

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

01-31-2001



U.S. DEPARTMENT OF COMMERCE
Patent and Trademark Office
TRADEMARK

1-25.01

RE

101600605
TRADEMARKS ONLY

EET

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

☐ Merger
☒ Change of Name

☐ Other _____

Effective Date
Month Day Year
December 13, 2000

Conveying Party

☐ Mark if additional names of conveying parties attached

Name Foodserv Equipment & Supply, Inc.

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

Receiving Party

☐ Mark if additional names of receiving parties attached

Name TriMark USA, Inc.

DBA/AKA/TA _____

Composed of _____

Address (line 1) 146 A. Eddie Dowling Highway

Address (line 2) North Smithfield, Rhode Island 02896

Address (line 3) _____

☐ 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
☒ Corporation ☐ Association
☐ Other _____
☒ Citizenship/State of Incorporation/Organization Delaware

FOR OFFICE USE ONLY

65.E

Mail documents to be recorded with required cover sheet(s) information to:
Commissioner of Patents and Trademarks, Box Assignments, Washington, D.C. 200231

TRADEMARK
REEL: 002226 FRAME: 0439

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) 467-7762

Name Jason I. Hewitt

Address (line 1) Morgan, Lewis & Bockius LLP

Address (line 2) 1800 M Street, N.W.

Address (line 3) Washington, D.C. 20036-5869

Pages

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

2

Trademark Application Number(s) or Registration Number(s)

Trademark Application Number(s)

76/159,724
76/159,831

Registration Number(s)

Number of Properties Enter the total number of properties involved.

2

Fee Amount

Fee Amount for Properties Listed (37 CFR 3.41):

\$ 65.00

Method of Payment: Enclosed _____

Deposit Account X _____

(Enter for payment by deposit account or if additional fees can be charged to the account.)

Deposit Account Number: 13-4520

Authorization to charge additional fees: Yes X 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.

Jason I. Hewitt

Name of Person Signing


Signature

January 25, 2001

Date Signed

Office of the Secretary of State

I, EDWARD J. FREEL, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY THE ATTACHED IS A TRUE AND CORRECT COPY OF THE CERTIFICATE OF AMENDMENT OF "FOODSERV EQUIPMENT & SUPPLY INC.", CHANGING ITS NAME FROM "FOODSERV EQUIPMENT & SUPPLY INC." TO "TRIMARK USA, INC.", FILED IN THIS OFFICE ON THE THIRTEENTH DAY OF DECEMBER, A.D. 2000, AT 5:15 O'CLOCK P.M.

A FILED COPY OF THIS CERTIFICATE HAS BEEN FORWARDED TO THE NEW CASTLE COUNTY RECORDER OF DEEDS.



A handwritten signature in cursive script, reading "Edward J. Freel", is written over a horizontal line.

Edward J. Freel, Secretary of State

AUTHENTICATION: 0871829

DATE: 12-21-00

2939711 8100

001625655

TRADEMARK
REEL: 002226 FRAME: 0441

CERTIFICATE OF AMENDMENT
OF
CERTIFICATE OF INCORPORATION
OF
FOODSERV EQUIPMENT & SUPPLY INC.

FoodServ Equipment & Supply, Inc., a corporation organized and existing under and by virtue of the General Corporation Law of the State of Delaware (the "Corporation"), for the purpose of amending its Certificate of Incorporation pursuant to Section 242 of the Delaware General Corporation Law does hereby certify as follows:

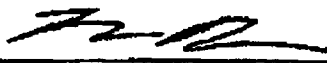
1. Article FIRST of the Certificate of Incorporation of the Corporation is hereby amended to read in its entirety as follows:

"FIRST: The name of the corporation is TriMark USA, Inc."

2. The Corporation hereby certifies that the amendment set forth above has been duly adopted in accordance with the provisions of Section 242 of the Delaware General Corporation Law and has been consented to in writing by the stockholders of the Corporation in accordance with the provisions of Section 228 of the Delaware General Corporation Law.

IN WITNESS WHEREOF, the Corporation has caused this Certificate of Amendment of Certificate of Incorporation to be duly adopted and executed in its corporate name and on its behalf by its duly authorized officer as of the 5 day of December, 2000.

FoodServ Equipment & Supply Inc.

By: 
Thomas L. Ferguson
Vice President

1-MV1305257.1

STATE OF DELAWARE
SECRETARY OF STATE
DIVISION OF CORPORATIONS
FILED 05:15 PM 12/13/2000
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