



12-06-2000

Patent and Trademark Office

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101540566

New Zealand Apple and Pear Marketing Board  
located and doing business at  
11-17 Bolton Street  
Wellington, New Zealand

11-20-00

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

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

3. Nature of conveyance:

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

Execution Date: April 1, 2000

and the attached original document(s) or copy(ies) thereof.

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

ENZA Limited  
located and doing business at  
11-17 Bolton Street  
Wellington, New Zealand

- Individual(s) citizenship
- Association
- General Partnership
- Limited Partnership
- Corporation - New Zealand
- Other limited liability company

If assignee is not domiciled in the United States, a domestic representative designation is attached:  Yes  No  
signation must be a separate document from Assignment)  
Additional name(s) & address(es) attached?  Yes  No

4. Application number(s) or registration number(s):  
A. Trademark Application No.(s)

B. Trademark Application Serial No.

75/718,772

Additional numbers attached?  Yes  No

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

Name: Frank J. Colucci, Esq.  
Internal Address: Colucci & Umans  
Manhattan Tower  
Street Address: 101 East 52<sup>nd</sup> Street  
City: New York State: New York ZIP: 10022

6. Total number of applications and registrations involved:

1

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

- Enclosed
- Authorized to be charged to deposit account.

8. Deposit account number:

20-0050

(Attach duplicate copy of this page if paying by deposit account)

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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.

Frank J. Colucci  
Name of Person Signing

Frank J. Colucci  
Signature

November 13, 2000  
Date

Total number of pages including cover sheet:

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**TRADEMARK**  
**REEL: 002189 FRAME: 0355**



COMPANIES  
NEW ZEALAND  
OFFICE

# CERTIFICATE OF INCORPORATION

**ENZA LIMITED**  
**(WN/1027049)**

**This is to certify that ENZA LIMITED was deemed registered as a company under the Companies Act 1993 pursuant to section 20 of the Apple and Pear Industry Restructuring Act 1999 on the 1<sup>st</sup> day of April 2000.**

**Neville Harris**  
**Registrar of Companies**  
**18 October 2000**

**TRADEMARK**  
**REEL: 002189 FRAME: 0356**

*Implementation of Restructuring Plan*

**20. Conversion of Board into ENZA Limited**—(1) On the restructuring day—

- (a) The Board is deemed to be a company registered under the Companies Act 1993 with the name “ENZA Limited”; and
- (b) The Registrar of Companies must issue a certificate of registration for the company; and
- (c) Shares are issued to growers in accordance with the share allocation plan.

(2) The certificate of registration is conclusive evidence that the company was, on the restructuring day, registered as a company under the Companies Act 1993.

**21. Effect of registration as company**—(1) The company so registered is the same body corporate as the Board.

(2) The deemed registration of the company does not—

- (a) Create a new legal entity; or
- (b) Prejudice or affect the identity of the body corporate constituted by the company or its continuity as a legal entity.

(3) The Schedule applies to the reconstitution of the company.