

12-19-2001

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

12/13/01

RECO TR 101921820

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

Tab settings

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

1. Name of conveying party(ies):  
Activa Marketing and Investment Group

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

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

2. Name and address of receiving party(ies)  
Name: WCI Communities, Inc.  
Internal  
Address: \_\_\_\_\_  
Street Address: 24301 Walden Center Drive  
City: Bonita Springs State: Florida Zip: 34134

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



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U.S. Patent & TMO/TM Mail Rcpt Dt. #70

3. Nature of conveyance:  
 Assignment       Merger  
 Security Agreement       Change of Name  
 Other \_\_\_\_\_

Execution Date: November 30, 2001

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)  
B. Trademark Registration No.(s)  
2,089,452

Additional number(s) attached  Yes  No

6. Total number of applications and registrations involved: 1

5. Name and address of party to whom correspondence concerning document should be mailed:  
Name: Susan L. Mizer, Esq.  
Internal Address: Arter & Hadden LLP  
1100 Huntington Building  
Street Address: 925 Euclid Avenue  
City: Cleveland State: Ohio Zip: 44115

7. Total fee (37 CFR 3.41) \$40.00  
 Enclosed  
 Authorized to be charged to deposit account

8. Deposit account number:  
50-0903  
(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.

Susan L. Mizer  
Name of Person Signing

Signature

12/13/01  
Date

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

12/18/2001 6T0N11 00000156 500903 2089452 01 FC:481 40.00 CH

TRADEMARK REEL: 002409 FRAME: 0445

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ASSIGNMENT

WHEREAS, ACTIVA MARKETING AND INVESTMENT GROUP, <sup>LLC</sup> (“Activa”), a Florida limited liability company having its principal offices at 19355 N.E. 36 Court, Suite 18K, Aventura, Florida 33180 has adopted, used, is using and is the owner of the trademarks, service marks, trade names, symbols and slogans (collectively, the “Trademarks”) attached hereto as Exhibit A.

WHEREAS, WCI COMMUNITIES, INC. (“WCI”), a Delaware corporation having its principal offices at 24301 Walden Center Drive, Bonita Springs, Florida 34134, is desirous of acquiring said Trademarks.

Now, THEREFORE, in consideration of the sum of fifty thousand dollars (\$50,000) and other good and valuable consideration, the receipt of which is hereby acknowledged, Activa hereby assigns to WCI all right, title and interest in the United States in and to said Trademarks and said registrations therefor, together with the goodwill of the business symbolized by said Trademarks and the registrations thereof, and all causes of action, claims, and demands or other rights for or arising from any infringement, including past infringements of the Trademarks.

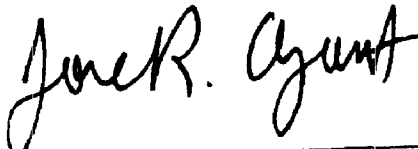
Activa will, at any time and from time to time, upon request of WCI and at WCI’s expense, do, execute, acknowledge, and deliver all such further acts and deeds, assignments, instruments of transfer or conveyance, registrations for assignments, powers of attorney and assurances as may be required for the assigning, assuring, and confirming to WCI, or to its successors and assigns, or for aiding and assisting in collecting and reducing to possession, any or all of the Trademarks intended to be assigned under this Assignment.

This Assignment is made by Activa without any representation or warranty of any kind whatsoever, including without limitation, any representation or warranty relating to the validity or enforceability or the status of the trademark filing.

This Assignment will be binding upon the successors, assigns, nominees, or other legal representatives of Activa.

Executed, this 30 day of NOVEMBER 2001.


ACTIVA MARKETING AND INVESTMENT GROUP, LLC

  
By: \_\_\_\_\_  
Name: JOSE R. AZOUT  
Title: PRESIDENT

STATE OF Florida )  
 ) SS:  
COUNTY OF Miami-Dade )

BEFORE ME, a Notary Public for said county personally appeared the above-named JOSE R. AZOUTIAS President of Activa, who acknowledged that he/she did sign the foregoing instrument and that the same is the free act and deed of said corporation, and his/her free act and deed personally and as such officer.

IN TESTIMONY WHEREOF, I have hereunto set my and official seal at Miami-Dade County, Florida, this 30 day of November, 2001.

  
\_\_\_\_\_  
Notary Public

