

02-16-2001



101614385

TRADEMARK

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the Registration of : William Jackson & Son Limited  
 For the Mark : AUNT BESSIE'S  
 Serial Number : 75/868,344  
 Application Date : December 9, 1999  
 Attorney Docket No. : WPT 5 0012

U.S. Patent and Trademark Office  
 Assignment Division  
 BOX ASSIGNMENTS — CG-4  
 1213 Jefferson Davis Hwy, Suite 320  
 Washington, DC 20231

Document ID No. 101522316

RECORDATION FORM COVER SHEET

Dear Sir: 11-08-00

Please record the attached original document or copy thereof.

1. Name of conveying Party(ies):

William Jackson & Son Limited

Entity:

Individual(s)  Association  
 General Partnership  Limited Partnership  
 Corporation - State England  
 Other \_\_\_\_\_

40E

CERTIFICATE OF MAILING

I hereby certify that this NOTICE OF NON-RECORDATION, ASSIGNMENT, APPOINTMENT OF DOMESTIC REPRESENTATIVE and TRANSMITTAL are being deposited with the United States Postal Service First Class Mail in an envelope addressed to: Commissioner of Patents and Trademarks, Washington, D.C 20231 on February 8, 2001.

February 8, 2001  
Date

Karen M. Forsyth  
Karen M. Forsyth

2. Name and Address of receiving Party(ies):

Tryton Foods Limited  
40 Derringham Street  
Hull, East Yorkshire  
HU3 1EW, ENGLAND

Entity:

- Individual(s)
- Association
- General Partnership
- Limited Partnership
- Corporation - State England
- Other \_\_\_\_\_

If assignee is not domiciled in the United States, a domestic representative designation is attached:

- Yes
- No

(Designation must be a separate document from Assignment.)

3. Nature of Conveyance:

- Assignment
- Change of Name
- Security Agreement
- Merger
- Other \_\_\_\_\_

Execution Date: August 18, 2000

4. Application number and/or registration number.

Additional sheet attached?        Yes                          No

A.    Trademark Appl. No.

B.    Trademark Reg. No.

75/868344\_\_\_\_\_

\_\_\_\_\_

Additional numbers attached?        Yes                          No

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

Albert P. Sharpe, III  
FAY, SHARPE, FAGAN  
MINNICH & McKEE, LLP  
1100 Superior Avenue  
Seventh Floor  
Cleveland, Ohio 44114-2518

6. Total number of applications and/or registrations involved: 1

7. Fee in the amount of \$40.00 was paid on November 2, 2000.

Amount authorized to be charged to Deposit Account No. 06-0308: \$    .

The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 06-0308.

8. The assignment shows it was signed on: August 18, 2000

DO NOT USE THIS SPACE

9. Statement and signature.

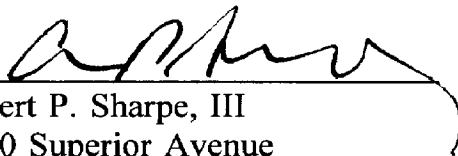
*To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.*

Respectfully submitted,

FAY, SHARPE, FAGAN  
FAGAN, MINNICH & MCKEE, LLP

February 8, 2001

Date

  
Albert P. Sharpe, III  
1100 Superior Avenue  
Seventh Floor  
Cleveland, OH 44114-2518  
(216) 861-5582  
Phone: (216) 861-5582 Fax: (216) 241-1666  
E-Mail: ASharpe@FaySharpe.com

Total number of pages including cover sheet, attachments, and document: 16

11-20-2000

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11-08-00

101522316

TRADEMARK

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In the Registration of : William Jackson & Son Limited  
 For the Mark : **AUNT BESSIE'S**  
 Registration Number : 75/868,344  
 Registration Date : December 9, 1999  
 Attorney Docket No. : WPT 5 0012

Commissioner of Patents  
 and Trademarks  
 Washington, DC 20231  
**BOX ASSIGNMENTS**

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 General Partnership  Limited Partnership  
 Corporation - State England  
 Other \_\_\_\_\_

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I hereby certify that this ASSIGNMENT, APPOINTMENT OF DOMESTIC REPRESENTATIVE, TRARANSMITTAL and FEE are being deposited with the United States Postal Service First Class Mail in an envelope addressed to: Commissioner of Patents and Trademarks, Washington, D.C. 20231 on November 2, 2000.

11-2-00  
Date

Karen M. Forsyth

2. Name and Address of receiving Party(ies):

Tryton Foods Limited

Entity:

Individual(s)                       Association  
 General Partnership               Limited Partnership  
 Corporation - State England  
 Other \_\_\_\_\_

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A.    Trademark Appl. No.

75/868344

B.    Trademark Reg. No.

Additional numbers attached?        Yes                      No

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Albert P. Sharpe, III  
FAY, SHARPE, FAGAN  
MINNICH & McKEE, LLP  
1100 Superior Avenue  
Seventh Floor  
Cleveland, Ohio 44114-2518

6. Total number of applications and/or registrations involved: 1

7. Amount of fee enclosed (37 C.F.R. 3.41): \$ 40

Amount authorized to be charged to Deposit Account No. 06-0308: \$    .

The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 06-0308.

8. The assignment shows it was signed on: August 18, 2000

DO NOT USE THIS SPACE
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9. Statement and signature.

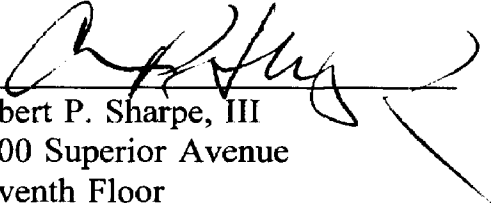
*To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.*

Respectfully submitted,

FAY, SHARPE, FAGAN  
FAGAN, MINNICH & MCKEE, LLP

November 2, 2000

Date

  
Albert P. Sharpe, III  
1100 Superior Avenue  
Seventh Floor  
Cleveland, OH 44114-2518  
(216) 861-5582

Phone: (216) 861-5582 Fax: (216) 241-1666  
E-Mail: ASharpe@FaySharpe.com

Total number of pages including cover sheet, attachments, and document: 10



**DATED**

*18 August*

**2000**

**WILLIAM JACKSON & SON LIMITED**

**- and -**

**TRYTON FOODS LIMITED**

**TRADE MARK ASSIGNMENT**

**Robit  
Fennell  
Bladen**  
SOLICITORS

**TRADEMARK  
REEL: 002237 FRAME: 0398**

**THIS DEED** is dated and delivered the *18<sup>th</sup>* day of *August* 2000

**PARTIES:-**

- (1) **WILLIAM JACKSON & SON LIMITED** (Company number 506672) whose registered office is at 40 Derringham Street Hull HU3 1EW ("the Assignor")
- (2) **TRYTON FOODS LIMITED** (Company number 3974460) whose registered office is at 40 Derringham Street Hull HU3 1EW ("the Assignee")

**RECITALS:-**

- (A) The Assignor is the registered proprietor of the applications and registrations for trade marks listed in the Schedule hereto ("the Trade Marks")
- (B) By an Agreement made between the Assignor and the Assignee on 28 April 2000 ("the Transfer Agreement") the Assignor agreed to transfer to the Assignee the Assignor's frozen and chilled foods business including the Trade Marks with effect from commencement of business on 30 April 2000 and to execute such further documents as necessary to transfer to the Assignee the legal title to the Trade Marks as soon as reasonably practicable thereafter
- (C) The parties have agreed to enter into this Deed to perfect the Assignee's title to the Trade Marks by assigning to the Assignee the Trade Marks on the terms of this Deed
- (D) The Assignee is a wholly owned subsidiary of the Assignor

**OPERATIVE PROVISIONS:**

1. In pursuance of the Transfer Agreement the Assignor **HEREBY ASSIGNS** and transfers to the Assignee with full title guarantee all right, title and interest of the Assignor in and to the Trade Marks including the benefit of the applications for registration of the Trade Marks with the intention that when the applications are granted registration those registrations will vest in the Assignee and including all statutory and common law rights attaching to the Trade Marks and the right to sue for past infringements of the Trade Marks and to recover damages and obtain other forms of relief in respect of such infringements
2. The Assignor confirms that this assignment is made with the goodwill attaching to the Trade Marks and the goodwill of the business in the goods in respect of which the Trade Marks are registered or for which registration has been sought
3. The Assignor shall at the expense of the Assignee do and execute or procure that there shall be done and executed all such documents deeds matters acts

and things as the Assignee may at any time require in order to vest the Trade Marks in the Assignee

4. This Deed shall be effective from commencement of business on 30 April 2000

**IN WITNESS WHEREOF** this Deed has been executed by the parties the day and year first before written

# THE SCHEDULE

## The Trade Marks

### Applications

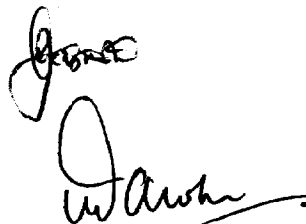
Country	Mark	Application No.	Class
United Kingdom	AUNT BESSIE'S & Device (Series of 2)	2197002	29
Australia	AUNT BESSIE'S	813601	30
Canada	AUNT BESSIE'S	1037591	30
Eire	AUNT BESSIE'S & Device (Series of 2)	99/1226	29,30
Eire	AUNT BESSIE AUNT BESSIE'S (Series of 2)	99/1227	29,30
European Community (CTM)	AUNT BESSIE'S	001388990	29,30
USA	AUNT BESSIE'S	75/868344	30
Australia	BESSIE'S	819927	30
United Kingdom	TIDGY	2228577	29, 30
Eire	TIDGY	2000/01375	29, 30
United Kingdom	TIDGY CROCS  TIDGY CROQS  TIDGY CROKS (Series of 3)	2228563	29
Eire	TIDGY CROCS  TIDGY CROQS  TIDGY CROKS (Series of 3)	2000/01379	29
United Kingdom	TIDGY ROASTIES	2228564	29

Eire	TIDGY ROASTIES	2000/01377	29
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**Registrations**

<b>Country</b>	<b>Mark</b>	<b>Registration No.</b>	<b>Class</b>
United Kingdom	AUNT BESSIE AUNT BESSIE'S (Series of 2)	1585547	29
United Kingdom	AUNT BESSIE AUNT BESSIE'S (Series of 2)	1585548	30
United Kingdom	AUNT BESSIE AUNT BESSIE'S (Series of 2)	2144689	30
United Kingdom	AUNT BESSIE'S & Device (Series of 2)	2178083	30
United Kingdom	FRIDGEWAY	1559124	29
United Kingdom	PUDDIES	2025373B	29,30
United Kingdom	TIDGYPUDS	2151913	29,30
United Kingdom	TIDGYTOADS	2151911	29,30
United Kingdom	TRYTON FOODS Device	1404115	29
United Kingdom	TRYTON FOODS Device	1404890	30
United Kingdom	TRYTON INN	991133	29
United Kingdom	TRYTON INN	991134	30
United Kingdom	YORKSHIRE PUDDIES	2025373A	29,30

**EXECUTED** as a Deed by )  
WILLIAM JACKSON )  
& SON LIMITED acting )  
by: )

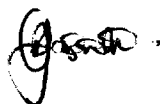


Director

Director/Secretary



**EXECUTED** as a Deed by )  
TRYTON FOODS )  
LIMITED acting by: )



Director

Director/Secretary



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

MARK: AUNT BESSIE'S  
 CLASS(ES): 30

Assignee : TRYTON FOODS LIMITED  
 Address : 40 Derringham Street  
 Hull HU3 1EW  
 Attorney Docket No. : WPT 5 0012

TO THE ASSISTANT COMMISSIONER  
 FOR TRADEMARKS  
 2900 Crystal Drive  
 Arlington, Virginia 22202-3513

**APPOINTMENT OF DOMESTIC REPRESENTATIVE**

Dear Sir:

Tryton Foods Limited, assignee corporation of the AUNT BESSIE'S trademark application identified above, and having an intention to adopt and use such trademark in Class 30, hereby appoints of the firm of Fay, Sharpe, Fagan, Minnich & McKee, LLP, 1100 Superior Avenue, Seventh Floor, Cleveland, Ohio 44114-2518, consisting of Christopher B. Fagan, Richard M. Klein, Thomas E. Kocovsky, Jr., James W. McKee, Richard J. Minnich, Jay F. Moldovanyi, Philip J. Moy, Jr., Timothy E. Nauman, Patrick R. Roche, Albert P. Sharpe, III, Sandra M. Koenig, Mark S. Svat, Jude A. Fry, Joseph D. Dreher, Scott A. McCollister, Colleen Flynn Goss, Brian E. Kondas, Steven M. Auvil, R. Scott Speroff, Steven M. Haas, Mark E. Bandy, Michael E. Hudzinski, John P. Cornely, James E. Scarbrough, Ann M. Skerry, W. Scott Harders, and Brian G. Bembenick, attorneys at law, with the power of substitution and revocation, as its domestic representatives with the United States Patent and Trademark Office for all transactions relating to the above-referenced Trademark Application, said appointment being made on behalf of the assignee by the undersigned authorized officer thereof.

**TRYTON FOODS LIMITED**

Date: 23/10/00

By: Adrian Crookes FINANCE DIRECTOR  
 Name: ADRIAN CROOKES  
 Title: FINANCE DIRECTOR