

RECORDATION OF
TRADEMARK

05-15-2001

DEPARTMENT OF COMMERCE
Patent and Trademark Office

101687755

or copy thereof.

To the Honorable Commissioner of Patents and Trademarks: F

1. Name of conveying party(ies):

Star-Kist Foods, Inc.
d/b/a StarKist Seafood

- ☐ Individual(s) ☐ Association
☐ General Partnership ☐ Limited Partnership
☒ Corporation-State
☐ Other

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

3. Nature of conveyance:

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

Execution Date: February 28, 2001

2. Name and address of receiving party(ies)

Name: ProMark International, Inc.

Internal Address: 877 W. Main Street

Street Address: Suite 604

City: Boise State: ID ZIP: 83702

- ☐ Individual(s) citizenship
☐ Association
☐ General Partnership
☐ Limited Partnership
☒ Corporation-State Idaho
☐ Other

If assignee is not domiciled in the United States, a domestic representative designation is attached: ☐ Yes ☐ No

(Designations must be a separate document from assignment)

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

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

A. Trademark Application No.(s)

See Schedule A

B. Trademark Registration No.(s)

See Schedule A

Additional numbers attached? ☒ Yes ☐ No

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

Name: Dean A. Bierkan, Esq.

Internal Address: H. J. Heinz Company

Street Address: 1062 Progress Street

City: Pittsburgh State: PA ZIP: 15212

6. Total number of applications and registrations involved: 45

7. Total fee (37 CFR 3.41): \$ 1,140.00

☐ Enclosed☒ Authorized to be charged to deposit account

8. Deposit account number:

08-1631

(Attach 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.

Dean A. Bierkan

Name of Person Signing

Signature

03/21/2001

Date

Total number of pages including cover sheet, attachments, and document: 8

Trademark Report by Mark
Country: US
Status: PENDING
Mark: *star kist gourmet*

SCHEDULE A

Printed: 02/28/2001

Page 1

COUNTRY	REFERENCE#	FILED	APPL#	REGDT	REG#	STATUS	CLASSES
STAR KIST GOURMET'S CHOICE							
UNITED STATES	T03317US0	05/22/2000	76/054,468			PENDING	29
29 - Canned tuna.							

END OF REPORT

TOTAL ITEMS SELECTED = 1

STAR-KIST FOODS, INC.

SCHEDULE A

Trademark Report by Mark

Printed: 02/28/2001

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Country: US

Status: REGISTERED

COUNTRY	REFERENCE#	FILED	APPL#	REGDT	REG#	STATUS	CLASSES
ALAMO							
UNITED STATES	8901603	08/14/1939	422,608	10/01/1940	381,567	REGISTERED	29
29 - Canned fish.							
ANIMATED FISH DESIGN (FORM I)							
UNITED STATES	8901608	08/17/1982	73/380,436	12/06/1983	1,260,124	REGISTERED	29
29 - Canned fish.							
ANIMATED FISH DESIGN (FORM V)							
UNITED STATES	8901607	07/27/1962	149,971	09/24/1963	757,462	REGISTERED	46
46 - Canned fish.							
AVALON							
UNITED STATES	8901609	08/11/1926	235,861	11/30/1926	221,448	REGISTERED	46
46 - Canned fish.							
BAY (STYLIZED)							
UNITED STATES	8901610	10/20/1967	282,962	07/23/1968	853,332	REGISTERED	46
46 - Canned fish.							
BITS-O-SEA (STYLIZED)							
UNITED STATES	8901613	07/18/1940	434,137	01/06/1942	392,583	REGISTERED	46
46 - Canned fish, namely, canned tuna.							
CHARLIE							
UNITED STATES	8901621	12/23/1968	315,113	08/18/1970	897,004	REGISTERED	46
46 - Canned fish.							
CHARLIE'S LUNCH KIT							
UNITED STATES	9100621	06/10/1991	74/174,172	11/26/1996	2,019,440	REGISTERED	29,30
29 - Packaged combinations consisting primarily of tuna, cheese, and with crackers, condiments and desserts.							
30 - Packaged combinations consisting primarily of crackers, condiments, dessert, and with tuna and cheese.							
CHARLIE'S TAT-TUNA							
UNITED STATES	T02802US0	01/13/1997	75/226,130	10/12/1999	2,285,927	REGISTERED	16
16 - Transfer decals, namely tattoos.							
COOKIN' WITH CHARLIE IN DESIGN							
UNITED STATES	T02914US0	01/15/1998	75/418,232	12/08/1998	2,209,139	REGISTERED	29
29 - Canned and frozen seafood.							
DOLPHIN AND WAVE DESIGN							
UNITED STATES	9400048	02/03/1994	74/486,345	10/14/1997	2,104,498	REGISTERED	29
29 - Tuna.							
DOLPHIN SAFE & DESIGN OF DOLPHIN AND WAVE							
UNITED STATES	9400049	02/03/1994	74/486,344	09/16/1997	2,096,232	REGISTERED	29
29 - Tuna.							

TRADEMARK
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COUNTRY	REFERENCE#	FILED	APPL#	REGDT	REG#	STATUS	CLASSES
EATWELL							
UNITED STATES	8901632	07/13/1927	252,013	02/14/1928	238,737	REGISTERED	46
46 - Canned fish.							
EATWELL & DESIGN							
UNITED STATES	8901633	05/16/1950	71/597,520	02/05/1952	554,381	REGISTERED	46
46 - Canned fish.							
FISHERMAN'S HEAD DESIGN							
UNITED STATES	8901637	12/04/1959	86,691	08/30/1960	703,646	REGISTERED	46
46 - Fish meal used for feeding poultry and livestock.							
UNITED STATES	8901638	09/06/1960	103,976	06/20/1961	717,269	REGISTERED	46
46 - Canned tuna fish.							
UNITED STATES	T00405US3	11/09/1998	75/585,024	09/28/1999	2,281,773	REGISTERED	29
29 - Processed fish and seafood.							
HALFHILL'S (STYLIZED)							
UNITED STATES	8901644	07/22/1946	71/506,031	09/13/1949	514,973	REGISTERED	46
46 - Canned fish.							
LABOR SAVER							
UNITED STATES	T02166US0	06/21/1996	75/123,537	11/03/1998	2,201,809	REGISTERED	21
21 - Containers for food, namely, tuna fish.							
UNITED STATES	T02166US1	06/08/1998	75/498,953	03/02/1999	2,229,104	REGISTERED	29
29 - Tuna.							
OLD SOUTH & DESIGN							
UNITED STATES	8901685	11/07/1939	425,369	03/19/1940	376,361	REGISTERED	46
46 - Canned fish.							
PREDILECTA (STYLIZED)							
UNITED STATES	8901687	08/29/1939	423,093	01/09/1940	374,481	REGISTERED	46
46 - Canned fish.							
PRIME CATCH							
UNITED STATES	8900035	11/06/1987	73/693,957	04/04/1989	1,533,461	REGISTERED	29
29 - Canned tuna.							
PRIORITY (STYLIZED)							
UNITED STATES	8901688	07/07/1942	454,080	11/10/1942	398,640	REGISTERED	46
46 - Canned fish.							
ROYAL PACIFIC (STYLIZED)							
UNITED STATES	8901699	11/10/1939	425,536	06/04/1940	378,256	REGISTERED	29
29 - Canned fish - namely, canned tuna fish.							
RUBIDOUX (STYLIZED)							
UNITED STATES	8901700	12/04/1925	224,268	04/27/1926	212,264	REGISTERED	46
46 - Canned fish.							

COUNTRY	REFERENCE#	FILED	APPL#	REGDT	REG#	STATUS	CLASSES
SEA MAGIC							
UNITED STATES	8901704	09/30/1947	536,232	12/21/1948	505,009	REGISTERED	46
46 - Canned tuna.							
SEA-PREME							
UNITED STATES	8901705	01/15/1945	478,635	10/02/1945	416,844	REGISTERED	46
46 - Canned fish - namely, tuna.							
SORRY CHARLIE							
UNITED STATES	8901715	03/30/1981	303,519	01/11/1983	1,223,600	REGISTERED	29
29 - Canned tuna.							
STAR KIST							
UNITED STATES	9200089	12/09/1991	74/228,102	08/25/1992	1,710,238	REGISTERED	29
29 - Processed fish, shellfish, and seafood.							
STAR*KIST SELECT							
UNITED STATES	9200091	10/21/1991	74/214,450	10/27/1992	1,727,879	REGISTERED	29
29 - Canned tuna.							
STAR-KIST							
UNITED STATES	8901725	04/07/1958	72/049,208	05/19/1959	678,978	REGISTERED	46
46 - Canned fish, frozen tuna pies, and frozen fish.							
STAR-KIST & FISHERMAN'S HEAD AND WAVE DESIGN							
UNITED STATES	8900013	09/06/1960	103,977	06/20/1961	717,270	REGISTERED	46
46 - Canned tuna fish.							
STAR-KIST & FISHERMAN'S HEAD DESIGN							
UNITED STATES	8900011	07/02/1962	148,242	03/05/1963	746,324	REGISTERED	46
46 - Canned fish.							
STAR-KIST & WAVE DESIGN							
UNITED STATES	8900014	06/06/1960	98,551	01/31/1961	710,683	REGISTERED	46
46 - Canned fish.							
STAR-KIST (HOLLOW FORM)							
UNITED STATES	8900010	04/13/1940	431,856	09/24/1940	381,518	REGISTERED	46
46 - Canned fish - namely canned tuna.							
STAR-KIST (IN HOLLOW STYLIZED FORM)							
UNITED STATES	8901723	09/06/1960	103,978	06/20/1961	717,271	REGISTERED	46
46 - Canned tuna fish, canned tuna and noodles, frozen seafood products namely, tuna pies, langostinos, lobster newburg, tuna casserole, and frozen fish.							
STAR-KIST (IN SOLID STYLIZED FORM)							
UNITED STATES	8901724	12/22/1958	64,769	10/20/1959	686,973	REGISTERED	46
46 - Canned tuna fish.							
UNITED STATES	8901722	09/20/1960	104,863	08/15/1961	720,090	REGISTERED	46
46 - Fish meal for use as a livestock and poultry feed supplement.							

COUNTRY	REFERENCE#	FILED	APPL#	REGDT	REG#	STATUS	CLASSES
STAR-KIST (SOLID FORM)							
UNITED STATES	8901721	03/17/1952	626,565	11/10/1953	582,212	REGISTERED	46
46 - Canned tuna fish.							
STARKIST LUNCH-TO-GO							
UNITED STATES	T03057US0	06/04/1998	75/496,550	01/18/2000	2,309,921	REGISTERED	29,30
29 - Canned tuna combined with vegetables in Class 29.							
30 - Canned pasta or rice combined with tuna in Class 30.							
STARKIST SEASIDE GOURMET							
UNITED STATES	T02915US0	01/15/1998	75/418,253	09/08/1998	2,187,961	REGISTERED	29
29 - Frozen entrees, namely frozen fish portions with or without sauces or seasonings.							
SUNSET							
UNITED STATES	8900018	06/27/1958	54,454	02/24/1959	674,702	REGISTERED	46
46 - Canned tuna.							
WARRANTY (STYLIZED)							
UNITED STATES	8900026	10/14/1939	424,564	02/20/1940	375,587	REGISTERED	46
46 - Canned fish.							
END OF REPORT						TOTAL ITEMS SELECTED = 44	

ASSIGNMENT

WHEREAS, Star-Kist Foods, Inc., d/b/a StarKist Seafood, Inc., a California corporation with offices located at 1062 Progress Street, Pittsburgh, PA 15212, is the owner of certain trademark applications, a list of which is attached hereto as Schedule A; as well as other unregistered common law trademarks, trade dress and label designs; and

WHEREAS, ProMark International, Inc., an Idaho corporation, located at 877 W. Main Street, Suite 604, Boise, Idaho, 83702, is desirous of acquiring all right, title and interest in and to the trademark applications including the goodwill of the trademarks connected with the use thereof and symbolized thereby;

NOW THEREFORE, for good and valuable consideration receipt of which is hereby acknowledged, Star-Kist Foods, Inc., d/b/a StarKist Seafood, Inc., does hereby assign unto ProMark International Inc., all right, title and interest in and to the trademark applications set forth in Schedule A and to the unregistered common law trademarks, trade dress and label designs utilized with the trademark applications together with any goodwill of the trademarks symbolized thereby.

Star-Kist Foods, Inc., d/b/a StarKist Seafood, Inc., agrees to execute any and all additional documents that may be necessary from time to time to perfect and record title to the trademarks in ProMark International Inc. and to carry out the intent of this Assignment.

Star-Kist Foods, Inc.,
d/b/a StarKist Seafood, Inc.,

By: _____

Subscribed and sworn to before me this 28th day of February, 2001.

Ann C. Lovell

Notary Public

Notarial Seal
Ann C. Lovell, Notary Public
Pittsburgh, Allegheny County
My Commission Expires Aug. 31, 2002
Member, Pennsylvania Association of Notaries

CNG46479/2451*1

ASSIGNMENT

WHEREAS, Star-Kist Foods, Inc., d/b/a/ StarKist Seafood Company, a California corporation, with offices located at 1062 Progress Street, Pittsburgh, PA 15212, is the owner of certain trademark registrations, a list of which is attached hereto as Schedule A, as well as other unregistered common law trademarks, trade dress and label designs; and

WHEREAS, ProMark International Inc., an Idaho corporation located 877 W. Main Street, Suite 604, Boise, Idaho, 83702, is desirous of acquiring all right, title and interest in and to the registered trademarks, unregistered common law trademarks, trade dress and label designs including the goodwill of the trademarks connected with the use thereof and symbolized thereby;

NOW THEREFORE, for good and valuable consideration receipt of which is hereby acknowledged, Star-Kist Foods, Inc., d/b/a/ StarKist Seafood Company, does hereby assign unto ProMark International Inc. all right, title and interest in and to the registered trademarks set forth in Schedule A and to the unregistered common law trademarks, trade dress and label designs utilized with the registered trademarks together with any goodwill of the trademarks symbolized thereby.

Star-Kist Foods, Inc., d/b/a/ StarKist Seafood Company, agrees to execute any and all additional documents that may be necessary from time to time to perfect and record title to the trademarks in ProMark International Inc. and to carry out the intent of this Assignment.

Star-Kist Foods, Inc.,
d/b/a/ StarKist Seafood Company

By: _____

Subscribed and sworn to before me this 28th day of February 2001.

Ann C. Lovell

Notary Public

