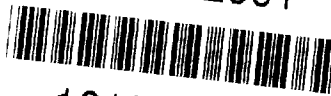


09-25-2001



101853703

Form PTO-1594  
(Rev. 03/01)  
OMB No. 0651-0027 (exp. 5/31/2002)  
Tab settings ⇨ ⇨ ⇨ ▼ ▼ ▼ ▼ ▼ ▼ ▼

ET U.S. DEPARTMENT OF COMMERCE  
Y U.S. Patent and Trademark Office

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

## 1. Name of conveying party(ies):

TVC, INC.

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

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

## 3. Nature of conveyance:

- ☒ Assignment ☐ Merger  
☐ Security Agreement ☐ Change of Name  
☐ Other \_\_\_\_\_

Execution Date: September 4, 2001

## 2. Name and address of receiving party(ies)

Name: Marc Talon, Inc.

Internal Address: Suite 553

Street Address: 300 Delaware AvenueCity: Wilmington State: DE Zip: 19801

- ☐ Individual(s) citizenship \_\_\_\_\_  
☐ Association \_\_\_\_\_  
☐ General Partnership \_\_\_\_\_  
☐ Limited Partnership \_\_\_\_\_  
☐ Corporation-State California  
☐ Other \_\_\_\_\_

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)

75981125

B. Trademark Registration No.(s)

Additional number(s) attached ☐ Yes ☒ No

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

Name: Mindy Ellis SchwartzInternal Address: Pepper Hamilton LLP3000 Two Logan SquareStreet Address: 18th & Arch StreetsCity: Philadelphia State: PA Zip: 19103-27996. Total number of applications and registrations involved: 17. Total fee (37 CFR 3.41).....\$ 40.00

- ☒ Enclosed  
☐ Authorized to be charged to deposit account

## 8. Deposit account number:

(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.

Mindy Ellis Schwartz

Name of Person Signing

Mindy Ellis Schwartz  
Signature

September 19, 2001

Date

Total number of pages including cover sheet, attachments, and document: 4

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

09/25/2001 TDLAZ 00000006 75981125

09/25/2001

40.00 09

TRADEMARK  
 REEL: 002372 FRAME: 0585

## **ASSIGNMENT OF UNITED STATES TRADEMARKS**

**THIS ASSIGNMENT** ("Assignment") is made as of the 4<sup>th</sup> day of Sep, 2001, between TVC, Inc., a corporation organized and existing under the laws of the State of Delaware, having its principal place of business at 325 Laudermilch Rd, Hershey, PA 17033, ("Assignor") and Marc Talon, Inc., a corporation organized and existing under the laws of the State of California, having its principal place of business at 300 Delaware Ave, Suite 553, Wilmington, DE 19801, ("Assignee").

### **W I T N E S S E T H**

**WHEREAS**, Assignor owns the trademarks, trademark registrations and applications for registration of trademarks listed in Schedule A hereto (collectively, the "Trademarks"), and the goodwill of the business associated with the Trademarks;

**WHEREAS**, Assignor desires to assign to Assignee all of Assignor's right, title and interest in and to the Trademarks and the goodwill associated therewith; and

**WHEREAS**, Assignee desires to acquire and accept all of Assignor's right, title and interest in and to the Trademarks and the goodwill associated therewith.

**NOW, THEREFORE**, in consideration of the mutual covenants contained herein and other good and valuable consideration, the sufficiency of which is hereby acknowledged, and intending to be legally bound hereby, the parties hereto agree as follows:

1. Assignor hereby irrevocably assigns, transfers, delivers and conveys to Assignee all of Assignor's right, title and interest in and to the Trademarks, together with the goodwill associated therewith, and the applications and registrations therefor, including the right to sue for past infringement, if there may be any;

2. Assignor hereby authorizes and requests the United States Commissioner of Patents and Trademarks to record Assignee as the owner of, and/or to issue to Assignee in accordance with this instrument, all registrations having to do with the Trademarks and all applications, and renewals for any of the same;

3. This Assignment and all questions relating to its validity, interpretation, performance and enforcement shall be governed by and construed in accordance with the laws of the Commonwealth of Pennsylvania;

4. This Assignment shall be binding upon and inure to the benefit of the parties hereto and their respective successors and assigns; and

5. This Assignment contains the entire agreement and understanding of the parties hereto relating to the subject matter hereof, and merges and supersedes all prior and contemporaneous discussions, agreements and understandings of every nature between the parties

hereto relating to the subject matter hereof. This Assignment may not be changed or modified, except by an agreement in writing signed by each of the parties hereto.

**IN WITNESS WHEREOF**, the parties hereto have executed and delivered this Assignment as of the date first written above.

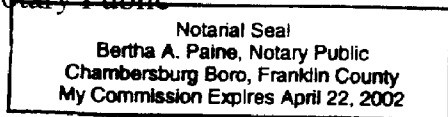
**TVC, INC.**

By: Barbara S. Persun  
Name: Barbara S. Persun  
Title: Vice President and Treasurer

Sworn to and Subscribed  
before me this 4<sup>th</sup> day of

September, 2001.  
Bertha A. Paine

Notary Public



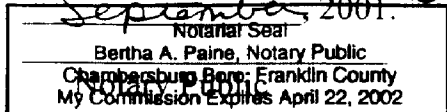
Member, Pennsylvania Association of Notaries

**MARC TALON, INC.**

By: Barbara S. Persun  
Name: Barbara S. Persun  
Title: Vice President

Sworn to and Subscribed  
before me this 4<sup>th</sup> day of

September, 2001. Bertha A. Paine



Member, Pennsylvania Association of Notaries

**MARC TALON, INC.**

By: \_\_\_\_\_  
Name: \_\_\_\_\_  
Title: \_\_\_\_\_

Sworn to and Subscribed  
before me this \_\_\_\_\_ day of \_\_\_\_\_, 2001.

Notary Public

**SCHEDULE A**

<b><u>Mark</u></b>	<b><u>Application/Registration No.</u></b>
MARATHON and Design	75/981,125

A-1

PHLEGAL- #1037533 v2 (M8KD01!.DOC)

**TRADEMARK**  
**REEL: 002372 FRAME: 0588**

**RE:   Recordation Form Cover Sheet - Trademarks Only**  
**Recordation of Assignment - TVC, Inc. to Marc Talon, Inc. dated September 4, 2001**  
**Serial No. 75/981,125**

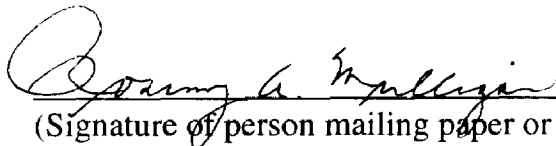
“EXPRESS MAIL” MAILING LABEL NUMBER: EL715949436US

DATE OF DEPOSIT: September 19, 2001

I HEREBY CERTIFY THAT THIS PAPER OR FEE IS BEING DEPOSITED WITH THE  
UNITED STATES POSTAL SERVICE “EXPRESS MAIL POST OFFICE TO ADDRESSEE”  
SERVICE UNDER 37 CFR 1.10 ON THE DATE INDICATED ABOVE AND IS  
ADDRESSED TO COMMISSIONER OF PATENTS AND TRADEMARKS, BOX  
ASSIGNMENTS, WASHINGTON, DC 20231.

Rosemary A. Mulligan

(Typed or printed name of person mailing paper or fee)



(Signature of person mailing paper or fee)

3000 Two Logan Square  
Eighteenth and Arch Streets  
Philadelphia, PA 19103-2799  
215.981.4000  
Fax 215.981.4750

215.981.4714  
schwartzm@pepperlaw.com

September 19, 2001

**EXPRESS MAIL NO. EL715949436US**

Commissioner of Patent & Trademarks  
BOX ASSIGNMENTS  
Washington, DC 20231

Re: Recordation of Assignment of United States Trademarks

Sir/Madam:

I enclose herewith the following documents:

1. An original and one copy of a Recordation Form Cover Sheet - Trademarks Only to record the assignment of application Serial No. 75/981,125;
2. A copy of the Assignment of United States Trademarks assigning the application listed on Schedule A from TVC, Inc. to Marc Talon, Inc. dated September 4, 2001; and
3. A check in the amount of \$40.00 for the required filing fee. The Commissioner is authorized to deduct any additional filing fees from deposit account No. 16-1322.

Please acknowledge receipt of the filing by time stamping the enclosed self-addressed return postcard.

Sincerely yours,



Mindy Ellis Schwartz

Enclosures

PHLEGAL: #1144293 v1 \_SXX01! WPD

Philadelphia

Washington, D.C.

Detroit

New York

Pittsburgh

Berwyn

Cherry Hill

Harrisburg

Princeton

Tysons Corner

Wilmington

www.pepperlaw.com

**TRADEMARK**  
**REEL: 002372 FRAME: 0590**

# RECORDATION FORM COVER SHEET TRADEMARKS ONLY

U.S. DEPARTMENT OF COMMERCE  
U.S. Patent and Trademark Office

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

## 1. Name of conveying party(ies):

**TVC, INC.**

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

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

## 3. Nature of conveyance:

- ☒ Assignment      ☐ Merger  
☐ Security Agreement      ☐ Change of Name  
☐ Other \_\_\_\_\_

Execution Date: September 4, 2001

## 2. Name and address of receiving party(ies)

Name: Marc Talon, Inc.

Internal Address: Suite 553

Street Address: 300 Delaware Avenue

City: Wilmington State: DE Zip: 19801

- ☐ Individual(s) citizenship \_\_\_\_\_  
☐ Association \_\_\_\_\_  
☐ General Partnership \_\_\_\_\_  
☐ Limited Partnership \_\_\_\_\_  
☐ Corporation-State California  
☐ Other \_\_\_\_\_

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)

**75981125**

B. Trademark Registration No.(s)

Additional number(s) attached ☐ Yes ☒ No

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

Name: Mindy Ellis Schwartz

Internal Address: Pepper Hamilton LLP

3000 Two Logan Square

Street Address: 18th & Arch Streets

City: Philadelphia State: PA Zip: 19103-2799

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:

(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.*

Mindy Ellis Schwartz

Name of Person Signing

Mindy Ellis Schwartz  
Signature

September 19, 2001

Date

Total number of pages including cover sheet, attachments, and document: 4

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