

10-23-00

11-17-2000



101519990

Docket No.:

1007-PB

Tab settings

To the Honorable Commissioner

Please return the attached original documents or copy thereof.

1. Name of conveying party(ies)
Alpha Enterprises, Inc.

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

10-23-2000

U.S. Patent & TMOfr/TM Mail RptDt. #10

Name: **Nexpak Corporation**

Internal Address:

Street Address: **6370 Wise Avenue, NW**

City: **North Canton** State: **OH** ZIP: **44720**

- Individual(s)
- General Partnership
- Corporation-State **Ohio**
- Other

- Individual(s) citizenship
- Association
- General Partnership
- Limited Partnership
- Corporation-State **Delaware**
- Other

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

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

3. Nature of conveyance:

- Assignment
- Security Agreement
- Other
- Merger
- Change of Name

Execution Date: **October 11, 2000**

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

A. Trademark Application No.(s)
75/814,328

B. Trademark Registration No.(s)

Additional numbers attached? Yes No

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

6. Total number of applications and registrations involved: **1**

Name: **Joseph A. Sebolt**

7. Total fee (37 CFR 3.41):.....\$ **\$40.00**

Internal Address: **Aston Park Professional Centre**

Enclosed

Authorized to be charged to deposit account

Street Address: **4801 Dressler Rd., NW, Suite 194**

8. Deposit account number:

City: **Canton** State: **OH** ZIP: **44718**

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.

Joseph A. Sebolt, Reg. No. 35,352

Name of Person Signing

Signature

Date

Total number of pages including cover sheet, attachments, and document: **5**

ASSIGNMENT OF TRADEMARK

WHEREAS, **Alpha Enterprises, Inc.**, an Ohio corporation, having a business address of **6370 Wise Avenue, NW, North Canton, Ohio 44720** (hereinafter referred to as ASSIGNOR) is the owner of the entire right, title, and interest in the trademark **AUDIOBOOKPAK**, Serial Number 75/814,328 filed October 4, 1999, and is the record title holder of said trademark; and

WHEREAS, **NEXPAK Corporation**, a Delaware corporation, having a business address of **6370 Wise Avenue, NW, North Canton, Ohio 44720** (hereinafter referred to as ASSIGNEE) is desirous of purchasing the entire right, title, and interest in said trademark including the goodwill of the business symbolized by said trademark, and

WHEREAS, ASSIGNEE desires to obtain the legal title to said trademark;

NOW, THEREFORE, in consideration of the premises and of One Dollar (\$1.00) and of other good and valuable consideration, the sufficiency of which is hereby expressly acknowledged, ASSIGNOR by these presents hereby assigns, transfers, conveys, and sets over unto said ASSIGNEE, its successors, assigns and legal representatives, the entire right, title, and interest to and under said trademark, together with the goodwill of the business in connection with which said trademark was and is used, and all rights incident thereto;

Said ASSIGNOR hereby releases, assigns, and transfers unto said ASSIGNEE its successors, assigns and legal representatives, all rights, title, and interest, claims and demands whatsoever said ASSIGNOR had in, to and by, under and through, said trademark, including all claims for any and all past infringement thereof and the right to sue therefor;

ALL OF THE SAME to be held and enjoyed by said ASSIGNEE for its own use and behoof and for its successors, assigns and legal representatives as fully and entirely as the same would have been held and enjoyed by said ASSIGNOR had this Assignment not been made.

Executed at N. Canton, OH, this 11 day of October, 2000.

ALPHA ENTERPRISES, INC.

James K. Sankey
James K. Sankey, President

ATTEST:

Susan Lyn Elliott

STATE OF OHIO

COUNTY OF STARK

Before me, a Notary Public in and for Stark County, personally appeared James K. Sankey, personally well known to me and acknowledge the signing of the above instrument to be his voluntary act and deed and that of the corporation, Alpha Enterprises, Inc., for the purposes therein set forth.

Witness my signature and Official Seal at N. Canton, OH, this 11 day of October, 2000.

Susan Lyn Elliott
NOTARY PUBLIC

SEAL

Docket No. 1007-PB

Susan Lyn Elliott
Notary Public, State of Ohio
My Commission Expires
June 12, 2005