

12-26-2000



101560793

**RECORDATION FORM COVER SHEET
TRADEMARKS ONLY**

12.7.00

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
Reel # Frame #

Conveyance Type

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

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

1705658

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)

☐ Individual ☐ General Partnership ☐ Limited Partnership ☐ If document to be recorded is an

☒ Corporation ☐ Association

☐ Other

☒ Citizenship/State of Incorporation/Organization

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.)

FOR OFFICE USE ONLY

12/22/2000 MTHAI1 00000273 1705658

01 FC:481 40.00 OP
02 FC:482 125.00 OP

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: 002199 FRAME: 0419

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 attachedEnter 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)

See attached Exhibit A

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

☒

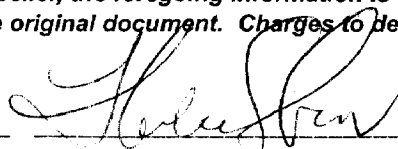
No

☐

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.

Hilary S. Levin



12/6/2000

Name of Person Signing

Signature

Date Signed

ASSIGNMENT OF TRADEMARKS

WHEREAS, Consep, Inc., a corporation organized and existing under the laws of the State of Oregon, having a place of business at 213 Southwest Columbia, Bend, Oregon 97702 (the "Assignor"), has adopted and used and is using the trademarks (the "Marks") identified on Schedule A attached hereto, and is the owner of the registrations of such Marks in the United States Patent and Trademark Office identified on such Schedule A; and

WHEREAS, New Safer, Inc., a corporation organized and existing under the laws of the State of Delaware, having a place of business at c/o Corporation Service Company, 1013 Centre Road, Wilmington, Delaware 19805 (the "Assignee"), is desirous of acquiring the Marks and the registrations thereof; Assignor hereby acknowledges that pursuant to the Agreement Assignee is the successor to the portion of the business of Assignor to which the trademarks pertain.

NOW, THEREFORE, for good and valuable consideration, including the mutual covenants and agreements contained in the certain Asset Purchase Agreement dated November 17, 2000 (the "Agreement"), receipt of which is hereby acknowledged, said Assignor does hereby assign unto said Assignee, all right, title and interest in and to the said marks, together with the good will of the business symbolized by the marks, and the continuing and ongoing development activities associated with the services identified by the marks including any lines of business previously conducted in relation to the marks by the Assignor, together with (i) the registrations of the Marks, (ii) the goodwill of the business symbolized by and associated with the Marks and the registrations thereof, and (iii) the right to sue and recover for, and the right to profits or damages due or accrued arising out of or in connection with, any and all past, present or future infringements or dilution of or damage or injury to the Marks or the registrations thereof or such associated goodwill.

[remainder of page intentionally left blank]

IN WITNESS WHEREOF, the Assignor, by its duly authorized officer, has executed this assignment, as an instrument under seal, on them 17 day of November, 2000.

CONSEP, INC.

By: Bruce R. Mallory
Name: Bruce R Mallory
Title: Vice President

The foregoing assignment of the Marks and the registrations thereof by the Assignor to the Assignee is hereby accepted as of the 17 day of November, 2000.

NEW SAFER, INC.

By: Harry E. Whaley
Name: HARRY E. WHALEY
Title: PRESIDENT

COMMONWEALTH OR STATE OF NEW YORK)
) ss.
COUNTY OF NEW YORK)

On this the 17th day of November, 2000, before me appeared Bruce R. Mallory, the person who signed this instrument, who acknowledged that he is the Vice President of Consep, Inc. and that being duly authorized he signed such instrument as a free act on behalf of said corporation.

[Seal]

John C. Sorensen

Notary Public

My commission expires:

JOHN C. SORENSEN
Notary Public, State of New York
No. 31-4881109
Qualified in New York County
Commission Expires Dec. 29, ~~1996~~ 2000

COMMONWEALTH OR STATE OF NEW YORK)
) ss.
COUNTY OF NEW YORK)

On this the 17th day of November __, 2000, before me appeared Harry E. Whaley, the person who signed this instrument, who acknowledged that he is the President of New Safer, Inc. and that being duly authorized he signed such instrument as a free act on behalf of said corporation.

[Seal]

John C. Sorensen

Notary Public

My commission expires:

JOHN C. SORENSEN
Notary Public, State of New York
No. 31-4881109
Qualified in New York County
Commission Expires Dec. 29, ~~1996~~ 2000

SCHEDULE A

Trademarks

MARK	REGISTRATION DATE/ DATE FILED	REGISTRATION / SERIAL NUMBER
DESIGN MISC. (People farming)	August 4, 1992	1,705,658
STING STOPPER	October 20, 1992	1,726,686
FLY BAGGER	October 20, 1992	1,726,687
BEETLE BAGGER	October 20, 1992	1,726,688
CABBAGE GUARD	January 29, 1993	1,747,812
FLY SCOOP	November 23, 1993	1,805,762