

02-22-2001

FORM PTO-1594  
1-31-92



LET  
Y

U.S. DEPARTMENT OF COMMERCE  
Patent and Trademark Office

101616719

Tab settings - - -

To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

20.3.00

1. Name of conveying party(ies): **Joseph E. Seagram & Sons, Inc.**

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

Additional name(s) of conveying party(ies) attached?  Yes  No

2. Name and address of receiving party(ies):

Name: St. Maarten Spirits Limited  
 Internal Address: c/o St. Maarten Spirits, Ltd.  
 Street Address: 6510 Hinson Street  
 City: Las Vegas State: NV ZIP: 89118

- Individual(s) citizenship \_\_\_\_\_
- Association \_\_\_\_\_
- General Partnership \_\_\_\_\_
- Limited Partnership \_\_\_\_\_
- Corporation-State \_\_\_\_\_
- Other British West Indies Corporation

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)  
 Additional name(s) & address(es) attached?  Yes  No

3. Nature of conveyance:

- Assignment                               Merger
- Security Agreement                   Change of Name
- Other Withdrawal of Filing of Judgment/Lien Without Prejudice

Execution Date: November 1, 2000

4. Application number(s) or registration number(s):

A. Trademark Application No.(s) See Attached Schedule A

B. Trademark Registration No.(s) See Attached Schedule A

Additional numbers attached?  Yes  No

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

Name: David W. Ichel, Esq.  
 Internal Address: Simpson Thacher & Bartlett  
 \_\_\_\_\_  
 \_\_\_\_\_  
 Street Address: 425 Lexington Avenue  
 \_\_\_\_\_  
 \_\_\_\_\_  
 City: New York State: New York ZIP: 10017

6. Total number of applications and registrations involved: 18

7. Total fee (37 CFR 3.41): \$465.00

- Enclosed
- Authorized to be charged to deposit account

8. Deposit account number: 465E

(Attached duplicate copy of this page if paying by deposit account)

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.

David W. Ichel, Esq.  
Name of Person Signing

David W. Ichel  
Signature

11/3/00  
Date

Total number of pages comprising cover sheet: 3

Mail documents to be recorded with required cover sheet information to:  
Commissioner of Patents and Trademarks, Box Assignments  
Washington, D.C. 20231

TRADEMARK  
REEL: 002239 FRAME: 0281

**SCHEDULE A**

<b>TITLE</b>	<b>REG. NO.</b>	<b>APP. NO.</b>
CERVEZA PATRON		75/940,738
PATRON 51 TEQUILA		75/813,071
PATRON		75/703,427
PATRON 51		75/567,332
HOTEL PATRON		75/513,353
PATRON		75/513,354
CERVEZA PATRON		75/079,783
GRAN PATRON		75/393,484
IMPORTED RESERVE PATRON XO CAFE COFFEE LIQUEUR MADE WITH TEQUILA	2,187,055	
DESIGN ONLY	2,147,067	
DESIGN ONLY	1,989,809	
PATRON XO CAFE	1,950,491	
ST. MAARTEN XO CAFE	1,859,922	
CITRONGE	1,863,884	
FIP	1,883,853	
PATRON	1,809,473	
SILVER PATRON TEQUILA 100% AGAVE	1,847,446	
DESIGN ONLY	1,693,459	

**WITHDRAWAL OF FILING OF JUDGMENT/LIEN WITHOUT PREJUDICE**

This WITHDRAWAL OF FILING WITHOUT PREJUDICE, dated as of November 1, 2000, is executed by Joseph E. Seagram & Sons, Inc., an Indiana corporation located at 375 Park Avenue, New York, New York 10152 ("Seagram").

**WITNESSETH**

WHEREAS, pursuant to a certain Judgment After Trial By Court filed by the Superior Court of the State of California for the County of Los Angeles on September 13, 2000 ("Judgment"), Seagram received a judgment in its favor and against St. Maarten Spirits Limited, a British West Indies corporation ("Judgment Debtor");

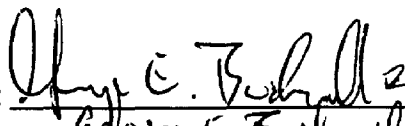
WHEREAS, the Judgment was recorded in the Trademark Division of the United States Patent and Trademark Office as a lien on September 18, 2000, at Reel 002114, Frame 0362 ("Recordation");

WHEREAS, on October 30, 2000, Seagram and the Judgment Debtor executed a Settlement and Forbearance Agreement (the "Settlement Agreement"), pursuant to which Seagram agreed to withdraw recorded liens subject to the right to re-record the liens in the event that payment is not made to Seagram as provided in items 5(a) (i) (ii) and (iii) or subparagraph 5(c) of the Settlement Agreement or cured by John Paul DeJoria as provided in subparagraph 5(b) therein;

NOW, THEREFORE, Seagram hereby withdraws its Recordation without prejudice to, or detrimental effect on, any of its rights to enforce the Judgment with respect to the trademarks listed on Schedule A attached hereto as provided in the Settlement Agreement.

IN WITNESS WHEREOF, the undersigned have executed this Withdrawal of Filing Without Prejudice by its duly authorized officer as of the date first written above.

JOSEPH E. SEAGRAM & SONS, INC.

By:   
Name: George E. Bushnell  
Title: Assistant Secretary