

05-20-2002



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

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Tab settings

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

1. Name of conveying party(ies): 5.13.02 Soci t  des Produits Nestl  S.A. [] Individual(s) [] Association [] General Partnership [] Limited Partnership [XX] Corporation-State: Switzerland [] Other Additional name(s) of conveying party(ies) attached? [] Yes [XX] No

2. Name and address of receiving party(ies) Name: Nestl  USA, Inc. Internal Address: Street Address: 800 North Brand Blvd. City: Glendale State: CA Zip: 91203 [] Individual(s) citizenship [] Association [] General Partnership [] Limited Partnership [X] 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 [X] No

3. Nature of conveyance: [X] Assignment [] Merger [] Security Agreement [] Change of Name [] Other Execution Date: December 19, 2001

4. Application number(s) or registration number(s): A. Trademark Application No.(s) See Attached B. Trademark Registration No.(s) See Attached Additional number(s) attached [XX] Yes [] No

5. Name and address of party to whom correspondence concerning document should be mailed: Name: Patrick C. Stephenson Internal Address: McGrath, North, Mullin & Kratz, P.C. Street Address: Suite 1400 One Central Park Plaza, 222 South Fifteenth Street City: Omaha State: NE Zip: 68102

6. Total number of applications and registrations involved: 12 7. Total fee (37 CFR 3.41): \$ 315.00 [XX] Enclosed [] Authorized to be charged to deposit account 8. Deposit account number:

OFFICE OF PUBLIC RECORDS MAY 13 AM 7:42 FINANCE SECTION

9. Signature. Patrick C. Stephenson Name of Person Signing [Signature] Signature 5/1/02 Date [5] Total number of pages including cover sheet, attachments, and document: 5

05/17/2002 GT0N11 00000269 75918829 01 FC:481 40.00 OP 02 FC:482 275.00 OP

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

TRADEMARK REEL: 002509 FRAME: 0262

Attachment to Recordation Form Cover Sheet
(Form PTO-1594)

Application Number(s) or Registration Number(s)

Continuation of Item 4.

APPLICATIONS:

<u>Serial No.</u>	<u>Trademark</u>
75/918,829	BREAK OUT OF YOUR SHELL
76/077,300	CORNIDOS LOCOS
76/077,301	MAIZE CRAZE
76/077,302	THEY'RE NOT JUST SOMETHING TO EAT. THEY'RE SOMETHING TO DO.
76/298,268	SNACKTIVITY
76/052,878	SUN CRISP

REGISTRATIONS:

<u>Reg. No.</u>	<u>Trademark</u>
582,656	DAVID & SONS
1,335,725	DAVID
1,133,244	SUNFLOWER DESIGN
1,335,726	SUNFLOWER DESIGN
1,141,887	SUNFLOWER KERNELS DESIGN
2,047,362	SUN CRISP

ASSIGNMENT OF UNITED STATES TRADEMARKS

WHEREAS, Société des Produits Nestlé S.A., a corporation organized under the laws of Switzerland ("Seller"), is the owner of all right, title and interest in the trademarks identified in Attachment A (the "Trademarks"); and

WHEREAS, Nestlé USA, Inc., a corporation organized under the laws of the State of Delaware ("Buyer"), desires to acquire all right, title and interest in the Trademark;

NOW, THEREFORE, for valuable consideration, the receipt and sufficiency of which is hereby acknowledged, Seller hereby assigns and transfers to Buyer all of its right, title and interest in and to the Trademarks, together with the corresponding trademark registration and all goodwill associated therewith.

IN WITNESS WHEREOF, this Assignment of United States Trademarks has been signed
as of this 19th day of December, 2001.

SOCIÉTÉ DES PRODUITS NESTLÉ S.A.

By: Gilbert

Name: JEAN-PIERRE MAEDER

Title: AUTHORIZED REPRESENTATIVE

ATTACHMENT A

REGISTRATIONS

<u>TRADEMARK</u>	<u>REGIS. NO.</u>	<u>ISSUE DATE</u>
DAVID	1,335,725	May 14, 1985
DAVID & SONS	582,656	Nov. 24, 1953
SUNFLOWER DESIGN	1,133,244	Apr. 15, 1980
SUNFLOWER DESIGN	1,335,726	May 14, 1985
SUNFLOWER KERNELS DESIGN	1,141,887	Nov. 25, 1980
SUN CRISP	2,047,362	Mar. 25, 1997

APPLICATIONS

<u>TRADEMARK</u>	<u>SERIAL NO.</u>	<u>DATE FILED</u>
BREAK OUT OF YOUR SHELL	75/918,829	Feb. 14, 2000
CORNIDOS LOCOS	76/077,300	June 26, 2000
MAIZE CRAZE	76/077,301	June 26, 2000
THEY'RE NOT JUST SOMETHING TO EAT. THEY'RE SOMETHING TO DO.	76/077,302	June 26, 2000
SNACKTIVITY	76/298,268	Aug. 13, 2001
SUN CRISP	76/052,878	May 22, 2000

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(Assignment of United States Trademarks)