

05-29-2002

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):

The Red Wing Company, Inc.

- ☐ 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 \_\_\_\_\_

Execution Date: December 31, 2001

2. Name and address of receiving party(ies)

Name: The Carriage House Companies, Inc.  
Internal \_\_\_\_\_  
Address: \_\_\_\_\_

Street Address: 196 Newton Street

City: Fredonia State: NY Zip: 14063

- ☐ 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) \_\_\_\_\_

Additional number(s) attached ☒ Yes ☐ No

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

Name: Alexandra N. DeNeve

Internal Address: Kirkland &amp; Ellis

Street Address: 200 East Randolph Street

Suite 4800

City: Chicago State: IL Zip: 60601

6. Total number of applications and registrations involved: 32

7. Total fee (37 CFR 3.41): \$ 815.00

- ☒ Enclosed  
☐ Authorized to be charged to deposit account  
any over or underpayment

8. Deposit account number:

22-0440

DO NOT USE THIS SPACE

9. Signature.

Alexandra N. DeNeve

Name of Person Signing

Signature

Date

Total number of pages including cover sheet, attachments, and document: 7

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Mail documents to be recorded with required cover sheet information to:  
Commissioner of Patent & Trademarks, Box Assignments  
Washington, D.C. 2023101 FC:481  
02 FC:48240.00 OP  
775.00 OPTRADEMARK  
REEL: 002514 FRAME: 0725

# UNITED STATES TRADEMARK APPLICATIONS

TRADEMARK NO.	FILING DATE	TRADEMARK
76/308,022	August 31, 2001	MARTHA'S GARDEN

# UNITED STATES TRADEMARK REGISTRATIONS

TRADEMARK NO.	REGISTRATION DATE	TRADEMARK
2,507,521	November 13, 2001	FUN DOTS
2,181,589	August 11, 1998	OUR FAMILY RECIPE
2,243,902	May 4, 1999	BY THE BAY
2,220,526	January 26, 1999	HIGHLY HORSERADISH
2,199,968	October 27, 1998	TAILGATER'S CHOICE
2,465,890	July 3, 2001	OUR FAMILY RECIPE
2,105,529	October 14, 1997	MAJOR PETERS'
2,160,870	May 26, 1998	GREAT WEST
2,076,310	July 1, 1997	FUN STRIPES
2,044,563	March 11, 1997	SALAD SPLENDOR
1,695,478	June 16, 1992	PRIMIATO
1,754,566	February 23, 1993	SALAD PREMIER
1,589,145	March 27, 1990	BRIGHT DAY
1,604,847	July 3, 1990	EST. 1811 MARTIN GILLET COMPANY INC. (Design)
1,612,203	September 4, 1990	OLD FAMILY RECIPE
1,581,752	February 6, 1990	MARTIN GILLET & CO., INC. ESTABLISHED 1811
1,563,587	October 31, 1989	BRANDING IRON
1,462,136	October 20, 1987	LA JUNTA
1,463,788	November 3, 1987	LA JUNTA (Design)
1,348,390	July 9, 1985	OLD FAMILY RECIPE
1,099,713	August 15, 1978	RED WING
809,643	June 7, 1996	RED WING
818,786	November 15, 1966	AMERICAN MAID
638,148	December 4, 1956	RED WING
938,180	July 18, 1972	ROADSIDE FARMS
510,076	May 24, 1949	HOUSE OF LORDS

<b>TRADEMARK NO.</b>	<b>REGISTRATION DATE</b>	<b>TRADEMARK</b>
803,500	February 8, 1966	PURITAN
637,802	November 27, 1966	STRATFORD FARMS
739,471	October 16, 1962	CARRIAGE HOUSE
739,108	October 9, 1982	ROBB ROSS
656,899	January 7, 1958	AMERICAN MAID

# Delaware

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*The First State*

I, HARRIET SMITH WINDSOR, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY THE ATTACHED IS A TRUE AND CORRECT COPY OF THE CERTIFICATE OF OWNERSHIP, WHICH MERGES:

"THE RED WING COMPANY, INC.", A DELAWARE CORPORATION,

WITH AND INTO "THE CARRIAGE HOUSE COMPANIES, INC." UNDER THE NAME OF "THE CARRIAGE HOUSE COMPANIES, INC.", A CORPORATION ORGANIZED AND EXISTING UNDER THE LAWS OF THE STATE OF DELAWARE, AS RECEIVED AND FILED IN THIS OFFICE THE TWENTY-EIGHTH DAY OF DECEMBER, A.D. 2001, AT 1 O'CLOCK P.M.

AND I DO HEREBY FURTHER CERTIFY THAT THE EFFECTIVE DATE OF THE AFORESAID CERTIFICATE OF OWNERSHIP IS THE THIRTY-FIRST DAY OF DECEMBER, A.D. 2001, AT 11:59 O'CLOCK P.M.

A FILED COPY OF THIS CERTIFICATE HAS BEEN FORWARDED TO THE NEW CASTLE COUNTY RECORDER OF DEEDS.

0827249 8100M

010675573



*Harriet Smith Windsor*  
Harriet Smith Windsor, Secretary of State  
AUTHENTICATION: 1537186

DATE: 01-03-02

TRADEMARK  
REEL: 002514 FRAME: 0729

**CERTIFICATE OF OWNERSHIP AND MERGER  
MERGING  
THE RED WING COMPANY, INC.  
INTO  
THE CARRIAGE HOUSE COMPANIES, INC.**

The Carriage House Companies, Inc. ("Carriage House"), a corporation organized and existing under the laws of the State of Delaware,

**DOES HEREBY CERTIFY:**

**FIRST:** That Carriage House was incorporated on the 28<sup>th</sup> day of July, 1976, pursuant to the General Corporation Law of the State of Delaware.

**SECOND:** That Carriage House owns all of the outstanding shares of the stock of The Red Wing Company, Inc. ("Red Wing"), a corporation incorporated on the 6<sup>th</sup> day of January, 1977, pursuant to the General Corporation Law of the State of Delaware.

**THIRD:** That Carriage House, by the following resolution of its Board of Directors, duly adopted by the unanimous written consent of its members, filed with the minutes of the Board on the 28<sup>th</sup> day of December, 2001, determined to and did merge into itself said Red Wing:

**RESOLVED,** that The Carriage House Companies, Inc. merge, and it hereby does merge into itself The Red Wing Company, Inc. and assumes all of its obligations;

**FURTHER RESOLVED,** that the merger shall become effective on December 31, 2001 at 11:59 p.m.;

**FURTHER RESOLVED,** that the terms and conditions of the merger are as follows:

Effective December 31, 2001 (the "Effective Date"), The Red Wing Company, Inc. ("Red Wing") shall be merged with and into The Carriage House Companies, Inc. ("Survivor") and the separate existence of Red Wing shall cease, with the effect that Survivor shall thereupon and thereafter possess and be vested with all the rights, privileges, immunities, franchises, causes of action and property, and be responsible and liable for all the liabilities and obligations, of each of Red Wing and Survivor. On the Effective Date of the merger, all the outstanding stock of Red Wing shall be cancelled and the outstanding stock of Red Wing and Survivor shall consist solely of the outstanding stock of Survivor. From and after the Effective Date, the Certificate of Incorporation and Bylaws of the Survivor shall remain the Certificate of Incorporation and Bylaws of Red Wing. This plan of merger may be rescinded at any time prior to the Effective Date by direction of a majority of the board of either corporation.

**FURTHER RESOLVED**, that the proper officer of this corporation be, and hereby is, directed to make and execute a Certificate of Ownership and Merger setting forth a copy of the resolution to merge said Red Wing and assume its liabilities and obligations, and the date of adoption thereof, and to cause the same to be filed with the Secretary of State and to do all acts and things whatsoever, whether within or without the State of Delaware, which may be in anyway necessary or proper to effect said merger.

**IN WITNESS WHEREOF**, said The Carriage House Companies, Inc. has caused this Certificate to be signed by R. W. Lockwood, its Secretary this 28<sup>th</sup> day of December, 2001.

**THE CARRIAGE HOUSE COMPANIES, INC.**

R. W. Lockwood /s/  
By: \_\_\_\_\_  
R. W. Lockwood  
Secretary

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