

06-11-2001

FORM PTO-1618A
Expires 06/30/99
OMB 0651-0027



101743998

U.S. Department of Commerce
Patent and Trademark Office
TRADEMARK

3.5.01
3.6.01

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
- Merger Effective Date
Month Day Year
- Change of Name
- Other

Conveying Party

Mark if additional names of conveying parties attached

Execution Date
Month Day Year
04291998

Name

Formerly

- Individual General Partnership Limited Partnership Corporation Association

Other

Citizenship/State of Incorporation/Organization

Receiving Party

Mark if additional names of receiving parties attached

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 Association

Corporation Association

Other

Citizenship/State of Incorporation/Organization

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.)

FOR OFFICE USE ONLY

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: 002311 FRAME: 0406

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="2048191"/> | <input type="text" value="1527658"/> | <input type="text" value="1147764"/> |
| <input type="text"/> | <input type="text"/> | <input type="text"/> | <input type="text" value="1760114"/> | <input type="text" value="1515980"/> | <input type="text"/> |
| <input type="text"/> | <input type="text"/> | <input type="text"/> | <input type="text" value="1760113"/> | <input type="text" value="1468513"/> | <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.

Christopher S. Nesbit, Esq.

2/28/01

Name of Person Signing

Signature

Date Signed

429107

ARTICLES OF AMENDMENT

RECORDED
MAY 15 1988
FILED
THAS CURR
SECRETARY OF STATE
NORTH CAROLINA

HARRIS-TEETER SUPER MARKETS, INC.

Pursuant to the provisions of Chapter 55 of the General Statutes of North Carolina entitled the "Business Corporation Act", and the several amendments thereto, the undersigned corporation hereby executes the following Articles of Amendment:

(1) The name of the corporation is HARRIS-TEETER SUPER MARKETS, INC.

(2) The following amendment of the Articles of Incorporation was adopted by the sole stockholder of the corporation by unanimous consent thereto in writing, in the manner prescribed by the North Carolina Business Corporation Act:

"RESOLVED, that it is advisable that the paragraph or article numbered '1' of the Charter of the corporation be amended so that, as amended, it shall read as follows:

"1. The name of the corporation is Harris Teeter, Inc."

(3) The date of the adoption of the amendment by the sole stockholder is April 29, 1988.

(4) The number of shares of the corporation outstanding at the time of the adoption of said amendment was 501000 shares of Capital Stock of the par value of One Dollar (\$1.00) per share; and the number of shares entitled to vote thereon was 501000 shares of Capital Stock.

(5) The number of shares of Capital Stock of the par value of One Dollar (\$1.00) per share voted for the amendment was 501000; and the number of shares voted against the amendment was none.

(6) The amendment does not give rise to dissenter's rights under Section 55-101(b) of the General Statutes of North Carolina because there are no outstanding shares of the corporation entitled to any preference as to dividends or liquidation.

IN TESTIMONY WHEREOF, these Articles of Amendment are signed
by the Executive Vice President and the Assistant Secretary, this
29th day of April, 1988.

By: 
Edward S. Dunn, Jr.
Executive Vice President


John G. Hutchens, Jr.
Assistant Secretary

STATE OF NORTH CAROLINA

COUNTY OF MECKLENBURG

Edward S. Dunn, Jr. and John G. Hutchens, Jr., each being duly sworn, deposes and says that he signed the foregoing ARTICLES OF AMENDMENT of in the capacity indicated; that the statements therein contained are true; and that he was authorized so to sign.

Edward S. Dunn, Jr.

John G. Hutchens, Jr.

Sworn to and subscribed before me this ^{22nd} ~~21st~~ day of ^{April} ~~March~~, 1988.

Susan C. Stanley
Notary Public

My commission expires: My Commission Expires 5-10-92