

08-17-2001



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08/13/2001

**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  Change of Name
  - Other \_\_\_\_\_
- Effective Date  
Month Day Year  
July 31, 2001

**Conveying Party**

Mark if additional names of conveying parties attached

Execution Date  
Month Day Year

Name Pacific Sunwear of California, Inc.

July 31, 2001

Formerly \_\_\_\_\_

- Individual  General Partnership  Limited Partnership  Corporation  Association

Other \_\_\_\_\_

Citizenship/State of Incorporation/Organization California

**Receiving Party**

Mark if additional names of receiving parties attached

Name Venus Swimwear, Inc.

DBA/AKA/TA \_\_\_\_\_

Composed of \_\_\_\_\_

Address (line 1) 11711 Marco Beach Drive

Address (line 2) \_\_\_\_\_

Address (line 3) Jacksonville Florida 32224  
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 Florida

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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: 002349 FRAME: 0277

**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="2130707"/>	<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"/>	<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.

Diane Churchill, Esq.

*Diane Churchill*

8/8/01

Name of Person Signing

Signature

Date Signed

## TRADEMARK AND REGISTRATION ASSIGNMENT

WHEREAS, Pacific Sunwear of California, Inc., having a principal place of business at 5200 E. La Palma Avenue, Anaheim, California, 92807 ("ASSIGNOR"), has adopted, used and is using the mark "VENUS GIRL TRAP" which is the subject of United States Trademark Registration No. 2,130,707, issued January 20, 1998 (collectively, the "Mark"); and,

WHEREAS, Venus Swimwear, Inc., having a principal place of business at 11711 Marco Beach Drive, Jacksonville, Florida, 32224 ("ASSIGNEE"), is desirous of acquiring the mark "VENUS GIRL TRAP", the goodwill attached to the mark, and Registration No. 2,130,707;

NOW, therefore, for good and valuable consideration, receipt of which is hereby acknowledged by ASSIGNOR, said ASSIGNOR hereby agrees to sell, quit claim, assign and transfer all of its right, title and interest relating to the Mark, together with the goodwill symbolized by the Mark, effective immediately. ASSIGNOR agrees not to object to or otherwise challenge ASSIGNEE's use, license, and registration worldwide of any domain name, trademark, service mark corporate name, fictitious name, and/or trade name containing "VENUS GIRL TRAP" (however stylized) or any similar designation. ASSIGNOR retains the right under this Assignment to use the Mark in the manner and form identified in that certain Settlement Agreement and Mutual General Release ("Settlement Agreement") executed between ASSIGNOR and ASSIGNEE, and this Assignment shall not otherwise amend, affect or alter ASSIGNOR's use rights as identified in the Settlement Agreement.

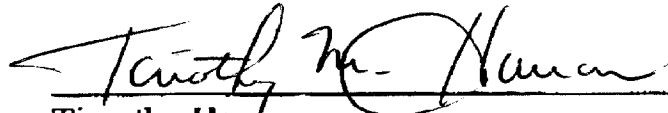
ASSIGNOR represents and warrants that it has the authority to bind ASSIGNOR to the terms of this agreement, that: (i) ASSIGNOR is the owner of the Mark and has not transferred, or attempted to transfer any rights to the Mark (except in the negotiation of this Assignment), or otherwise encumbered the Mark and the rights and goodwill associated with the Mark; (ii) ASSIGNOR has not entered into and is not bound by any contract or arrangement of any kind that conflicts with the terms of this agreement; (iii) to the best knowledge of ASSIGNOR, there are no existing or threatened claims or proceedings by any third party relating to ASSIGNOR's use, registration, or ownership of the Mark; (iv) the Mark is not subject to any outstanding order, decree, judgment, stipulation, written restriction, undertaking, or agreement that would prevent ASSIGNOR from complying with any obligation(s) under this Agreement; (v) ASSIGNOR does not own or control any trademark registration or application for the Mark or a confusingly similar mark; and (vi) ASSIGNOR is not aware of any trademark that conflicts with or would otherwise limit the use of the Mark.

This Assignment shall be binding upon and inure to the benefit of the parties hereto and their respective successors, transferees and assigns. ASSIGNEE declares that it has been made aware, by its own legal counsel, of the provisions of Title 15 United States Code, Section 1060. This Assignment is intended by the parties to comply with 37 CFR § 3.73(b), and may be used for that purpose without further attestation of assignment by ASSIGNOR, irrespective of recordation of this Assignment.

"ASSIGNOR"

PACIFIC SUNWEAR OF CALIFORNIA, INC.

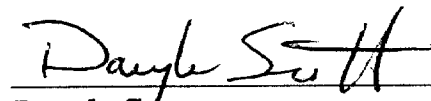
Date: 7/25/01

  
\_\_\_\_\_  
Timothy Hannon  
President

"ASSIGNEE"

VENUS SWIMWEAR, INC.

Date: 7/31/01

  
\_\_\_\_\_  
Daryle Scott  
President

# AKERMAN SENTERFITT

ATTORNEYS AT LAW

222 LAKEVIEW AVENUE, SUITE 400  
WEST PALM BEACH, FLORIDA 33401  
PHONE (561) 653-5000 • FAX (561) 653-5333  
<http://www.akerman.com>

Commissioner of Patents and Trademarks  
Box Assignments  
Washington, D.C. 20231

Re: U.S. Trademark Registration No. 2,130,707  
VENUS GIRL TRAP  
Our Reference No.: 7150-2

Dear Sir:

Please find enclosed for filing in the United States Patent and Trademark Office the following documents:

- Recordation Form Cover Sheet
- Assignment of Trademark from Pacific Sunwear of California, Inc. to Venus Swimwear, Inc.
- Check for \$40.00 as Filing Fee
- One Postcard

If there is any deficiency in fees, please charge the cost to our Deposit Account No. 50-0951. This Transmittal Letter is submitted in duplicate.

Respectfully submitted,

Date: Aug. 8, 2001



Diane Churchill  
Akerman, Senterfitt & Eidson, P.A.  
222 Lakeview Avenue, Suite 400  
P.O. Box 3188  
West Palm Beach, FL 33402-3188  
(561) 653-5000

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AKERMAN, SENTERFITT & EIDSON, P.A.

FORT LAUDERDALE • JACKSONVILLE • MIAMI • ORLANDO • TALLAHASSEE

TRADEMARK

REEL: 002349 FRAME: 0281

# AKERMAN SENTERFITT

ATTORNEYS AT LAW

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WEST PALM BEACH, FLORIDA 33401  
PHONE (561) 653-5000 • FAX (561) 653-5333  
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RECORDED: 08/13/2001

TRADEMARK  
REEL: 002349 FRAME: 0282