

02-13-2002

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

Deering Acquisition, Inc. *1-24-02*

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

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

3. Nature of conveyance:

- Assignment
- Merger
- Security Agreement
- Change of Name
- Other See attached corrective

Execution Date: December 22, 1997

2. Name and address of receiving party(ies)

Name: Deering Ice Cream Company, Inc.

Internal Address: _____

Address: _____

Street Address: One Ice Cream Drive

City: Dunkirk State: NY Zip: 14048

- Individual(s) citizenship _____
- Association _____
- General Partnership _____
- Limited Partnership _____
- Corporation-State Delaware
- 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)

B. Trademark Registration No.(s)

1479120

Additional number(s) attached Yes No

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

Name: Amy Span Wergeles

Internal Address: _____

Street Address: Robinson & Cole LLP

280 Trumbull Street

City: Hartford State: CT Zip: 06103

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:

18-1685

Charge Deposit Account for additional fees

(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.

Amy Span Wergeles

Name of Person Signing

Amy Span Wergeles
Signature

January 24, 2002

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

02/13/2002 AWNEB1 00000024 1479120

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TRADEMARK
REEL: 002442 FRAME: 0240

Section 3 - Nature of Conveyance

Other - This is a corrective document of an assignment previously recorded on 4/2/99 at Reel/Frame 1882/0315. This request is to include TM Reg. No. 1479120 as part of the recordation.

Office of the Secretary of State

I, EDWARD J. FREEL, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY THE ATTACHED IS A TRUE AND CORRECT COPY OF THE CERTIFICATE OF AMENDMENT OF "DEERING ACQUISITION INC.", CHANGING ITS NAME FROM "DEERING ACQUISITION INC." TO "DEERING ICE CREAM COMPANY, INC.", FILED IN THIS OFFICE ON THE TWENTY-SECOND DAY OF DECEMBER, A.D. 1997, AT 11:46 O'CLOCK A.M.



A handwritten signature in cursive script, reading "Edward J. Freel".

Edward J. Freel, Secretary of State

2823480 8100

971442100

AUTHENTICATION: 8832288

DATE: 12-23-97

TRADEMARK
REEL: 002442 FRAME: 0242

CERTIFICATE OF AMENDMENT
TO THE
CERTIFICATE OF INCORPORATION
OF
DEERING ACQUISITION INC.

Deering Acquisition Inc. (the "Corporation"), a Delaware corporation organized and existing under and by virtue of the General Corporation Law of the State of Delaware,

DOES HEREBY CERTIFY:


FIRST: That the sole Shareholder and sole Director of said Corporation, adopted the following resolution proposing and declaring advisable the following amendment to the Certificate of Incorporation of said Corporation.

RESOLVED: That the Certificate of Incorporation of the Corporation be amended by changing the First Article thereof so that, as amended, said Article shall be and read as follows:

"The name of the corporation is Deering Ice Cream Company, Inc. "

SECOND: That the aforesaid amendment was duly adopted in accordance with the applicable provisions of Section 228 and 242 of the General Corporation Law of the State of Delaware.

IN WITNESS WHEREOF, James J. Greco, Chief Executive Officer of Deering Acquisition Inc. has caused this Certificate of Amendment to be executed this 17th day of December, 1997.


James J. Greco
Chief Executive Officer

HART1-685661-1

RECORDED: 01/24/2002

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