

4-25-02

04-25-2002



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

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EET 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): RUTA MAYA COFFEE CO., INC. 4-25-02 Individual(s) Association General Partnership Limited Partnership Corporation-State Texas Other Additional name(s) of conveying party(ies) attached? Yes No

2. Name and address of receiving party(ies) Name: RUTA MAYA ROYALTY, LTD. Internal Address: P.O. Box 40626 Street Address: N/A City: Austin State: TX Zip: 78704 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 Additional name(s) & address(es) attached? Yes No

3. Nature of conveyance: Assignment Merger Security Agreement Change of Name Other Execution Date: August 14, 2001; effective October 5, 1998

4. Application number(s) or registration number(s): A. Trademark Application No.(s) 1,665,169 B. Trademark Registration No.(s) N/A Additional number(s) attached Yes No

5. Name and address of party to whom correspondence concerning document should be mailed: Name: James O. Houchins, Attorney at Law Internal Address: P.O. Box 6366 Street Address: N/A City: Austin State: TX Zip: 78762

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: N/A (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. James O. Houchins, Attorney Name of Person Signing for Parties Signature April 23, 2002 Date Total number of pages including cover sheet, attachments, and document: 3

04/25/2002 DBYRNE 00000252 1665169

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

TRADEMARK REEL: 002491 FRAME: 0547

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.

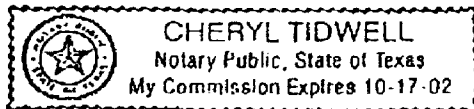
RUTA MAYA COFFEE CO., INC
aka RUTA MAYA, INC., DBA
RUTA MAYA COFFEE CO.


By: 
Its President

STATE OF TEXAS

COUNTY OF TRAVIS

On this 14th day of ^{August} July, 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