJ FOOTWEAR LLC" UNDER THE NAME OF "EJ FOOTWEAR LLC", A LIMITED LIABILITY COMPANY ORGANIZED AND EXISTING UNDER THE LAWS OF THE STATE OF DELAWARE, AS RECEIVED AND FILED IN THIS OFFICE THE TWENTY-FOURTH DAY OF MARCH, A.D. 2000, AT 9:15 O'CLOCK A.M.

FEB 24 2000



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 Edward J. Freel, Secretary of State

AUTHENTICATION: 0336352

DATE: 03-24-00

TRADEMARK  
 REEL: 002114 FRAME: 0543

**CERTIFICATE OF MERGER**

**MERGING**

**EJ FOOTWEAR CORP.**

**INTO**

**EJ FOOTWEAR LLC**

Pursuant to Section 18-209 of the Delaware Limited Liability Company Act, EJ Footwear LLC, a Delaware limited liability company, does hereby certify that:

**FIRST:** The name and jurisdiction of formation or organization of each of the domestic limited liability companies and other business entities which are to merge (the "Constituent Entities") are as follows:

<u>Name</u>	<u>Jurisdiction of Formation or Organization</u>
EJ Footwear Corp.	New York
EJ Footwear LLC	Delaware

**SECOND:** An Agreement of Merger has been approved, adopted, certified, executed and acknowledged by each of the Constituent Entities in accordance with the provisions of Section 1003 of the New York Limited Liability Company Law and subsection (b) of Section 18-209 of the Delaware Limited Liability Company Act.

**THIRD:** The name of the surviving limited liability company of the merger is EJ Footwear LLC and shall continue its existence as said limited liability company under the name of "EJ Footwear LLC" upon the effective date and time of said merger pursuant to the provisions of the Delaware Limited Liability Company Act.

**FOURTH:** The effective date and time of the merger shall be the time of the filing of this Certificate of Merger with the Office of the Secretary of State of the State of Delaware.

**FIFTH:** The executed Agreement of Merger is on file at the principal place of business of the surviving domestic limited liability company, the address of which is 377 Riverside Drive, Suite 200, Franklin, TN 37064.

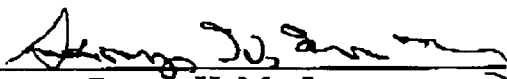
**SIXTH:** A copy of the Agreement of Merger will be furnished by the surviving domestic limited liability company, on request and without cost, to any member of, or any person holding an interest in, either of the Constituent Entities.

[Signature on following page]

IN WITNESS WHEREOF, this Certificate of Merger is hereby executed  
as of this 24 day of March 2000.

EJ FOOTWEAR LLC

By: JUSI HOLDINGS, INC., its sole  
member

By:   
Name: George H. MacLean  
Title: Vice President