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06-25-01

07-02-2001

D/A



101766318

To the Honorable Commissioner of Patents and Trademarks

original documents or copy thereof.

1. Name of conveying party(ies):

Hertling Industries, Inc.

6-22-01

- Individual(s)
- General Partnership
- Corporation-New York
- Other
- Association
- Limited Partnership

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

3. Nature of conveyance:

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

Execution Date: August 11, 1995

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

A. Trademark Applications

<u>Mark</u>	<u>Serial No.</u>
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B. Trademark Registrations

<u>Mark</u>	<u>Reg. No.</u>
THE TEN TWELVE CLOTH	1,433,991

Additional numbers attached?  Yes  No

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

Name: Darby & Darby P.C.  
 Street Address: 805 Third Avenue, 27th Floor  
 City: New York State: New York Zip: 10022-7513

6. Total number of applications and registrations involved:

1

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

- Enclosed
- Authorized to be charged to deposit account

8. Deposit account number: 04-0100

(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.

Amy L. Nelkin  
Name of Person Signing

*Amy L. Nelkin*  
Signature

June 22, 2001  
Date

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

3

TRADEMARK ASSIGNMENT

WHEREAS, Hertling Industries, Inc. a corporation organized and existing under the laws of New York which is located and doing business at 500 Driggs Avenue, Brooklyn, New York, 11211, (hereinafter referred to as the "ASSIGNOR"), is the sole and exclusive owner of U.S. Reg. Nos. 1,394,137; 1,433,991; 1,281,100; and 1,615,837 (hereinafter referred to as the "TRADEMARKS");

WHEREAS, Hartz - America, Inc. a corporation organized and existing under the laws of Maryland which is located and doing business at 1341 Hughes Ford Road, Frederick, Maryland 21701 (hereinafter referred to as the ASSIGNEE), is desirous of acquiring the TRADEMARKS, including all United States and worldwide rights;

NOW, THEREFORE, in consideration of ten dollars and other good and valuable consideration, the receipt of which is hereby acknowledged, ASSIGNOR does sell, assign and