

12-13-2000

FORM PTO-1618A
Expires 06/30/99
OMB 0651-0027U.S. Department of Commerce
Patent and Trademark Office
TRADEMARK

101548705

**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 # 002066 Frame # 0937

Conveyance Type

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

Conveying Party☐ Mark if additional names of conveying parties attachedExecution Date
Month Day Year
 03 09 2000Name UBS AGFormerly Union Bank of Switzerland

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

Receiving Party☐ Mark if additional names of receiving parties attachedName Tetley USA Inc.DBA/AKA/TA Composed of Address (line 1) 100 Commerce DriveAddress (line 2) Address (line 3) Shelton

City

 Connecticut

State/Country

Zip Code

- ☐ Individual ☐ General Partnership ☐ Limited Partnership ☐ 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.)
- ☒ Corporation ☐ Association
- ☐ Other
- ☒ Citizenship/State of Incorporation/Organization Delaware

12/11/2000 JJALLAH2 00000005 033412 1708492

FOR OFFICE USE ONLY

01 FC:481 40.00 CH
02 FC:482 400.00 CH

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(s) information to:
Commissioner of Patents and Trademarks, Box Assignments, Washington, D.C. 20231

TRADEMARK
REEL: 002193 FRAME: 0870

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 202-662-6000

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.

5

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)

| | | |
|--|--|--|
| | | |
| | | |
| | | |

| | | |
|---------|---------|---------|
| 1708492 | 1550374 | 1321062 |
| 1366907 | 1687286 | 2018661 |
| 1948668 | 0171164 | 1335790 |

Number of Properties

Enter the total number of properties involved.

17

Fee Amount

Fee Amount for Properties Listed (37 CFR 3.41):

\$ 440

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:

033412

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.

Cheryl L. Fountain

Name of Person Signing

Cheryl L. Fountain

Signature

11-14-2000

Date Signed

RECORDATION FORM COVER SHEET
CONTINUATION
TRADEMARKS ONLY

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/AKA/TA

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)

| | | |
|--|--|--|
| | | |
| | | |
| | | |
| | | |
| | | |
| | | |
| | | |

| | | |
|---------|---------|---------|
| 1112832 | 0404408 | 1743419 |
| 1816518 | 1259571 | 1245526 |
| 1323572 | 1806303 | |
| | | |
| | | |
| | | |
| | | |



101347562

**RECORDATION FORM COVER SHEET
TRADEMARKS ONLY**

4.19.00

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**
Reel # Frame #

Conveyance Type

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

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

☐ Mark if additional names of receiving parties attached

Name

DBA/AKA/TA

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 Assignment.)

05/08/2000 BCDTEX 00000038 033412 1700492

FOR OFFICE USE ONLY

01 FC:481
02 FC:482
40.00 CH
400.00 CH

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(s) information to:
Commissioner of Patents and Trademarks, Box Assignments, Washington, D.C. 20231

TRADEMARK

REEL: 002193 FRAME: 0873

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)

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.

Marie Lavalleye
Name of Person Signing

M. Lavalleye
Signature

4-18-00
Date Signed

RECORDATION FORM COVER SHEET
CONTINUATION
TRADEMARKS ONLY

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/AKA/TA

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)

Enter either the Trademark Application Number or the Registration Number (DO NOT ENTER BOTH numbers for the same property).

☐ Mark if additional numbers attached

Trademark Application Number(s)


Registration Number(s)

| | | |
|--|--|--|
| | | |
| | | |
| | | |
| | | |
| | | |
| | | |
| | | |



| | | |
|---------|---------|---------|
| 1112832 | 0404408 | 1743419 |
| 1816518 | 1259571 | 1245526 |
| 1323572 | 1806303 | |
| | | |
| | | |
| | | |
| | | |

SCHEDULE A

I. United States Trademark Applications and Registrations

| Mark | Owner | Status | Goods / services | Serial no. Date filed | Reg. No. Date Registered |
|---|--|------------|--|---------------------------|-----------------------------|
| "AHHHHH, TETLEY." | TETLEY USA INC. (DE CORP.) | Registered | Class 30: tea | 74-195214 Aug 16, 1991 | 1708492 Aug 18, 1992 |
| BREW-MAGIC | TETLEY USA INC. (DE CORP.) | Registered | Class 30: tea, instant tea, and tea bags | 73-729987 May 23, 1988 | 1550374 Aug 1, 1989 |
| BREWS FAST | TETLEY INC. ¹ (DE CORP.) | Registered | Class 30: tea | 73-454098 Nov 23, 1983 | 1321062 Feb 19, 1985 |
| EMKAY | TETLEY USA, INC. (DE CORP.) | Registered | Class 30: tea, instant tea, and cocoa powders | 73-470171 Mar 14, 1984 | 1366907 Oct 22, 1985 |
| FLAVOR ALL AROUND | TETLEY USA INC. (DE CORP.) | Registered | Class 30: tea | 74-116493 Nov 19, 1990 | 1687286 May 12, 1992 |
|  | TETLEY USA INC. (DE CORP.) | Registered | Class 32: frozen slush-type soft drinks | 74-595310 Nov 4, 1994 | 2018661 Nov 26, 1996 |
| ICED GOLD | TETLEY USA INC. (DE CORP.) | Registered | Class 30: ready to drink tea | 74-615267 Dec 27, 1994 | 1948668 Jan 16, 1996 |
| NATIONAL CUP | TETLEY USA INC. (DE CORP.) | Renewed | Class 30: coffee and tea | 71-176672 Feb 27, 1923 | 171164 Jul 31, 1923 |

¹ Name change not recorded with Patent and Trademark Office, but name change referred to in Amendment to Security Interest, which was recorded.

| Mark | Owner | Status | Goods / services | Serial no. Date filed | Reg. No. Date Registered |
|---|--|------------|---|---------------------------|-----------------------------|
| PRIVATE ESTATE | TETLEY USA INC. (DE CORP.) | Registered | Class 30: teas | 73-508891 Nov 15, 1984 | 1335790 May 14, 1985 |
| TEARIFFIC | TETLEY USA INC. (DE CORP.) | Registered | Class 30: mix for making a fruit-flavored tea drink | 73-113021 Jan 28, 1977 | 1112832 Feb 6, 1979 |
| TETLEY | TETLEY USA INC. ² (DE CORP.) | Renewed | Class 30: tea | 71-461471 Jun 17, 1943 | 404408 Nov 23, 1943 |
|  | TETLEY USA INC. (DE CORP.) | Registered | Class 30: tea | 74-275360 May 14, 1992 | 1743419 Dec 29, 1992 |
| THE ORIGINAL ROUND TEA BAG | TETLEY USA INC. (DE CORP.) | Registered | Class 30: tea | 74-347455 Jan 11, 1993 | 1816518 Jan 11, 1994 |
|  | TETLEY USA INC. (DE CORP.) | Registered | Class 30: teas | 73-368530 Jun 7, 1982 | 1259571 Nov 29, 1983 |
| TWIN-FLO | TETLEY USA INC. (DE CORP.) | Registered | Class 30: tea | 73-252278 Mar 3, 1980 | 1245526 Jul 12, 1983 |
| TWO-FLOW | TETLEY USA INC. (DE CORP.) | Registered | Class 30: tea | 73-454667 Nov 28, 1983 | 1323572 Mar 5, 1985 |

² Change of title records not complete.

| Mark | Owner | Status | Goods / services | Serial no. Date filed | Reg. No. Date Registered |
|------------------|--|------------|------------------|---------------------------|-----------------------------|
| WHY IS IT ROUND? | TETLEY INC. ³ (DE CORP.) | Registered | Class 30: tea | 74-360354 Feb 19, 1993 | 1806303 Nov 23, 1993 |

³ _____ Name change not recorded with Patent and Trademark Office, but name change referred to in Amendment to Security Interest, which was recorded.

**TERMINATION AND RELEASE
OF COLLATERAL ASSIGNMENT OF TRADEMARKS**

This Termination and Release of Collateral Assignment of Trademarks is granted and conveyed as of this 9th day of March, 2000, by UBS AG, a public company limited by shares incorporated in Switzerland, acting through its London Branch, having a principal address at 1 Finsbury Avenue, London, England (successor in interest to Union Bank of Switzerland) ("UBS"), in favor of TETLEY USA INC. (formerly known as Tetley, Inc.), a Delaware corporation, having a principal address at 100 Commerce Drive, Shelton, Connecticut ("Tetley USA").

WHEREAS, pursuant to a certain Collateral Assignment of Trademarks (Security Agreement) dated July 28, 1995 and a certain Amendment of Collateral Assignment of Trademarks dated January 13, 1997 (collectively, the "Collateral Assignments"), Tetley USA granted Union Bank of Switzerland, UBS's predecessor in interest, a security interest in certain trademarks, including the trademark registrations and applications listed on Schedule A attached hereto ("Trademarks") and recorded such security interests with the United States Patent and Trademark Office on August 7, 1995 at Reel 1401, Frame 829-843 and on January 27, 1997 at Reel 1546, Frame 243-258 respectively;

WHEREAS, Tetley USA granted Union Bank of Switzerland, UBS's predecessor in interest, such security interest to secure its obligations to Union Bank of Switzerland as set forth in and governed by a certain Credit Agreement dated June 28, 1995 among The Tetley Group Limited ("Tetley Group"), certain subsidiaries and affiliates of Tetley Group, the Banks (as defined therein), the Co-Arrangers (as defined therein) and Union Bank of Switzerland, as Lead Arranger, Agent and Security Agent (as defined therein) ("Credit Agreement"); and

WHEREAS, Tetley USA has satisfied all obligations to Union Bank of Switzerland, and to UBS, as successor in interest to Union Bank of Switzerland, under the Credit Agreement and Tetley USA is desirous of recording this instrument to confirm and evidence termination and release of the security interests of UBS, as successor in interest to Union Bank of Switzerland, in the Trademarks.

NOW, THEREFORE, for good and valuable consideration, the receipt and adequacies of which the parties hereby acknowledge, UBS agrees as follows:

1. UBS, on behalf of itself (and as successor in interest to Union Bank of Switzerland), its successors and assigns and as Lead Arranger, Agent and Security Agent (as defined in the Credit Agreement), hereby terminates and releases all security interests in, to and under the Trademarks and all renewals and extensions thereof.
2. UBS also hereby re-assigns to Tetley USA all of its right, title and interest in and to the Trademarks, including the goodwill of the business symbolized by the Trademarks, the right to sue for past, present and future infringement of the Trademarks, and all other rights, title and interest granted to UBS under the Collateral Assignments, as successor in interest to Union Bank of Switzerland.

3. UBS hereby authorizes and requests the appropriate government officials, whose duty it is to record security interests, to record the release and termination of all security interests in the Trademarks by UBS, on behalf of itself (as successor in interest to Union Bank of Switzerland), its successors and assigns, and as Lead Arranger, Agent and Security Agent (as defined in the Credit Agreement).

UBS AG

By: Hyung Bak
Name: Hyung Bak
Title: Attorney-in-Fact