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03-11-2002

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To the Honorable Commissioner of Pa



102008789

ached original documents or copy thereof.

1. Name of conveying party(ies):

RUTA MAYA COFFEE CO., INC.
218 W. 4th Street

11-19-01

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

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

3. Nature of conveyance:

- Assignment Merger
- Security Agreement Change of Name
- Other

Execution Date: August 14, 2001

2. Name and address of receiving party(ies)

Name: RUTA MAYA ROYALTY, LTD.

Internal Address: 218 W. 4th Street

Street Address:

City: Austin State: TX ZIP: 78701

- Individual(s) citizenship
- Association
- General Partnership
- Limited Partnership Texas
- Corporation-State
- 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 patent number(s):

A. Trademark Application No.(s)

B. Trademark Registration No.(s)

1,665,169

Additional numbers attached? Yes No

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

Name: John E. Athey

Internal Address: 8140 N. Mopac; 2-150

Austin, TX 78759

Street Address:

City: _____ State: _____ ZIP: _____

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.

John E. Athey
Name of Person Signing

Signature

11/19/01
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 Patents & Trademarks, Box Assignments
Washington, D.C. 20231

TRADEMARK
REEL: 002457 FRAME: 0723

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Registrant/Applicant: RUTA MAYA ROYALTY, LTD.

Reg. No./Ser. No.: 1,665,169

Mark: RUTA MAYA®

APPOINTMENT OF DOMESTIC REPRESENTATIVE

BOX NO FEE

Assistant Commissioner for Trademarks 2900 Crystal Drive
Arlington, VA 22202-3513

Sir:

The firm of John E. Athey, Attorney at Law, whose postal address is 8140 N. Mopac, Bld. 2, Ste. 150, Austin, Texas 78759, is hereby designated as the registrant's/applicants's representative, upon whom notices of proceedings affecting the mark may be served.

Executed this 14 day of ^{August}~~July~~, 2001

RUTA MAYA ROYALTY, LTD.
Ruta Maya Holdings, LC
General Partner

By: _____

Ronald Dennie
Chief Executive Officer

ASSIGNMENT

This Assignment, effective as of October 5, 1998, is being made by and between RUTA MAYA COFFEE CO., INC. (ASSIGNOR), a Texas corporation located at 218 West 4th Street, Austin, Texas 78701 and RUTA MAYA ROYALTY, LTD. , (ASSIGNEE) a Texas limited partnership located at 218 West 4th Street, Austin, Texas 78701.

WHEREAS, RUTA MAYA, INC., DBA RUTA MAYA COFFEE COMPANY was granted the mark RUTA MAYA® (hereinafter designated as "the said mark");

AND WHEREAS, RUTA MAYA, INC., DBA RUTA MAYA COFFEE COMPANY has filed a Request to Correct Registrant's Name with United States Patent and Trademark Office on August 27, 1998;

AND WHEREAS, ASSIGNOR has adopted and is using the mark RUTA MAYA®; and has registered the said mark in the United States Patent and Trademark Office as follows:

Registration No. 1,665,169

RUTA MAYA

Issued November 19, 1991

WHEREAS, ASSIGNEE is desirous of acquiring all rights that ASSIGNOR has in and to the said mark, the registration thereof together with the goodwill of the business in connection with which the said mark is used and which is symbolized by the said mark, along with the right to recover for damages and profits for past infringements thereof;

NOW, THEREFORE, for good and valuable consideration, the receipt of which is hereby expressly acknowledged, ASSIGNOR does hereby sell, assign and transfer unto ASSIGNEE all right, title and interest in and to the said mark and the registration therefor, together with the goodwill of the business in connection with which the said mark is used and which is symbolized by the said mark, along with the right to recover damages and profits for past infringement thereof;

ASSIGNOR agrees to execute and deliver, at the request of ASSIGNEE, all papers, instruments and assignments; and to perform any other reasonable acts which the ASSIGNEE may require in order to vest all the ASSIGNOR's rights, title and interest in and to the said mark


Ruta Maya, Inc. to Ruta Maya Royalty, Ltd.

RUTA MAYA ®

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in ASSIGNEE and/or to provide evidence to support any of the foregoing in the event such evidence is in the possession and/or control of the ASSIGNOR.

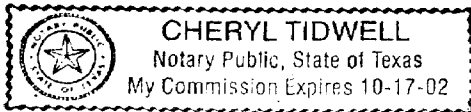
RUTA MAYA COFFEE CO., INC
aka RUTA MAYA, INC., DBA
RUTA MAYA COFFEE CO.


By: 
Its President

STATE OF TEXAS

COUNTY OF TRAVIS

On this 14th day of July, ^{August} 2001, before me appeared Timothy J. Sheehan, President of Ruta Maya Coffee Co., Inc., who signed this instrument in his capacity, who acknowledged that he signed it as his free act and deed and with authority to do so.




Notary Public
In and for the State of Texas

ASSIGNMENT

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Registration No. 1,665,169	RUTA MAYA	Issued November 19, 1991
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ASSIGNOR agrees to execute and deliver, at the request of ASSIGNEE, all papers, instruments and assignments, and to perform any other reasonable acts which the ASSIGNEE may require in order to vest all the ASSIGNOR's rights, title and interest in and to the said mark

in ASSIGNEE and/or to provide evidence to support any of the foregoing in the event such evidence is in the possession and/or control of the ASSIGNOR.

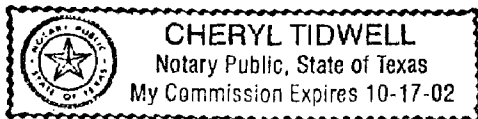
RUTA MAYA COFFEE CO., INC
aka RUTA MAYA, INC., DBA
RUTA MAYA COFFEE CO.

By: *Timothy J. Sheehan*
Its President

STATE OF TEXAS

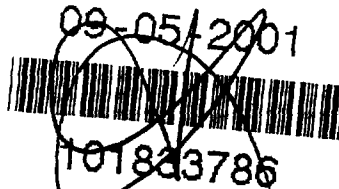
COUNTY OF TRAVIS

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Cheryl Tidwell
Notary Public
In and for the State of Texas

JOHN E. ATHEY



8140 N. MOPAC █ BLDG 2
SUITE 150
AUSTIN, TEXAS 78759-8860

Attorney at Law

(512) 345-8902
Fax (512) 346-8441
Email athey@law@onr.com

8-20-01

August 17, 2001



08-20-2001

U.S. Patent & TMO/™ Mail Rcpt Dt. #34

Assistant Commissioner for Trademarks
2900 Crystal Drive
Arlington, VA 22202-3513

Re: Registrant/Applicant: RUTA MAYA ROYALTY, LTD; .Reg. No./Ser. No.:1,665,169;
Mark: RUTA MAYA®

Dear Commissioner:

Please find enclosed:

- Assignment of the above Mark
- Appointment of Domestic Representative
- A check for \$40.00 for transfer fee.

Please file the assignment. Should there be questions, please contact me.

Sincerely yours,


John E. Athey

09/04/2001 TDIAZ1 00000071 1665169

01 FC:481

40.00 DP

RECORDED: 08/20/2001

TRADEMARK
REEL: 002457 FRAME: 0729