

2-9-01

02-26-2001

Docket No.:



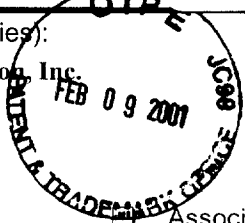
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To the Honorable Commissioner of Patents and Trademarks, attached original documents or copy thereof.

1. Name of conveying party(ies):

Robert N. McClellan & Son, Inc.



- Individual(s)
- General Partnership
- Corporation-State Massachusetts
- Other

Additional names(s) of conveying party(ies)  Yes  No

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

Name: OMS Investments, Inc.

Internal Address: Suite 1300

Street Address: 1105 North Market Street

City: Wilmington State: DE ZIP: 19899

- Individual(s) citizenship
- Association
- General Partnership
- Limited Partnership
- Corporation-State Delaware
- Other

If assignee is not domiciled in the United States, a domestic designation is  Yes  N  
(Designations must be a separate document from Additional name(s) & address(es)  Yes  N

3. Nature of conveyance:

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

Execution Date: January 19, 2001

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

A. Trademark Application No.(s)

B. Trademark Registration No.(s)

637,918

Additional numbers  Yes  No

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

Name: Jean Marc Brun

Internal Address: Vory Sater Seymour and Pease LLP

Street Address: 1828 L Street, N.W.

11th Floor

City: Washington State: DC ZIP: 20036

6. Total number of applications and registrations involved:.....



7. Total fee (37 CFR 3.41):.....\$ \$40.00

- Enclosed
- Authorized to be charged to deposit account

8. Deposit account number:

22-0585

02/22/2001 DBYRNE 00000095 637918

01 FC:481

40.00 DP

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.

Jean-Marc Brun

Name of Person Signing

*Jean-Marc Brun*  
Signature

February 9, 2001

Date

Total number of pages including cover sheet, attachments, and

5

TRADEMARK

REEL: 002240 FRAME: 0170

TRADEMARK ASSIGNMENT

WHEREAS, ROBERT N. MCCLELLAN & SON, INC., a Massachusetts corporation (“Assignor”), located and doing business at 2103 Washington Street, Assinippi, Massachusetts 02339, is the owner of all right, title and interest in the Trademark listed on Exhibit A, which exhibit is made a part hereof and incorporated herein by reference; and

WHEREAS, OMS INVESTMENTS, INC., a Delaware corporation (“Assignee”), located and doing business at 1105 North Market Street, Suite 1300, Wilmington, Delaware 19899, is desirous of acquiring the aforesaid Trademark.

NOW, THEREFORE, for and in consideration of good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, Assignor does hereby assign, convey and transfer unto the said Assignee all of its right, title and interest in and to the aforesaid Trademark listed on Exhibit A hereto, together with the goodwill of the business symbolized by the Trademark, the registration thereof and any designs and trade dress associated therewith.

Assignor further assigns unto Assignee all right to sue for and to receive all damages accruing from past infringement of the Trademark.

Assignor undertakes that upon the request of Assignee or its designees, it and/or its successor in business, shall make all rightful oaths, testify on behalf of Assignor or its designees in matters involving the subject trademarks and do all other lawful acts necessary

to carry out the intent of this assignment as well as to provide such other material, information and assistance to Assignee or its designees, as will be considered necessary in connection therewith. \*

IN WITNESS WHEREOF, the undersigned has caused this assignment to be executed effective as of 1/19/61.

ROBERT N. MCCLELLAN & SON, INC.

By: Robert N. McClellan  
Robert N. McClellan, President

**EXHIBIT A**

<b><u>MARK</u></b>	<b><u>REG. NUMBER</u></b>	<b><u>PRODUCTS</u></b>
BOVUNG	U.S. Registration No. 637,918	Cow manure base, a biological, physical and chemical soil improver

DECLARATION OF CORRECTIVE RECORDATION

I, Robert N. McClellan, Jr., President of Robert N. McClellan & Son, Inc., declares that Robert N. McClellan & Son, Inc. was assigned the trademark, BOVUNG, U.S. Registration No. 637,918 (the "Mark") by Walker-Gordon Laboratory Company, Inc. ("Assignor") owner and registrant of the Mark, pursuant to an assignment agreement executed March 15, 1983 (hereinafter the "Assignment") and recorded with the U.S. Trademark Office on August 3, 2000 at reel and frame no. 002126/0996. I was President of Robert N. McClellan & Son, Inc. at the time of the execution of the Assignment and can attest that the designation "Inc." was inadvertently omitted from the name of the Assignor in the Assignment, thereby incorrectly identifying the Assignor as Walker-Gordon Laboratory Company. Walker-Gordon Laboratory Company, Inc., record owner and registrant of the Mark, was therefore the Assignor of the Mark. However, the Assignor, Walker-Gordon Laboratory Company, Inc. is no longer in existence.

ROBERT N. MCCLELLAN & SON, INC.

By: *Robert N. McClellan, Jr.*  
Robert N. McClellan, Jr., President

COUNTRY OF USA )  
STATE OF MA ) SS:  
COUNTY OF Plymouth )

Subscribed and sworn to before me this 19<sup>th</sup> day of January, 2001.

*Nichelle J. Parker*  
Notary Public

My Commission expires 2/2/2001