

04-08-2002

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



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

Tab settings

102047690

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

1. Name of conveying party(ies):

The Bank of California, N.A.

3-14-02

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

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

3. Nature of conveyance:

- Assignment
Security Agreement
Other
Merger
Change of Name

Execution Date: December 22, 1987

2. Name and address of receiving party(ies)

Name: Mariani Packing Company, Inc.

Internal Address:

Address:

Street Address: 500 Crocker Drive

City: Vacaville State: CA Zip: 95688

- 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
Additional name(s) & address(es) attached? Yes No

OFFICE OF PUBLIC RECORDS
2002 MAR 14 PM 12:13
FINANCE SECTION

4. Application number(s) or registration number(s):

A. Trademark Application No.(s)

B. Trademark Registration No.(s) 1,193,713

Additional number(s) attached Yes No

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

Name: Hopkins & Carley

Internal Address: Attn: Liza Garibaldi

Street Address: 70 S. First Street

City: San Jose State: CA Zip: 95113

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:

DO NOT USE THIS SPACE

9. Signature.

Gail M. Hashimoto, Esq.

Name of Person Signing

Signature

March 14, 2002

Date

Total number of pages including cover sheet, attachments, and document: 3

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

04/05/2002 TDIAZ1 00000120 1193713

01 FC:481

40.00 DP

TRADEMARK REEL: 002476 FRAME: 0886

ASSIGNMENT OF TRADEMARKS

WHEREAS, on July 22, 1985, MARIANI PACKING COMPANY, INC. ("MPC") assigned to THE BANK OF CALIFORNIA, National Association ("BankCal") the following trademarks now registered in the United States Patent and Trademark Office:

<u>Title</u>	<u>Application or Registration No.</u>	<u>Issue or Filing Date</u>
Mariani	1,198,114	June 15, 1982
Canny Scot	1,190,846	February 23, 1982
Mity-Nine	1,193,713	April 13, 1982
Canny Scot Plus Design	1,206,346	August 24, 1982

WHEREAS, the assignment to BankCal was for the purpose of securing the obligations of MPC under the Amendment and Restatement of Credit Agreement of the same date; and

WHEREAS, the obligations of MPC under the Amendment and Restatement of Credit Agreement have been satisfied.

For valuable consideration received, BankCal hereby grants and assigns to MPC BankCal's entire interest in the trademarks and their registration, including without limitation the proceeds thereof, the right to sue for past, present and future infringements, any rights corresponding thereto throughout the world and any reissues,

continuations, renewals, extensions and continuations-in-part thereof. This assignment is made by Bankcal without representation, warranty or recourse.

THE BANK OF CALIFORNIA, N.A.

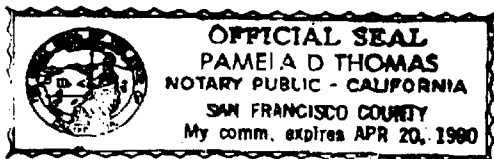
By James Washburn  
Title Vice President

**ACKNOWLEDGEMENT**

State of California )  
County of San Francisco ) ss.

On this 22 day of December, 1987, before me, Pamela D. Thomas, a notary public, personally appeared James Washburn, personally known to me or proved to me on the basis of satisfactory evidence to be the person who executed the within instrument, Assignment of Trademarks, as Vice President of the corporation therein named, and acknowledged to me that the corporation executed it.

IN WITNESS WHEREOF, I hereunto set my hand and official seal.



Pamela D. Thomas

Notary Public for the State of California

My commission expires: 4/20/90