

COWAN LITTON  
08-17-2000

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U.S. Department of Commerce  
Patent and Trademark Office

RE 4.21.00  
8.3.00

R. COVER SHEET  
**TRADEMARKS ONLY**

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

1. Name of conveying party(ies):  
Michael Connery Enterprises, Inc.  
 Individual(s)  Association  
 General Partnership  Limited Partnership  
 Corporation-State Texas  
 Other \_\_\_\_\_  
Additional name(s) of conveying party(ies) attached?  Yes  No

2. Name and Address of receiving party(ies)  
Name: Performance Fountain Productions, Inc.  
Address:  
c/o Caryl Steinman  
150 East 77th Street, #6D  
New York, New York 10021

3. Nature of conveyance:  
 Assignment  Merger  
 Security Agreement  Change of Name  
 Other \_\_\_\_\_  
Execution Date: \_\_\_\_\_

Individual(s) citizenship  
 Association  
 General Partnership  
 Limited Partnership  
 Corporation-State New York  
 Other \_\_\_\_\_  
If assignee is not domiciled in the United States, a domestic representative designation is attached:  Yes  No  
(Designations must be a separate document from assignment)  
Additional name(s) & address(es) attached?  Yes  No

4. Application number(s) or registration number(s):  
A. Trademark Application No.(s)  
Additional numbers attached?  Yes  No

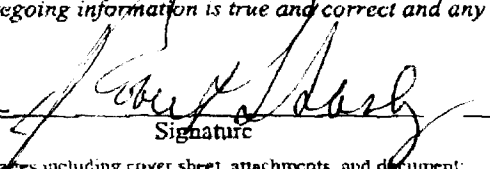
B. Trademark Registration No.(s) 611,911

5. Name and address of party to whom correspondence concerning document should be mailed.  
  
Robert L. Lasky, Esq.  
1114 Avenue of the Americas  
New York, NY 10036  
18th floor

6. Total number of applications and registrations involved:  
  
One  
  
7. Total fee (37 CFR 3.41)..... \$ 40 paid with original submission  
 Enclosed  
 Any deficiency is authorized to be charged to  
 Deposit Account No. 03-3415.

8. Deposit Account No. \_\_\_\_\_  
(Attach duplicate copy of this page if paying by deposit account)

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.  
Robert L. Lasky, Esq., as agent for Performance Fountain Productions, Inc.  July 31, 2000  
Name of Person Signing Signature Date  
Total number of pages including cover sheet, attachments, and document: \_\_\_\_\_

Mail to: U.S. Patent and Trademark Office, Office of Public Records, Crystal Gateway 4, Room 335, Washington, DC 20231

SECURITY ASSIGNMENT AND MORTGAGE

The undersigned Michael Connery Enterprises, Inc. ("Grantor"), a Texas corporation, has entered into a purchase agreement of even date herewith with Performance Fountain Productions, Inc. ("Secured Party"), a New York corporation, pursuant to which Grantor has purchased from Secured Party, inter alia, the trademark DANCING WATERS, symbolized by registration number 611,919 in the United States Patents and Trademark Office together with the good will appertaining thereto (collectively the "Trademark"). To secure the indebtedness and other obligations of Grantor to Secured Party under the said purchase agreement, Grantor hereby assigns to Secured Party a security interest in and mortgages to Secured Party the Trademark, and any and all proceeds derived therefrom.

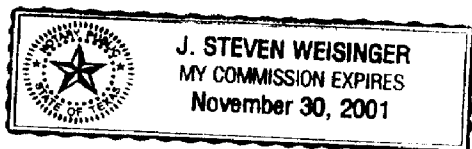
This Security Assignment and Mortgage is subject to the terms and conditions of the said purchase agreement.

Michael Connery  
Enterprises, Inc.

Dated: as of March 15, 2000 By Michael A. Connery, Pres  
Grantor

STATE OF TEXAS )  
COUNTY OF MONTGOMERY ) ss.:

On this 16 day of March, 2000, before me personally came MICHAEL A CONNERY, to me known, who being by me duly sworn, did depose and say that he resides at 22820 1-45 N STE 9A SPRING, TX; that he is the PRESIDENT of MICHAEL CONNERY ENTERPRISES, INC the corporation described in, and which executed the above instrument; that he knows the seal of said corporation; that the seal affixed to said instrument is such corporate seal; that it was so affixed by order of the Board of Directors of said corporation and that he signed his name thereto by like order.



J. Steven Weisinger  
Notary

42100

ROBERT L. LASKY  
ATTORNEY AT LAW  
1114 AVENUE OF THE AMERICAS  
18TH FLOOR  
NEW YORK, NEW YORK 10036  
TELEPHONE: (212) 743-8420  
TELEFAX: (212) 743-8422

05-19-2000



101362447

APR 19 2000

April 19, 2000

United States Patent and Trademark Office  
Assignment Division  
1213 Jefferson Davis Highway  
3<sup>rd</sup> floor  
Arlington, Virginia 22202

Gentlemen:

I am enclosing a Security Assignment and Mortgage in the trademark Dancing Waters, registration number 611,919, for recording. Would you please be good enough to record it and return it to the undersigned at the above address. Also enclosed is a check for \$40 for the recording fee.

Sincerely,

Robert L. Lasky

RLL:ss  
Enc.

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**UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office**

ASSISTANT SECRETARY AND COMMISSIONER  
OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231

JULY 18, 2000

PTAS

ROBERT L. LASKY  
1114 AVENUE OF THE AMERICAS  
18TH FLOOR  
NEW YORK, NY 10036



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UNITED STATES PATENT AND TRADEMARK OFFICE  
NOTICE OF NON-RECORDATION OF DOCUMENT

DOCUMENT ID NO.: 101362447

THE ENCLOSED DOCUMENT HAS BEEN EXAMINED AND FOUND NON-RECORDABLE BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. THE REASON(S) FOR NON-RECORDATION ARE STATED BELOW. DOCUMENTS BEING RESUBMITTED FOR RECORDATION MUST BE ACCOMPANIED BY A NEW COVER SHEET REFLECTING THE CORRECT INFORMATION TO BE RECORDED AND THE DOCUMENT ID NUMBER REFERENCED ABOVE.

THE ORIGINAL DATE OF FILING OF THIS ASSIGNMENT DOCUMENT WILL BE MAINTAINED IF RESUBMITTED WITH THE APPROPRIATE CORRECTION(S) WITHIN 30 DAYS FROM THE DATE OF THIS NOTICE AS OUTLINED UNDER 37 CFR 3.51. THE RESUBMITTED DOCUMENT MUST INCLUDE A STAMP WITH THE OFFICIAL DATE OF RECEIPT UNDER 37 CFR 3. APPLICANTS MAY USE THE CERTIFIED PROCEDURES UNDER 37 CFR 1.8 OR 1.10 FOR RESUBMISSION OF THE RETURNED PAPERS, IF THEY DESIRE TO HAVE THE BENEFIT OF THE DATE OF DEPOSIT IN THE UNITED STATES POSTAL SERVICE.

SEND DOCUMENTS TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231. IF YOU HAVE ANY QUESTIONS REGARDING THIS NOTICE, YOU MAY CONTACT THE INDIVIDUAL WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723.

1. THE DOCUMENT SUBMITTED FOR RECORDING IS NOT ACCEPTABLE. TO RECORD A DOCUMENT IN THE ASSIGNMENT DIVISION, A COMPLETE COVER SHEET MUST ACCOMPANY THE DOCUMENT OR A COVER SHEET OUTLINING THE REQUIREMENTS FOR RECORDING AS SET FORTH IN TITLE 37 CFR 3.11 MUST BE PRESENT.

SHAREILL COLES, EXAMINER  
ASSIGNMENT DIVISION  
OFFICE OF PUBLIC RECORDS

RECORDED: 08/03/2000

TRADEMARK  
REEL: 002121 FRAME: 0500