

05-15-2001

RC: DOCUMENT ID NO 101596205



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RECORDATION FORM C TRADEMARKS ONLY

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COMMERCIAL U.S. Patent and Trademark Office

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

1. Name of conveying party(ies): RC Concord Beverage Company 1-19-01
Individual(s) Association General Partnership Limited Partnership Corporation-State Pennsylvania Other
Additional name(s) of conveying party(ies) attached? Yes No

2. Name and address of receiving party(ies)
Name: Concord Beverage LP
Internal P.O. Box 626
Address:
Street Address: Conchester Rd & Aldan Avenue
City: Concordville State: PA Zip: 19331
Individual(s) citizenship Association General Partnership Limited Partnership Delaware Corporation-State 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

3. Nature of conveyance:
Assignment Merger Security Agreement Change of Name Other
Execution Date:

4. Application number(s) or registration number(s):
A. Trademark Application No.(s)
B. Trademark Registration No.(s) 1,091,057 1,273,007
Additional number(s) attached Yes No

5. Name and address of party to whom correspondence concerning document should be mailed:
Name: Gailyc C. Sonia
Internal Address:
Hutchins, Wheeler & Dittmar
Street Address: 101 Federal Street
City: Boston State: MA Zip: 02110

6. Total number of applications and registrations involved: 2
7. Total fee (37 CFR 3.41) \$
Enclosed Authorized to be charged to deposit account
8. Deposit account number: 50-1137
(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.
Gailyc C. Sonia Signature Date 5-4-01
Name of Person Signing

Total number of pages including cover sheet, attachments, and document:
Mail documents to be recorded with required cover sheet information to:
Commissioner of Patent & Trademarks, Box Assignments
Washington, D.C. 20231

~~01-29-2001~~  
  
101596205

1-19-01

### RECORDATION FORM COVER SHEET TRADEMARKS ONLY

TO: The Commissioner of Patents and Trademarks: Please record the attached original document(s) or copy(ies).

#### Submission Type

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

#### Conveyance Type

- Assignment  License
- Security Agreement  Nunc Pro Tunc Assignment  
Effective Date  
Month Day Year
- Merger
- Change of Name
- Other

#### Conveying Party

Mark if additional names of conveying parties attached  
Execution Date  
Month Day Year

Name    
Formerly

- Individual  General Partnership  Limited Partnership  Corporation  Association
- Other
- Citizenship/State of Incorporation/Organization

#### Receiving

Mark if additional names of receiving parties

Name

DBA/AKA/TA

Composed of

Address (line 1)

Address (line 2)

Address (line 3)

City State/Country Zip Code

- Individual  General Partnership  Limited Partnership  If document to be recorded is an assignment and the receiving party is not domiciled in the United States, an appointment of a domestic representative should be attached. (Designation must be a separate document from Assignment.)
- Corporation  Association
- Other
- Citizenship/State of Incorporation/Organization

#### FOR OFFICE USE ONLY

01-19-01  
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Public burden reporting for this collection of information is estimated to average approximately 30 minutes per Cover Sheet to be recorded, including time for reviewing the document and gathering the data needed to complete the Cover Sheet. Send comments regarding this burden estimate to the U.S. Patent and Trademark Office, Chief Information Officer, Washington, D.C. 20231 and to the Office of Information and Regulatory Affairs, Office of Management and Budget, Paperwork Reduction Project (0651-0027), Washington, D.C. 20503. See OMB Information Collection Budget Package 0651-0027, Patent and Trademark Assignment Practice. DO NOT SEND REQUESTS TO RECORD ASSIGNMENT DOCUMENTS TO THIS ADDRESS.

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

**TRADEMARK**  
REEL: 002294 FRAME: 0984

**Domestic Representative Name and Address**

Enter for the first Receiving Party only.

Name

Address (line 1)

Address (line 2)

Address (line 3)

Address (line 4)

**Correspondent Name and Address**

Area Code and Telephone Number

Name

Address (line 1)

Address (line 2)

Address (line 3)

Address (line 4)

**Pages** Enter the total number of pages of the attached conveyance document including any attachments. #

**Trademark Application Number(s) or Registration Number(s)**

Mark if additional numbers attached

Enter either the Trademark Application Number or the Registration Number (DO NOT ENTER BOTH numbers for the same property).

**Trademark Application Number(s)**

**Registration Number(s)**

<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text" value="1,091,057"/>	<input type="text" value="1,273,007"/>	<input type="text"/>
<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>

**Number of Properties** Enter the total number of properties involved. #

**Fee Amount** Fee Amount for Properties Listed (37 CFR 3.41): \$

Method of Payment: Enclosed  Deposit Account

**Deposit Account**

(Enter for payment by deposit account or if additional fees can be charged to the account.)

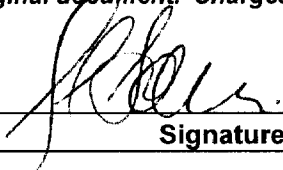
Deposit Account Number: #

Authorization to charge additional fees: Yes  No

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

Name of Person Signing

  
Signature

Date Signed

## TRADEMARKS ASSIGNMENT

**WHEREAS**, Concord Beverage Company, a Pennsylvania corporation (“Concord”), is the owner of the registered trademarks VINTAGE, U.S. Registration Number 1,091,057; and VINTAGE and design, U.S. Registration Number 1,273,007 (the “Trademarks”); and any United States and state registrations or applications for the registration therefor which may exist; and

**WHEREAS**, Concord wishes to assign all of its right, title and interest in and to the Trademarks to Concord Beverages LP, a Delaware Limited Partnership (the “Limited Partnership”) and an indirect wholly owned subsidiary of Cott Corporation, a Canadian corporation (“Cott”).

**NOW, THEREFORE**, in consideration of the above premises and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Concord does hereby assign to the Limited Partnership, its successors and assigns, free and clear of any and all liens and encumbrances thereon and prior rights thereto, all of its right, title and interest in and to the Trademarks, and any reissue, renewal and extensions thereof and all interest in the certificate of registration and the applications for registration of the Trademarks together with the good will of the business symbolized by the marks and the registrations or applications for registration therefor, and the right to sue for past infringement of the Trademarks with the right to sue for and collect the same for its own use and enjoyment and for the use and enjoyment of its successors and assigns and to collect damages therefor.

Upon request of the Limited Partnership and/or Cott, its successors and assigns, Concord agrees to execute and deliver any and all instruments, papers or documents, including without limitation, such further assignments, as may be necessary or desirable to secure to the Limited Partnership and or Cott, its successors and assigns, the full enjoyment of the rights and properties

hereby conveyed, in the United States and in any foreign country provided that the Limited Partnership and or Cott shall bear the reasonable and documented costs in connection with the taking of such actions and the execution and delivery of such documents.

Concord hereby covenants that it has full right to convey the entire interest assigned and that it has not executed and will not execute any agreement in conflict herewith.

This Assignment is governed by the laws of the Commonwealth of Pennsylvania (without regard to the conflicts of laws principles of such state).

This Assignment is effective as of October 18, 2000.

CONCORD BEVERAGE COMPANY

By: Walt Wilkinson  
Name: Walter Wilkinson  
Title: CFO

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF PHILADELPHIA

Walt Wilkinson

On this 18th day of October, 2000, before me appeared ~~Jeffrey Honickman~~, an officer of Concord Beverage Company, who signed this instrument and acknowledged that he signed it on behalf of the above-identified corporation with authority to do so.

N. James Peljae

Notary Public  
My Commission Expires:

