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08-23-2001



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LAWYERS



*8-23-01*

# Davis Wright Tremaine LLP

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ANNE E. STEINBERG  
MATTHEW A. LEISH

August 23, 2001

**Via Telefax – (703) 308-7124**

## RECORDATION FORM COVER SHEET - TRADEMARKS

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

Re: Nunc Pro Tunc Assignment  
From: SMP (1952), Inc.  
To: St. Martin's Press, LLC  
**Correction of Document Recorded April 27, 2001 at Reel/Frame 002295/0332**  
Docket No.: 3901028/106

Sir: Please record the attached original document(s) or copy(ies) thereof:

1. Conveying party:  
SMP (1952), Inc.  
a New York Corporation  
175 Fifth Avenue  
New York, NY 10010
2. Receiving party:  
St. Martin's Press, LLC  
a New York limited liability company  
175 Fifth Avenue  
New York, NY 10010
3. Nature of Conveyance: **Corrective Document regarding Assignor's name**  
Reel/Frame: 002295/0332  
Recordation Date: April 27, 2001

77756

**TRADEMARK**  
**REEL: 002353 FRAME: 0620**



August 23, 2001

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Re: Nunc Pro Tunc Assignment  
From: SMP (1952), Inc.  
To: St. Martin's Press, LLC  
**Correction of Document Recorded April 27, 2001 at Reel/Frame 002295/0332**

4. b) Trademark Registration Number 902,121
5. Correspondent Name and Address:  
Deirdre Davis, Esq.  
Davis Wright Tremaine L.L.P.  
1740 Broadway, 25<sup>th</sup> Floor  
New York, NY 10019  
Tel.: 212 489-8230
6. Number of Properties (total): 1
7. Total Fee: \$40  
Authorized to be charged to deposit account.
8. Please charge our deposit account No. 040258 the sum of \$40.00 to cover the fee for correcting the Official record in respect of one (1) trademark. Please charge any deficiency or credit any overcharge to said Deposit Account.
9. 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.

Sincerely,

Deirdre Davis  
August 23, 2001

**CERTIFICATE OF FACSIMILE TRANSMISSION**

Facsimile Number: (703) 308-7124 -- Assignment Branch

I certify that this correspondence is being sent by facsimile transmission via the above facsimile number to: Hon. Commissioner of Patents and Trademarks, Box Assignments, Washington, D.C. 20231, on the date indicated below.

Transmission Date: August 23, 2001

Signature:

Phyllis Schoenberg

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

05-15-2001

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



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4-30-01

**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  
Effective Date  
Month Day Year  
01 25 00
- Merger
- Change of Name
- Other \_\_\_\_\_

**Conveying Party**

Mark if additional names of conveying parties attached

Execution Date  
Month Day Year

Name ST. MARTIN'S PRESS, INC.

Formerly \_\_\_\_\_

- Individual
- General Partnership
- Limited Partnership
- Corporation
- Association
- Other \_\_\_\_\_
- Citizenship/State of Incorporation/Organization NEW YORK

**Receiving Party**

Mark if additional names of receiving parties attached

Name ST. MARTIN'S PRESS, LLC

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

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

Address (line 1) 175 FIFTH AVENUE

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

Address (line 3) NEW YORK NEW YORK 10010  
City State/Country Zip Code

- Individual
- General Partnership
- Limited Partnership
- Corporation
- Association
- Other Limited Liability Company
- Citizenship/State of Incorporation/Organization NEW YORK

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

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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 Practices. 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

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

Page 2

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

**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="902,121"/>	<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.

Deirdre Davis  
Name of Person Signing

  
Signature

4/27/01  
Date Signed

**NUNC PRO TUNC TRADEMARK ASSIGNMENT**

**WHEREAS**, SMP (1952), Inc., a New York corporation, with its principal place of business at 175 Fifth Avenue, New York, New York 10010 (“Assignor”), is the owner of all the right, title, and interest in and to the trademarks (the “Marks”) set forth on Schedule A attached hereto, the registrations for them, and all associated good will; and

**WHEREAS**, St. Martin’s Press, LLC, a New York limited liability company, with its principal place of business at 175 Fifth Avenue, New York, New York 10010 (“Assignee”), is desirous of acquiring all, right, title and interest in and to the Marks and the registrations associated with them, together with the goodwill of the business symbolized by and associated with the Marks and their respective registrations and the right to sue for and recover damages for past infringements of the Marks and to stand in the place of Assignor in all matters related thereto;

**NOW, THEREFORE**, for good and valuable consideration, the receipt of which is hereby acknowledged, Assignor does hereby transfer and assign to Assignee, its successors and assignees, *nunc pro tunc* as of January 25, 2000, all right, title, and interest in and to the Marks and the registrations associated with them, together with the goodwill of the business symbolized by and associated with the Marks and their

respective registrations and the right to sue for and recover damages for past  
infringements of the Marks and to stand in the place of Assignor in all matters related  
thereto.



David N. Kaye, Esq.  
Secretary  
SMP (1952), Inc.

Sworn to before me this  
26<sup>th</sup> day of April, 2001



Notary Public

**PAUL J. GLEVEN**  
Notary Public State of New York  
No. 02SL4796230  
Qualified in New York County  
Commission Expires April 30, 2001

**SCHEDULE A**

MARK	REGISTRATION NUMBER
WHITMAN	Registration No. 902,121