

01-08-2001



101574242

12.14.00

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 # \_\_\_\_\_ 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 Masland Carpets, Inc.

12211998

Formerly \_\_\_\_\_

- Individual  General Partnership  Limited Partnership  Corporation  Association
- Other \_\_\_\_\_
- Citizenship/State of Incorporation/Organization Alabama

Receiving Party

Mark if additional names of receiving parties attached

Name Dixie Group, Inc., The

DBA/AKA/TA \_\_\_\_\_

Composed of \_\_\_\_\_

Address (line 1) 185 South Industrial Boulevard SW

Address (line 2) \_\_\_\_\_

Address (line 3) Calhoun Georgia 30701  
City State/Country Zip Code

- Individual  General Partnership  Limited Partnership  Association
- Corporation  Association
- Other \_\_\_\_\_
- Citizenship/State of Incorporation/Organization Tennessee

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.)

FOR OFFICE USE ONLY

01/04/2001 6TOM11 00000159 2010824

40.00 DP  
225.00 DP

01 FC:481  
02 FC:482

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

**Domestic Representative Name and Address**

Enter for the first Receiving Party only.

Name

[Empty text box]

Address (line 1)

[Empty text box]

Address (line 2)

[Empty text box]

Address (line 3)

[Empty text box]

Address (line 4)

[Empty text box]

**Correspondent Name and Address**

Area Code and Telephone Number

(423) 265-8881

Name

T. Gerald Davis, Jr.

Address (line 1)

Witt, Gaither & Whitaker, P.C.

Address (line 2)

Suite 1100, 736 Market Street

Address (line 3)

Chattanooga, TN 37402

Address (line 4)

[Empty text box]

**Pages**

Enter the total number of pages of the attached conveyance document including any attachments.

# 3

**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)**

[Empty]	[Empty]	[Empty]
[Empty]	[Empty]	[Empty]
[Empty]	[Empty]	[Empty]

2010824	1933084	2118979
2010825	1257675	1929961
0534999	1907474	1488620

**Number of Properties**

Enter the total number of properties involved.

# 10

**Fee Amount**

Fee Amount for Properties Listed (37 CFR 3.41):

\$ 265.00

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.

Gary A. Harmon

Name of Person Signing

*Gary A. Harmon*  
Signature

12/04/00

Date Signed

**RECORDATION FORM COVER SHEET  
CONTINUATION  
TRADEMARKS ONLY**

FORM PTO-1618C  
Expires 06/30/99  
OMB 0651-0027

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/AKATA

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)**

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ARTICLES OF MERGER

MERGING

MASLAND CARPETS, INC.

INTO

THE DIXIE GROUP, INC.

Pursuant to Sections 48-21-105 and 48-21-109 of the Tennessee Business Corporation Act, the following information is provided:

1. The names and states of incorporation of each of the constituent corporations are:

The Dixie Group, Inc.	Tennessee
Masland Carpets, Inc.	Alabama

2. The Dixie Group, Inc. holds 100% of the issued and outstanding stock of Masland Carpets, Inc.

3. An Agreement and Plan of Merger has been approved, adopted, certified, executed and acknowledged by each of the constituent corporations in accordance with Sections 48-21-105 and 48-21-109 of the Tennessee Business Corporation Act and Sections 10-2B-11.04 and 10-2B-11.07 of the Alabama Business Corporation Act providing as follows:

a. The names of the parties to the merger are MASLAND CARPETS, INC. and THE DIXIE GROUP, INC., and the name of the surviving corporation is THE DIXIE GROUP, INC.

b. The Certificate of Incorporation of the surviving corporation shall be the Certificate of Incorporation.

c. No shares of Masland Carpets, Inc. will be converted in the merger, and all shares of Masland Carpets, Inc. will be canceled.

d. The executed Agreement and Plan of Merger is on file at the principal place of business of the surviving corporation, to wit: 1100 South Watkins Street, Chattanooga, Tennessee 37404.

e. A copy of the Agreement and Plan of Merger will be furnished by the surviving corporation, on request and without cost, to any shareholder of any constituent corporation.

f. Upon the effective date of the merger, Masland Carpets, Inc. will cease doing business in the State of Alabama.

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DEC 23 AM 11:22

4. All issues and outstanding shares of Masland Carpets, Inc. are held by The Dixie Group, Inc. which voted all shares in favor of the merger.

5. The Articles of Incorporation of Masland Carpets, Inc. are filed in Montgomery County, Alabama.

6. The Dixie Group, Inc. hereby appoints the Secretary of State of Alabama as its agent for service of process in any proceeding to enforce any obligation or the rights of dissenting shareholders of the domestic corporation party to this merger.

7. The merger shall become effective on December 27, 1998 or, if later, on the date these Articles of Merger are filed.

Dated: December 21, 1998

THE DIXIE GROUP, INC.

By: Gary A. Harmon  
Title: TREASURER

MASLAND CARPETS, INC.

By: Gary A. Harmon  
Title: V.P.

ISSUANCE DATE: 11/02/2000  
REQUEST NUMBER: 00307535

**Secretary of State**  
**Division of Business Services**  
**312 Eighth Avenue North**  
**6th Floor, William R. Snodgrass Tower**  
**Nashville, Tennessee 37243**

CHARTER/QUALIFICATION DATE: 07/25/1932  
STATUS: ACTIVE  
CORPORATE EXPIRATION DATE: PERPETUAL  
CONTROL NUMBER: 0009237  
JURISDICTION: TENNESSEE

TO:  
DELPHI COMMUNICATIONS, INC  
500 CHURCH ST  
ST CLOUD CORNER  
NASHVILLE, TN 37219

REQUESTED BY:  
DELPHI COMMUNICATIONS, INC  
500 CHURCH ST  
ST CLOUD CORNER  
NASHVILLE, TN 37219

I, RILEY C DARNELL, SECRETARY OF STATE OF THE STATE OF TENNESSEE DO HEREBY CERTIFY THAT

-----  
"THE DIXIE GROUP, INC."  
-----

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WAS INCORPORATED OR QUALIFIED TO DO BUSINESS IN THE STATE OF TENNESSEE ON THE  
ABOVE DATE, AND THAT THE ATTACHED DOCUMENT(S) WAS/WERE FILED IN OFFICE ON THE  
DATE(S) AS BELOW INDICATED:

REFERENCE NUMBER	DATE FILED	FILING TYPE	FILING ACTION
3599-3106	12/28/1998	MERGER	NAM DUR STK PRN OFC AGT INC MAJ, FYC

-----  
FOR: REQUEST FOR COPIES

ON DATE: 11/02/00

FEEES

RECEIVED: \$300.00 \$0.00

TOTAL PAYMENT RECEIVED: \$300.00

RECEIPT NUMBER: 00002760414  
ACCOUNT NUMBER: 00005824

FROM:  
DELPHI COMMUNICATIONS INC  
500 CHURCH ST/S-450  
ST. CLOUD CORNER  
NASHVILLE, TN 37219-0000



RILEY C. DARNELL  
SECRETARY OF STATE



SS 4458  
RECORDED: 12/14/2000

TRADEMARK  
REEL: 002207 FRAME: 0142