

09-14-2000

Docket No. 21716.0081.000
2; 0004; 0005;
0006 & 0007



TRADEMAI

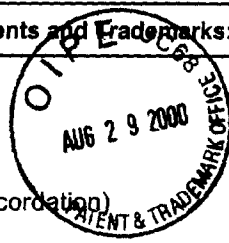
101455982

ER SHEET

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
Effective Date
Month Day Year
12 30 1999
- Merger
- Change of Name
- Other _____

Conveying Party

Mark if additional names of conveying parties attached

Execution Date
Month Day Year
12 30 1999

Name American Lung Association

Formerly _____

- Individual
- General Partnership
- Limited Partnership
- Corporation
- Association
- Other _____
- Citizenship/State of Incorporation/Organization Maine

Receiving Party

Mark if additional names of receiving parties attached

Name American Thoracic Society, Inc.

DBA/AK/TA _____

Composed of _____

Address (line 1) _____

Address (line 2) 1740 Broadway

Address (line 3) New York

NY

10019

City

State/Country

Zip Code

- Individual
- General Partnership
- Limited Partnership
- Corporation
- Association
- Other _____
- Citizenship/State of Incorporation/Organization District of Columbia

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.)

\$100.00

09/14/2000 DNGUYEN 00000379 732256

FOR OFFICE USE ONLY

01 FC:481 40.00 DP
02 FC:482 100.00 DP

Refund Ref: 09/14/2000 DNGUYEN 000007771

CHECK Refund Total:

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

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

202-663-8000

Name Nancy S. Lapidus
Address (line 1) 2300 N Street, NW
Address (line 2) Washington, D.C. 20037-1128
Address (line 3) _____
Address (line 4) _____

Pages Enter the total number of pages of the attached conveyance document including any attachments. # 0

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)
_____	<u>732,266</u> <u>1,878,335</u> _____
_____	<u>1,564,414</u> <u>2,009,219</u> _____
_____	<u>1,623,137</u> _____ _____

Number of Properties Enter the total number of properties involved. # 5

Fee Amount Fee Amount for Properties Listed (37 CFR 3.41): \$ 240.00

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.

Nancy S. Lapidus
Name of Person Signing

Nancy Lapidus
Signature

08/28/2000
Date Signed

**TRADEMARK ASSIGNMENT
FROM AMERICAN LUNG ASSOCIATION
TO AMERICAN THORACIC SOCIETY, INC.**

This Assignment, is made effective December 30, 1999, or such other date as shall be the Closing Date of the Agreement Between American Thoracic Society, Inc. and American Lung Association ("Main Agreement") to which this Trademark Assignment is Attachment 2 to Exhibit A, by and between American Thoracic Society, Inc. ("ATS") and American Lung Association ("ALA").^{1/}

1. For good and valuable consideration, the receipt of which is hereby acknowledged, ALA hereby grants and assigns exclusively to ATS all right, title and interest, including accompanying goodwill, in and to such trademarks, service marks, and trade names (collectively the "Marks") owned by ALA and previously allocated by ALA prior to the Closing Date for utilization by the medical section of ALA as listed in Schedule A Attached hereto.

2. ALA represents and warrants to ATS that ALA is the sole owner of all such Marks and all the rights herein granted and described; that ALA has full right and power to make this assignment; that to the best of its knowledge, the Marks do not violate any intellectual property rights, proprietary, or personal rights of others; that ALA has not previously in any manner granted or otherwise disposed of any of the rights herein granted to ATS nor previously granted any rights adverse thereto or inconsistent therewith; and that there are no rights outstanding which would in any manner diminish, encumber or impair the full enjoyment or exercise of the rights herein assigned to ATS by ALA.

American Thoracic Society, Inc.

By Carl C. Zookberg

Its Executive Director

American Lung Association

By Jill Ryan

Its Chief Marketing Officer

LAARENDTE\ATS\AGREEMENT\EXHIBIT A.DOC

^{1/} Capitalized terms not defined herein have the same meaning as in the Main Agreement.

**Schedule A of Trademark Assignment from American Lung Association
to American Thoracic Society, Inc.**



AMERICAN THORACIC SOCIETY-1905 and Design

Status: RENEWED

Gds/Svcs: U.S. Cl.: 100(Int'l. Cl.: 42)
 DISSEMINATING INFORMATION CONCERNING THE CAUSES, TREATMENT, AND PREVENTION OF
 RESPIRATORY DISEASES AND RELATED HEALTH PROBLEMS, ENCOURAGING THE PREVENTION
 AND SCIENTIFIC TREATMENT THEREOF, FOSTERING SCIENTIFIC RESEARCH INTO THE
 CAUSES THEREOF, COOPERATING WITH MEDICAL SOCIETIES AND WITH OTHER
 ORGANIZATIONS INTERESTED IN SUCH MEDICAL AND RELATED HEALTH PROBLEMS, AND
 PROMOTING INTERNATIONAL STUDY AND CONTROL OF RESPIRATORY AND OTHER DISEASES

First Use: 1942 In Commerce: 1942

Reg. No.: 732,266 Registered: 05/29/1962 Renewed: 05/29/1982
 Serial No.: 72-125081 Filed: 07/31/1961 Published: 03/13/1962

Owns: 137,345, 163,810, 578,285

Descript: THE DRAWING IS LINED FOR RED.
 Affidavits: 8 & 15

Owner: AMERICAN LUNG ASSOCIATION (ME CORP.)
 NEW YORK, NY

Registrant: NATIONAL TUBERCULOSIS ASSOCIATION (ME CORP.)
 NEW YORK, NY

Assignments:

Assignee: AMERICAN LUNG ASSOCIATION
 Assignor: NATIONAL TUBERCULOSIS AND RESPIRATORY DISEASE ASSOCIATION
 Recorded: 07/11/1973 Assigned: 07/02/1973 Reel/Fr.: 0239/0275
 Action: CHANGE OF NAME MAY 18, 1973

Assignee: NATIONAL TUBERCULOSIS AND RESPIRATION DISEASE ASSOCIATION
 Assignor: NATIONAL TUBERCULOSIS ASSOCIATION
 Recorded: 03/06/1988 Assigned: 02/20/1968 Reel/Fr.: 0160/0158
 Action: CHANGE OF NAME FEBRUARY 19, 1968

AMERICAN REVIEW OF RESPIRATORY DISEASE

Status: REGISTERED Date: 06/26/1986
PRINCIPAL REGISTER - SEC. 2(F)

Gds/Svcs: Int'l. Cl.: 16 (U.S. Cl.: 38)
MEDICAL JOURNAL IN THE FIELD OF RESPIRATORY DISEASE, PULMONARY MEDICINE AND
BIOLOGY

First Use: 07/1959 In Commerce: 07/1959

Reg. No.: 1,564,414 Registered: 11/07/1989
Serial No.: 73-746306 Filed: 08/15/1988 Published: 08/15/1989

Affidavits: 8 & 15 06/26/1986

Corresp.: LAWRENCE E. APOLZON
WEISS DAWID FROSS ZELNICK & LEHRMAN P C
633 THIRD AVENUE
NEW YORK, NEW YORK 10017

Registrant: AMERICAN LUNG ASSOCIATION (ME CORP.)
1740 BROADWAY
NEW YORK, NY 10019-4374

AMERICAN JOURNAL OF RESPIRATORY CELL AND MOLECULAR BIOLOGY

Status: REGISTERED Date: 12/18/1996
SUPPLEMENTAL REGISTER

Gds/Svcs: Int'l. Cl.: 16 (U.S. Cl.: 38)
MEDICAL JOURNAL
First Use: 07/1989 In Commerce: 07/1989

Reg. No.: 1,623,137 Registered: 11/13/1990
Serial No.: 74-063906 Filed: 04/30/1990 Published: 11/13/1990

Disclaims: "JOURNAL"
Add. Info.: AMENDED TO SUPPLEMENTAL REGISTER SEPTEMBER 19, 1990
Affidavits: & ACCEPTED 12/18/1996

Corresp.: LAWRENCE E APOLZON
WEISS DAWID FROSS ZELNICK & LEHRMAN PC
633 THIRD AVENUE
NEW YORK NY 10017

Registrant: AMERICAN LUNG ASSOCIATION (NY CORP.)
1740 BROADWAY
NEW YORK, NY 10019-4374

AMERICAN JOURNAL OF RESPIRATORY AND CRITICAL CARE MEDICINE

Status: REGISTERED Date: 02/07/1995
SUPPLEMENTAL REGISTER

Gds/Svcs: Int'l. Cl.: 16 (U.S. Cl.: 38)
MEDICAL JOURNALS
First Use: 01/01/1994 In Commerce: 01/01/1994

Reg. No.: 1,878,335 Registered: 02/07/1995
Serial No.: 74-510551 Filed: 04/08/1994 Published: 02/07/1995

Add. Info.: AMENDED TO SUPPLEMENTAL REGISTER OCTOBER 14, 1994

Corresp.: SUSAN UPTON DOUGLASS
WEISS DAWID FROSS ZELNICK & LEHRMAN
633 THIRD AVENUE
NEW YORK, NY 10017

Registrant: AMERICAN LUNG ASSOCIATION (ME CORP.)
1740 BROADWAY
NEW YORK, NY 10019

AMERICAN JOURNAL OF RESPIRATORY AND CRITICAL CARE MEDICINE

Status: REGISTERED Date: 09/03/1996
SUPPLEMENTAL REGISTER

Gds/Svcs: Int'l. Cl.: 16 (U.S. Cl.: 2, 5, 22, 23, 29, 37, 38, 50)
MEDICAL JOURNAL IN THE FIELD OF RESPIRATORY DISEASE, PULMONARY MEDICINE AND
BIOLOGY
First Use: 01/1994 In Commerce: 01/1994

Reg. No.: 2,009,219 Registered: 10/15/1996
Serial No.: 75-012708 Filed: 10/31/1995 Published: 10/15/1996

Owns: 1,878,335

Disclams: "JOURNAL"
Add. Info.: AMENDED TO SUPPLEMENTAL REGISTER MAY 7, 1996

Corresp.: LAWRENCE E. APOLZON
WEISS DAWID FROSS ZELNICK & LEHRMAN, PC
633 THIRD AVENUE
NEW YORK, NY 10017

Registrant: AMERICAN LUNG ASSOCIATION (ME CORP.)
1740 BROADWAY
NEW YORK, NY 10019-4374