

05-21-2001

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101723512

### RECORDATION FORM COVER SHEET TRADEMARKS ONLY

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

#### Submission Type

- New
- Resubmission (Non-Recordation)  
Document ID # 101623335
- Correction of PTO Error  
Reel #  Frame #
- Corrective Document  
Reel #  Frame #

#### Conveyance Type

- Assignment  License
  - Security Agreement  Nunc Pro Tunc Assignment
  - Merger  Change of Name
  - Other
- Effective Date  
Month Day Year  
12082000

#### Conveying Party

Mark if additional names of conveying parties attached

Name SDS Enterprises, Inc. Execution Date  
Month Day Year  
12082000

Formerly

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

#### Receiving Party

Mark if additional names of receiving parties attached

Name Cold Stone Creamery, Inc.

DEIAKATA

Composed of

Address (line 1) 16101 N. 82nd Street, Suite A-4

Address (line 2)

Address (line 3) Scottsdale Arizona 85260

- 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 Arizona

05/18/2001 GT0N11 00000052 1968506

#### FOR OFFICE USE ONLY

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Mail documents to be recorded with required cover sheet(s) information to:  
Commissioner of Patents and Trademarks, Box Assignments, Washington, D.C. 20531

**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"/>	<input type="text"/>	<input type="text"/>
<input type="text"/>	<input type="text"/>	<input type="text"/>

<input type="text" value="1968506"/>	<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.

Cold Stone Creamery, Inc.  
By: Douglas A. Ducey, President

12/15/00

Name of Person Signing

Signature

Date Signed

RECORDATION FORM COVER SHEET  
CONTINUATION  
TRADEMARKS ONLY

**Conveying Party**

Enter Additional Conveying Party

Mark if additional names of conveying parties attached

Execution Date  
Month Day Year

Name SDS Enterprises, Inc.

12082000

Formerly

Individual  General Partnership  Limited Partnership  Corporation  Association

Other

Citizenship State of Incorporation/Organization Arizona

**Receiving Party**

Enter Additional Receiving Party

Mark if additional names of receiving parties attached

Name Cold Stone Creamery, Inc.

DBA/KA/TA

Composed of

Address (line 1) 16101 N. 82nd Street, Suite A-4

Address (line 2)

Address (line 3) Scottsdale Arizona 85260  
City State/Country Zip Code

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Corporation  Association

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

Mark if additional numbers attached

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**Trademark Application Number(s)**

**Registration Number(s)**


1968506		

ASSIGNMENT OF SERVICE MARK AND REGISTRATION

WHEREAS, SDS Enterprises, Inc., an Arizona corporation whose address is 16101 N. 82nd Street, Suite A-4, Scottsdale, Arizona 85260 ("SDS"), has adopted, is the owner of, has used and is using the mark which is registered in the Unites States Patent and Trademark Office under Reg. No. 1968506, dated April 16, 1996 (the "Registration"); and

WHEREAS, Cold Stone Creamery, Inc., an Arizona corporation whose address is 16101 N. 82nd Street, Suite A-4, Scottsdale, Arizona 85260 ("Cold Stone Creamery"), desires to acquire said mark and the Registration;

NOW, THEREFORE, for valuable consideration, the receipt of which is hereby acknowledged, SDS does hereby assign to Cold Stone Creamery all right, title and interest in and to said mark, together with the good will of the business symbolized by said mark and the Registration.

DATED AS OF December 8, 2000

SDS Enterprises, Inc.

By: Donald W. Sutherland  
Donald W. Sutherland, President

Cold Stone Creamery, Inc.

By: Douglas A. Ducey  
Douglas A. Ducey, President

STATE OF ARIZONA            )  
  )ss:  
County of Maricopa         )

The foregoing instrument was acknowledged before me this 8th day of December, 2000, by Donald W. Sutherland, the President of SDS Enterprises, Inc., and Douglas A. Ducey, the President of Cold Stone Creamery, Inc., on behalf of said corporations.

Barbara Conley  
Notary Public

My commission expires:  
July 25, 2003

