

10-11-2000



101483775

9.19.00

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 Change of Name
 - Other _____
- Effective Date
Month Day Year

Conveying Party

Mark if additional names of conveying parties attached

Execution Date
Month Day Year

Name Tate Cheese Co., Inc.

06/14/1999

Formerly _____

75049664

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

Receiving Party

Mark if additional names of receiving parties attached

Name Schreiber Foods, Inc.

DBA/AKA/TA _____

Composed of _____

Address (line 1) P.O. Box 19010

Address (line 2) _____

Address (line 3) Green Bay

Wisconsin

54307

City

State/Country

Zip Code

- Individual General Partnership Limited Partnership Corporation Association
 - Other _____
 - Citizenship/State of Incorporation/Organization Wisconsin
- 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.)

FOR OFFICE USE ONLY

10/11/2000 MTHAI1 00000001 75049664

01 FC:481
02 FC:482

40.00 DP
325.00 DP

8648

Ref: 10/11/2000 MTHAI1 00000001 75049664

Fund Total:

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 information to:
Commissioner of Patents and Trademarks, Box Assignment, 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

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" value="75-049664"/> | <input type="text" value="74-194533"/> | <input type="text" value="73-758254"/> | <input type="text"/> | <input type="text"/> | <input type="text"/> |
| <input type="text" value="74-644079"/> | <input type="text" value="74-194534"/> | <input type="text" value="73-720774"/> | <input type="text"/> | <input type="text"/> | <input type="text"/> |
| <input type="text" value="74-204603"/> | <input type="text" value="73-781102"/> | <input type="text" value="73-555096"/> | <input type="text"/> | <input type="text"/> | <input type="text"/> |

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 (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.

Tori Lynn Kluess
Name of Person Signing


Signature

8/31/00
Date Signed

**RECORDATION FORM COVER SHEET
CONTINUATION
TRADEMARKS ONLY**

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

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

Conveying Party

Enter Additional Conveying Party

Mark if additional names of conveying parties attached

Execution Date
Month Day Year

Name

Formerly

Individual General Partnership Limited Partnership Corporation Association

Other

Citizenship State of Incorporation/Organization

Receiving Party

Enter Additional Receiving Party

Mark if additional names of receiving parties attached

Name

DBA/AK/A

Composed of

Address (line 1)

Address (line 2)

Address (line 3)

City

State/Country

Zip Code

Individual General Partnership Limited Partnership

Corporation Association

Other

Citizenship/State of Incorporation/Organization

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 the Assignment.)

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)

| | | |
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| 73-555124 | <input type="text"/> | <input type="text"/> |
| 73-555125 | <input type="text"/> | <input type="text"/> |
| 72-425343 | <input type="text"/> | <input type="text"/> |
| 72-425345 | <input type="text"/> | <input type="text"/> |
| 71-583333 | <input type="text"/> | <input type="text"/> |
| <input type="text"/> | <input type="text"/> | <input type="text"/> |
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| <input type="text"/> | <input type="text"/> | <input type="text"/> |

POWER OF ATTORNEY

7509 9664

The undersigned Applicant hereby appoints and designates Attorney Tori Lynne Kluess, of the law firm of Liebmann, Conway, Olejniczak & Jerry, S.C., 231 South Adams Street, P.O. Box 23200, Green Bay, Wisconsin 54305-3200, (920) 437-0476, who is admitted to practice in the State of Wisconsin, with full power of substitution, association and revocation, to prosecute this trademark assignment, to transact all business in the United States Patent and Trademark Office in connection with this assignment, and to receive any correspondence or documentation in connection with this assignment.

Dated this 8 day of September, 2000.

SCHREIBER FOODS, INC.

By Brian P. Liddy
Brian P. Liddy
Title: Senior Vice President, CFO

STATE OF WISCONSIN)
) ss.
COUNTY OF BROWN)

Personally came before me this 8th day of September, 2000, the above-named, Brian P. Liddy, to me known to be the person who executed the foregoing instrument and acknowledged the same.

June Thompson
Notary Public, Brown County, Wisconsin
My Commission: _____

JUNE THOMPSON
Notary Public, Wisconsin
My Commission Expires December 1, 2002

TRADEMARK ASSIGNMENT

WHEREAS, Tate Cheese Co., Inc., a Missouri corporation ("Assignor"), has adopted and has used the trademarks set forth in "Schedule A" hereto (hereinafter collectively referred to as the "Marks") for which Assignor has received certificates of registration from the United States Patent and Trademark Office or for which applications for registration are pending; and

WHEREAS, Schreiber Foods, Inc., a Wisconsin corporation ("Assignee"), desires to acquire all right, title and interest in and to the Marks and the registrations and applications for registration therefor.

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, Assignor does hereby sell, assign, and transfer unto Assignee, its successors, assigns, and legal representatives, all right, title and interest in and to the Marks and the registrations and applications for registration therefor, together with the goodwill of the business symbolized by the Marks and with the right to recover for damages and profits and all other remedies for past infringement thereof, including all rights as opponents in any opposition proceeding. Assignor further agrees to execute all documents necessary to perfect such right, title, and interest in Assignee, its successors, assigns, and legal representatives. This Trademark Assignment may be executed in one or more counterparts, each of which shall be regarded as an original and all of which shall constitute one and the same instrument.

Executed this 14th day of June, 1999.

**ASSIGNOR
TATE CHEESE CO., INC.**

By: David Tate
David Tate

STATE OF ILLINOIS)
) SS.
COUNTY OF PIKE)

On this 14th day of June, 1999, personally appeared before me, David Tate, known by me to be the above-named person and an officer of Tate Cheese Co., Inc., on whose behalf he is authorized to execute and did execute the foregoing instrument, and acknowledged that he executed the same as his free act and deed in his stated corporate capacity.



Patricia Bradshaw
Notary Public
My Commission Expires: May 1, 2000

**ASSIGNEE
SCHREIBER FOODS, INC.**

By: Brian P. Liddy
Brian P. Liddy

STATE OF WISCONSIN)
) SS.
COUNTY OF BROWN)

On this 11th day of June, 1999, personally appeared before me, Brian P. Liddy, known by me to be the above-named person and an officer of Schreiber Foods, Inc., on whose behalf he is authorized to execute and did execute the foregoing instrument, and acknowledged that he executed the same as his free act and deed in his stated corporate capacity.

(SEAL)

Brian P. Liddy
Notary Public
My Commission Expires: 15 permanent.

Mark**Serial /
Registration No.****Registration Date**United States Registrations:

| | | |
|--|-----------|------------------|
| Pizza Choice (words only) | 75-049664 | March 4, 1995 |
| Wynn (words and design) | 74-644079 | June 3, 1994 |
| Golden Delite (words and design) | 74-204603 | October 20, 1990 |
| None, (design only) | 74-194533 | May 31, 1981 |
| Golden Delite (words only) | 74-194534 | October 20, 1990 |
| Qwik-Serve (words only) | 73-781102 | May 7, 1988 |
| Qwik-Melt (words only) | 73-758254 | April 16, 1988 |
| Meadow Grove/Tasty Mellow/Selected Cheddar Cheese Tate Cheese Co. Valley City, IL. (words and design) | 73-720774 | June 30, 1981 |
| Tate (words only) | 73-555096 | July 31, 1973 |
| None, (design only) | 73-555124 | May 31, 1981 |
| Meadow Grove (words only) | 73-555125 | June 30, 1981 |
| Sunlight (words only) | 72-425343 | |
| Black Velvet (words only) | 72-425345 | |
| Bluegrass (stylized letters) | 71-583333 | |

All of the right, title and interest of Tate Cheese Co., Inc. in the Black Mountain trademark pursuant to the License Agreement by and between Cudahy Company and Tate Cheese Co., Inc.