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U.S. DEPARTMENT OF COMMERCE
Patent and Trademark Office

08-21-2000

U.S. Patent & TMO/TM Mail Rpt Dt. #57



To the Honorable Commissioner of Patents and

101521825

Documents or copy thereof.

1. Name of conveying party(ies):

Embers Charcoal Company, Inc. (South Carolina Corp.)

- Individual(s)
- Association
- General Partnership
- Limited Partnership
- Corporation-State of South Carolina
- Other:

Additional name(s) of conveying party(ies) attached? [] Yes [X] No

2. Name and address of receiving party(ies)

Name: Royal Oak Sales, Inc. (Tennessee Corp.)

Street Address: 1 Royal Oak Avenue
Roswell, Georgia 30076

- Individual(s) Citizenship
- Association
- General Partnership
- Limited Partnership
- Corporation-State of Tennessee
- 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

3. Nature of conveyance:

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

Execution Date: April 9, 1999

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

A. Trademark application No.(s)

B. Trademark Registration No.(s)

1,610,354

Additional numbers attached? [] Yes [X] No

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

George M. Thomas
Thomas, Kayden, Horstemeyer & Risley, L.L.P.
100 Galleria Parkway, Suite 1750
Atlanta, Georgia 30339

Tel: 770-933-9500

6. Total number of applications/registrations involved: [1]

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

- Enclosed
- Authorized to be charged to deposit account
- Charge Credit Card: Visa No.: 4476-1900-0036-5102

8. Deposit Account Number:

20-0778
(Attach duplicate copy of this page if paying by Deposit Account)

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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.

George M. Thomas
Typed Name

Signature

Aug. 21, 2000
Date

Docket #: 11325-3250

Total number of pages including cover sheet, attachments, and document: [3]

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

TRADEMARK
REEL: 002179 FRAME: 0100

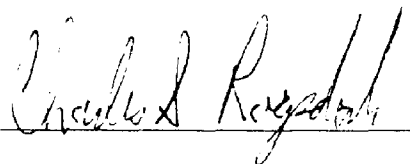
TRADEMARK AND TRADENAME ASSIGNMENT

In connection with that certain Asset Purchase Agreement dated as of April __, 1999, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, EMBERS CHARCOAL COMPANY, INC. a South Carolina corporation ("Assignor"), hereby sells, transfers, conveys and assigns to ROYAL OAK SALES, INC., a Tennessee corporation ("Assignee"), all of Assignor's right, title and interest in and to each of the trademarks and tradenames listed on Schedule A attached hereto, all registrations and applications therefor including but not limited to those specifically therein identified, the right to recover for past infringement, and the goodwill of the business in connection with which they are used.

Assignor hereby appoints Assignee, its successors and assigns as the attorneys in fact of Assignor to make, execute, deliver and file any and all trademark or tradename registration applications, instruments of transfer, and other documents and instruments as may be necessary or appropriate to effectuate the purposes of this Assignment.

IN WITNESS WHEREOF, Assignor has executed this Assignment as of the 9th day of April, 1999

EMBERS CHARCOAL COMPANY, INC.

By: 

Title: _____

Schedule A

| Trademark Name | Federal Registration Number |
|--|-----------------------------|
| Embers Brand and Design (U.S.) | 708,586 |
| Embers PREMIUM QUALITY and Design (U.S.) | 2,109,705 |
| COOK OUT (U.S.) | 1,516,170 |
| INSTANT LITE (U.S.) | 1,610,354 |
| INSTANT CHEF (U.S.) | 1,572,793 |
| RED-GLO (U.S.) | Application Pending |
| Embers Brand and Design (Columbia) | 183610 |
| Embers Brand and Design (Panama) | 079271 |
| Embers Brand and Design (Costa Rica) | Application Pending |
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