

01-14-2002



1.8.02

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RECORDATION SHEET

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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

Conveying Party

☐ Mark if additional names of conveying parties

Execution Date
Month Day Year

Name

Formerly

- ☐ Individual ☐ General Partnership ☐ Limited Partnership ☒ Corporation ☐ Association
- ☐ Other

☒ Citizenship/State of Incorporation/Organization

Receiving Party

☐ Mark if additional names of receiving parties attached

Name

DBA/AKA/TA

Composed of

Address (line 1)

Address (line 2)

Address (line 3)
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

01 14/2002 DBYRNE 00000155 76147395

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01 FC:481 40.00 OP
02 FC:482 125.00 OP

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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: 002420 FRAME: 0903

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

704-331-7400

Name

Myra Askins-Sullivan, Esq.

Address (line 1)

Kennedy Covington Lobdell & Hickman, LLP

Address (line 2)

100 N. Tryon Street, Suite 4200

Address (line 3)

Charlotte, North Carolina 28202-4006

Address (line 4)

Pages

Enter the total number of pages of the attached conveyance document including any attachments.

#

five

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)

76/147,395

Registration Number(s)

1,900,737

1,937,424

1,555,853

808,135

1,970,901

Number of Properties

Enter the total number of properties involved.

#

six

Fee Amount

Fee Amount for Properties Listed (37 CFR 3.41):

\$

165.00

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:

#

18-1215

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.

Myra Askins-Sullivan



October 15, 2001

Name of Person Signing

Signature

Date Signed

TRADEMARK ASSIGNMENT

THIS ASSIGNMENT is made this 3rd day of October, 2001, between LUCCHESI, INC., a Delaware corporation, ("Assignor") and AMERICAN WEST TRADING COMPANY, a Tennessee corporation ("Assignee").

WHEREAS, Assignor has adopted and used in the United States the trademarks, and owns the registrations and applications thereof, as listed in Schedule A attached hereto (the "Marks"); and

WHEREAS, in furtherance of the transactions contemplated by the Asset Purchase Agreement, dated as of October 3, 2001, by and between Assignor and Assignee, Assignee wishes to acquire all of Assignor's right, title and interest in and to the Marks, and the registrations and applications thereof, and the goodwill associated therewith;

NOW, THEREFORE, for good and valuable consideration, the receipt of which is hereby acknowledged, Assignor hereby assigns, transfers, and conveys unto Assignee, its successors and assigns, as successor to Assignor's business, all of its rights, title and interest in and to the Marks, whether statutory or at common law, including all registrations and applications thereof, together with the existing and ongoing business to which the Marks pertain as well as the goodwill of the business symbolized by the Marks, and the right to sue for, collect and retain all damages and profits and all other remedies for past infringements thereof.

ASSIGNOR agrees to execute any further papers and to do such other acts as may be necessary and proper to vest full title in and to the Marks and the good will of the business symbolized by the Marks, and the registrations and applications thereof.

The Commissioner of Patents and Trademarks of the United States is requested to issue the Certificates of Registration for the pending Marks to the Assignee upon registration.

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LUCCHESI, INC.

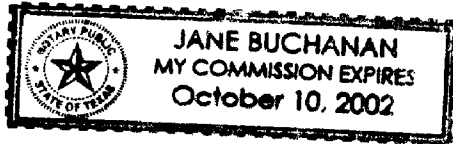
By: *John R. Tillotson*
Name: John R. Tillotson
Title: President & CEO

THE STATE OF TEXAS §
 §
COUNTY OF DALLAS §

The foregoing instrument was ACKNOWLEDGED and SUBSCRIBED AND
SWORN TO before me on the 3rd day of October, 2001, by
John R. Tillotson.

Jane Buchanan
Notary Public, State of Texas

[PERSONALIZED SEAL]



Sep-26-01 02:35pm From: HOLLAND & KNIGHT LLP 4 SOUTH

2028555564

T-865 P.005/005 F-813

United States	DAN POST GOLD ADVANTAGE	Registered			1900737	6-20-1995	12-20-2001 is the final deadline for Declaration of Use
United States	DAN POST	Registered			1937424	11-21-1995	6-21-2002 is the final deadline for Declaration of Use
United States	DAN POST	Registered	737779491	2-8-1989	1556853	9-12-1989	9-12-2009
United States	DAN POST	Renewed			808135	5-10-1985	5-10-2006
United States	DAN POST	Registered	747573474	9-14-1994	1970901	4-30-1996	4-30-2006
United States	ARENA BY DAN POST (and design)	Suspended	767147,395	10-13-2000			
Uruguay	DAN POST	Registered	265353		265353	3-12-1997	3-12-2007
Uruguay	DAN POST	Registered	252769		252769	12-16-1996	12-16-2006
Venezuela	DAN POST	Registered	99-005799	4-9-1999	P-217178	1-13-2000	1-13-2010
Vietnam	DAN POST	Registered	N-3203793	6-25-1993	11191	8-3-1994	3-25-2003

Country	Trademark	Status	Application Number	Filing Date	Registration Number	Registration Date	Renewal Deadline
Argentina	DAN POST	Registered	1767363	9-19-1990	1609647	3-31-1994	3-31-2004
Australia	DAN POST	Renewed	A600472		600472	4-16-1998	4-16-2010
Austria	DAN POST	Renewed			101197	11-30-1992	11-30-2002
Belarus	DAN POST	Renewed			00503	1-6-1985	1-6-2005
Bolivia	DAN POST	Registered		11-3-1993	69186C	9-11-1995	9-11-2005
Brazil	DAN POST	Registered	817791990	4-27-1994	81771990	10-1-1996	10-1-2006
Canada	DAN POST	Renewed	424168		236861	10-26-1979	10-26-2009
Chile	DAN POST	Registered	281364	8-1-1994	443,839	4-21-1996	4-21-2006
China	DAN POST	Registered	93037476	5-19-1993	712115	10-21-1994	10-21-2004
Colombia	DAN POST	Registered	94.00.4717	2-0-1994	166992	9-16-1994	9-16-2004
Dominican Republic	DAN POST	Registered	12743	4-6-1994	72337	6-15-1994	6-15-2014
Finland	DAN POST	Registered	140494	3-21-1994	140283	10-05-1995	10-05-2005
France	DAN POST	Registered			1322600	9-9-1985	9-9-2005
France	DP	Registered			1322699	9-9-1985	9-9-2005
Germany	DAN POST	Renewed			820968	9-29-1985	9-30-2005
Guatemala	DAN POST	Registered	69943	3-24-1999	102888	2-17-2000	2-17-2010
Honduras	DAN POST	Registered	1089793	11-3-1993	69987	6-6-1994	6-6-2004
Hong Kong	DAN POST	Renewed	1022393	9-27-1993	408696	9-27-2000	9-27-2014
India	DAN POST	Published	577437	7-21-1992			
Israel	DAN POST	Renewed			43438	12-21-1988	12-21-2011

Italy	DAN POST	Renewed	442077		209679	10-21-1965	10-21-2005
Japan	DAN POST	Registered	7769076	11-17-1976	1411412	3-28-1980	3-28-2010
South Korea	DAN POST	Registered	94-11593	3-23-1994	316710	7-7-1995	7-6-2005
Mexico	DAN POST	Renewed	82890	3-9-1990	423722	10-16-1992	8-6-2010
Norway	DAN POST	Registered			68542	3-24-1988	3-24-2006
Panama	DAN POST	Registered	074486	2-21-1995	74486	5-27-1996	5-27-2006
Puerto Rico	DAN POST	Renewed			20792	8-22-1987	8-22-2007
Saudi Arabia	DAN POST	Registered	29196	4-19-1995	369-34	2-28-1996	12-11-2004
Singapore	DAN POST	Registered	S/7567/93	9-25-1993	756/93	9-25-1993	9-25-2003
South Africa	DAN POST	Registered	B96/0711	1-23-1996	B96/0711	1-23-1995	1-23-2006
Spain	DAN POST	Renewed	483819	9-29-1965	483819	11-25-1969	9-29-2005
Sweden	DAN POST	Renewed			116049	4-22-1986	4-22-2006
Sweden	DAN POST	Renewed			116060	4-22-1986	4-22-2006
Switzerland	DAN POST	Registered			341994	9-27-1985	9-27-2005
Taiwan	DAN POST	Registered	82056792	11-18-1993	648914	5-16-1994	5-16-2004
Thailand	DAN POST	Registered	262768	3-30-1994	TM22971	12-30-1994	3-29-2004
United Kingdom	DAN POST	Renewed			1386220	6-17-1989	6-17-2006
United Kingdom (and shield design)	DAN POST	Renewed			1025485	2-22-1974	2-22-2005

Sep-28-01

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FROM-HOLLAND & KNIGHT LLP 4 SOUTH

2028555584

T-855 P.004/006 F-913

TRADEMARK

RECORDED: 01/08/2002

REEL: 002420 FRAME: 0909