

04-24-2001

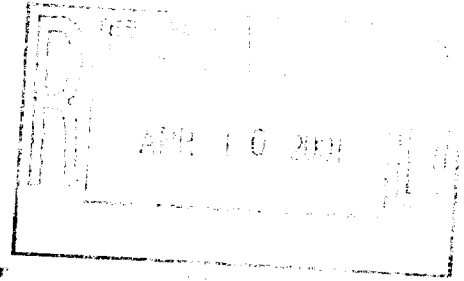


TRADEMARK  
Docket No. 7909-0050

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
TRADEMARK RECORDATION COVER SHEET

HON. COMMISSIONER OF PATENTS AND TRADEMARKS  
BOX ASSIGNMENTS  
Washington, D.C. 20231

4-10-01



Sir:

Please record the attached original documents or copies thereof.

1. Submission Type:

- New
- Resubmission (Non-Recordation) – Document ID# \_\_\_\_\_
- Correction of PTO Error: Reel # \_\_\_\_\_ Frame # \_\_\_\_\_
- Corrective Document: Reel # \_\_\_\_\_ Frame # \_\_\_\_\_

2. Name Of Conveying Party(ies):

Name: Peabody Products, Inc.

75047677

Formerly \_\_\_\_\_

Execution Date (Month/Day/Year) March 30, 2001

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

Citizenship/State of Incorporation: Connecticut

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

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

Name: Ocean Spray Cranberries, Inc.

DBA/AKA/TA: \_\_\_\_\_

Address: One Ocean Spray Drive

City: Lakeville-Middleboro State: MA ZIP: 02349

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

Citizenship/State of Incorporation: Delaware

If assignee is not domiciled in the U.S., a domestic representative designation is attached:  Yes  No  
(Designation must be a separate document from Assignment).

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

4. Conveyance Type:

- |  |   |
|--|---|
| <input checked="" type="checkbox"/> Assignment | <input type="checkbox"/> Merger                   |
| <input type="checkbox"/> Security Agreement    | <input type="checkbox"/> Change of Name           |
| <input type="checkbox"/> License               | <input type="checkbox"/> Nunc Pro Tunc Assignment |
| <input type="checkbox"/> Other                 |   |

Effective Date: \_\_\_\_\_ (if nunc pro tunc assignment)

5. Application Number(s) and marks or Registration Number(s) and marks:

Trademark Application No.(s) 75/ 042, 677 (Mark: **CRANPOPS YOGURT COVERED DRIED CRANBERRIES**)

Trademark registration No.(s) (Mark: )

Additional numbers attached?  Yes  No

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

Name: Maren Coburn c/o Morgan & Finnegan L.L.P.

Internal Address: \_\_\_\_\_

Street Address: 345 Park Avenue

City New York State New York ZIP 10154

Area Code and Telephone Number (212) 415-8777

7. Total number of applications and registrations involved:

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

- Enclosed  
 Authorized to be charged to deposit account

9. Deposit Account Number: 13-4500. Authorization to charge additional fees to deposit account:  Yes  No

10. Statement and Signature

*Charges to deposit account are authorized, as indicated herein*

|                        |                            |                      |
|------------------------|----------------------------|----------------------|
| <u>Maren Coburn</u>    | <u><i>Maren Coburn</i></u> | <u>April 9, 2001</u> |
| Name of Person Signing | Signature                  | Date                 |

Total amount of pages in cover sheet: 3

FORM: REC-TM.NY  
Rev. 10/04/94

EXHIBIT A

ASSIGNMENT OF TRADEMARK  
AND APPLICATION FOR FEDERAL REGISTRATION

WHEREAS, PEABODY PRODUCTS, INC., a Connecticut corporation (hereinafter called the "ASSIGNOR"), has used and adopted the trademark CRANPOPS YOGURT COVERED DRIED CRANBERRIES for which Assignor has filed an application for registration in the United States Patent and Trademark Office, Serial No. 75/042,677 filed December 15, 1995; and

WHEREAS, OCEAN SPRAY CRANBERRIES, INC., a Delaware corporation (hereinafter called the "ASSIGNEE") is desirous of acquiring the entire right, title and interest in and to the said mark and registration therefor, together with that part of the goodwill of the business associated therewith and which is symbolized by the said mark along with the right to recover for damages and profits for past infringements thereof;

NOW, THEREFORE, for good and valuable consideration, receipt of which is hereby acknowledged, ASSIGNOR does hereby assign, transfer and convey unto ASSIGNEE all rights, title and interest as ASSIGNOR may or might have in and to the said mark, and the registration therefor, together with that part of the goodwill of its business associated with said mark and the above identified application for registration thereof.

The Commissioner of Patents and Trademarks is requested to issue the Certificate of Registration to and in the name of Assignee.

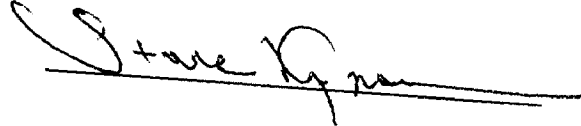
Dated: PEABODY PRODUCTS, INC.

*Darleen C. McNamara*  
Name: DARLEEN C. MCNAMARA  
Title: President  
Date: 3/30/01

STATE OF Ct. )  
COUNTY OF Wind. ) ss.: Weyport

On this 30<sup>th</sup> day of March, before me personally came D. McNamara, to me known, who being by me duly sworn did depose and say that he/she is the President of

Peabody Products, Inc., the corporation described in and which executed the foregoing instrument, and acknowledged that he/she executed the foregoing instrument on behalf of Peabody Products, Inc. pursuant to authority duly received.



**STEVE KYRATSOUS**  
**NOTARY PUBLIC**  
MY COMMISSION EXPIRES APR. 30, 2005