

07-17-2001



101778889

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

1. Name of conveying party(ies):

Sealy Mattress Company

7-11-01

- ☐ Individual(s) ☐ Association
☐ General Partnership ☐ Limited Partnership
☒ Corporation-State Ohio
☐ Other _____

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

3. Nature of conveyance:

- ☒ Assignment ☐ Merger
☐ Security Agreement ☐ Change of Name
☐ Other _____

Execution Date: May 23, 2001

2. Name and address of receiving party(ies)

Name: Sealy Technology LLC

Internal

Address: _____

Street Address: One Office Parkway

City: Trinity State: NC Zip: 27370

- ☐ Individual(s) citizenship _____
☐ Association _____
☐ General Partnership _____
☐ Limited Partnership _____
☐ Corporation-State _____

☒ Other North Carolina limited liability company

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

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

A. Trademark Application No.(s)

(See attached Schedule)

B. Trademark Registration No.(s)

(See attached Schedule)

Additional number(s) attached ☒ Yes ☐ No

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

Name: Jeanne E. Longmuir

Internal Address: Calfee, Halter

& Griswold LLP

Street Address: 1400 McDonald Investment

Center, 800 Superior Avenue

City: Cleveland State: Ohio Zip: 44114

6. Total number of applications and registrations involved: 38

7. Total fee (37 CFR 3.41).....\$ 965.00

- ☒ Enclosed
☐ Authorized to be charged to deposit account

8. Deposit account number:

03-0172

(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.

Jeanne E. Longmuir

Name of Person Signing

J.E.L.

Signature

7/1/01

Date

Total number of pages including cover sheet, attachments, and document: 7

Mail documents to be recorded with required cover sheet information to:
Commissioner of Patent & Trademarks, Box Assignments
Washington, D.C. 20231

07/16/2001 TDI:AZI 00000172 1409312


01 FD:481
02 FD:482

40.00 OP
925.00 OP

TRADEMARK
REEL: 002329 FRAME: 0208

SCHEDULE-A**STEARNS & FOSTER BEDDING CO.****U.S. TRADEMARK REGISTRATIONS
AND APPLICATIONS****I. U. S. REGISTRATIONS**

C,H & G # 21528	MARK	REG. NO.	REG. DATE
01256	BERKSHIRE	1,909,312	08/01/95
01250	BRANFORD	1,910,757	08/08/95
01311	BUCKINGHAM	995,630	10/15/74
00406	BUILT TO THE MOST EXACTING STANDARDS IN THE WORLD. YOURS	1,717,103	09/15/92
01257	CANTERBURY	1,909,310	08/01/95
00926	COMFORT CLOUD	1,158,129	06/23/81
01724	CORRECT CONTOUR	2,290,388	11/02/99
01248	COVENTRY	1,906,560	07/18/95
01251	DANBURY	1,912,558	08/15/95
01258	DARTMOUTH	1,909,311	08/01/95
01255	DOMINION	1,912,557	08/15/95
01330	DYNASTY	723,310	10/31/61
01252	EDINBURGH	1,912,559	08/15/95
01253	HAMPTON	1,909,313	08/01/95
01013	HUMIDGUARD	727,707	02/20/62
01011	INNER QUILT	719,078	07/25/61

C,H & G # 21528	MARK	REG. NO.	REG. DATE
00931	<i>Inspiration</i>	810,775	07/05/66
00932	Insulo Spring Cushion	298,404	10/25/32
00189	INTEGRA-LOK	1,731,151	11/10/92
01262	KENSINGTON	1,944,627	12/26/95
01254	KNIGHTSBRIDGE	1,912,560	08/15/95
00933	<i>Ladyfaire</i>	257,935	06/25/29
01009	LOCKED EDGE	713,686	04/04/61
00934	MARVELUX	840,464	12/12/67
00940	<i>Posture-Rest</i>	866,831	03/18/69
00937		1,329,627	04/09/85
00945	SPLEND'OR	257,936	06/25/29
00946	<i>Splendor</i>	1,326,992	03/26/85
00947	STEARNS & FOSTER	981,071	03/26/74
00924	STEARNS & FOSTER YOU CAN'T GET A BETTER MATTRESS OR BETTER NIGHT'S SLEEP	1,463,549	11/03/87
01236	ULTRAEDGE	2,001,780	09/17/96

C,H & G # 21528	MARK	REG. NO.	REG. DATE
01237	ULTRASTEEL	1,924,647	10/03/95
01010	WEIGHT BALANCED	713,686	04/04/61
01312	WELLINGTON	995,629	10/15/74
01249	YORKSHIRE	1,909,309	08/01/95
01238	YOU DESERVE A STEARNS & FOSTER	1,924,646	10/03/95

II. U. S. TRADEMARK ACTUAL USE APPLICATIONS

C,H & G # 21528	MARK	APP. NO.	APP. DATE
04657	ROYAL TRILOGY	76/136,809	09/27/00
04658	YOU DESERVE A STEARNS FOSTER MATTRESS	76/136,810	09/27/00

ASSIGNMENT OF TRADEMARKS

(U.S. REGISTRATIONS, U.S. ACTUAL USE APPLICATIONS,
FOREIGN APPLICATIONS AND REGISTRATIONS)

STATE OF NORTH CAROLINA)

COUNTY OF RANDOLPH)

WHEREAS, SEALY MATTRESS COMPANY ("Assignor"), an Ohio corporation having its principal place of business at One Office Parkway, Trinity, North Carolina 27370, is the owner of the entire right, title, and interest to certain trademarks, as more fully described in Schedule A, hereto (the "Trademarks");

AND WHEREAS, SEALY TECHNOLOGY LLC ("Assignee"), a North Carolina limited liability company having its principal place of business at One Office Parkway, Trinity, North Carolina 27370, is desirous of acquiring the entire right, title, and interest in and to the Trademarks;

NOW THEREFORE, for good and valuable consideration, the receipt of which is hereby acknowledged, and intending to be legally bound hereby, Assignor hereby assigns and transfers to Assignee the entire right, title, and interest in and to the Trademarks and all registrations and applications therefor, along with the goodwill of the business symbolized by the Trademarks; all rights of action arising from the Trademarks; all claims for damages by reason of past, present, or future infringement of the Trademarks; and the right to sue and collect damages for such infringement, to be held and enjoyed by the Assignee for its own use and benefit and for its successors and assigns as the same would have been held by Assignor had this assignment not been made.

{YST2655;1}

IN WITNESS WHEREOF, Assignor has caused this Assignment to be executed by its duly authorized officer, and Assignee has caused this Assignment to be executed by its duly authorized officer.

SEALY MATTRESS COMPANY

By: Kenneth L. Walker

Name: Kenneth L. Walker

Title: Vice President, General Counsel & Secretary

Subscribed and sworn to before me on May 23, 2001.

Notary Public: Beth Anne Highsmith



Beth Anne Highsmith, Notary Public
Davidson County, North Carolina
My Commission Expires 5/24/2005

SEALY TECHNOLOGY LLC

By: David V. Sherman

Name: David V. Sherman

Title: Vice President

Subscribed and sworn before me on May 23, 2001.

Notary Public: Beth Anne Highsmith



Beth Anne Highsmith, Notary Public
Davidson County, North Carolina
My Commission Expires 5/24/2005

Acknowledged, Agreed and Accepted: The Ohio Mattress Company Licensing And Components Group hereby acknowledges the receipt of the Trademarks (as defined above) from Assignor and contribution of the Trademarks to Assignee such that Assignor shall be authorized to transfer the Trademarks directly to Assignee.

THE OHIO MATTRESS COMPANY LICENSING AND COMPONENTS GROUP

By: E. Lee Wyatt

Name: E. Lee Wyatt

Title: Vice President

Subscribed and sworn before me on MAY 23, 2001.

Notary Public: Beth Anne Highsmith



Beth Anne Highsmith, Notary Public
Davidson County, North Carolina
My Commission Expires 5/24/2005