



12-01-2000

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U.S. Patent &



101534009  
RECORDATION FROM COVER SHEET  
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11-7-00

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  
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Conveyance Type

- Assignment
  - Security Agreement
  - Merger
  - Change of Name
  - Other
  - License
  - Nunc Pro Tunc Assignment
- Effective Date  
Month Day Year

Conveying Party

Mark if additional names of conveying parties attached

Name

Execution Date  
Month Day Year

Formerly

- Individual
- General Partnership
- Limited Partnership
- Corporation
- Association
- Other

Citizenship/State of Incorporation/Organization

Receiving Party

Mark if additional names of conveying parties attached

Name

DBA/AKATA

Composed of

Address (line 1)

Address (line 2)

Address (line 3)

State/Country

Zip Code

- Individual
- General Partnership
- Limited Partnership
- Corporation
- Association
- Other

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)

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

TRADEMARK  
REEL: 002185 FRAME: 0330

**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 703-610-6152

Name Catherine L. Thornberry

Address (line 1) Hogan & Hartson L.L.P.

Address (line 2) 8300 Greensboro Drive

Address (line 3) Suite 1100

Address (line 4) McLean, VA 22102

**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"/>	<input type="text"/>	<input type="text"/>	1,936.228	<input type="text"/>	<input type="text"/>
<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
<input type="text"/>	<input type="text"/>	<input type="text"/>	<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 true copy of the original document. Charges to deposit account are authorized, as indicated herein.

Catherine L. Thornberry  
Name of Person Signing

  
Signature

November 7, 2000  
Date Signed

**TRADEMARK ASSIGNMENT**

This **TRADEMARK ASSIGNMENT** is entered into as of the date indicated below, by and between U.S. Foodservice of Illinois, Inc., a Delaware corporation with offices located at One Sexton Drive, Glendale Heights, Illinois 60139 ("Assignor") and E & H Distributing Co., a Nevada corporation with offices located at 1685 West Cheyenne Avenue, North Las Vegas, Nevada 89030 ("Assignee").

WHEREAS, Assignor is the owner of the trademark **NEXT DAY GOURMET** including a federal trademark registration therefore, U.S. Registration No. 1,936,228 (the "Mark"); and

WHEREAS, Assignee desires to acquire all right, title and interest in and to the Mark together with the goodwill of the business symbolized by the Mark, and Assignor desires to assign the same to Assignee;

NOW, THEREFORE, for good and valuable consideration, receipt of which is hereby acknowledged, Assignor hereby assigns to Assignee all of Assignor's right, title and interest in and to the Mark together with the goodwill of the business symbolized by the Mark and the right to sue and collect damages and/or profits for past infringements of the Mark.

Date: 11/2, 2000

U.S. Foodservice of Illinois, Inc.

By: 

Name: David Abramson

Title: Executive Vice President and  
General Counsel

**Box ASSIGNMENTS**

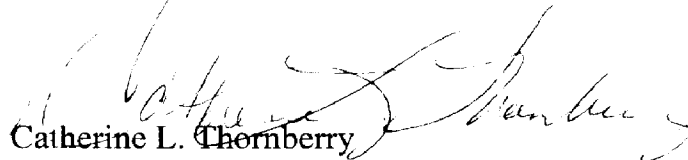
Commissioner for Trademarks

November 7, 2000

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Thank you.

Sincerely,



Catherine L. Thornberry

mc 67015.07 / 157437.01 dsc

Enclosures

mc 59006.1 / 0017449.01

RECORDED: 11/07/2000

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REEL: 002185 FRAME: 0333