

11



06-18-2002

06-03-2002

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

R



ET

U.S. Patent & TMO/TM Mail Rcpt Dt. #26

E je

Tab settings -> -> ->

102125456

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

1. Name of conveying party(ies):  
**Indian Industries, Inc.** 6-3-02

Individual(s)       Association  
 General Partnership       Limited Partnership  
 Corporation-State, **Indiana**  
 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: April 16, 2002

2. Name and address of receiving party(ies)  
Name: IMPEX, Inc.  
Internal Address: \_\_\_\_\_  
Street Address: 14777 Don Julian Road  
City: City of Industry State: California Zip: 91746

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  
(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)  
863,075 1,182,301 1,233,749 1,324,748  
~~1,413,480 1,502,915~~

Additional number(s) attached  Yes  No

6. Total number of applications and registrations involved: 6

5. Name and address of party to whom correspondence concerning document should be mailed:  
Name: Harold R. Woodard  
Internal Address: Woodard, Emhardt, Naughton,  
Moriarty & McNett  
Street Address: Bank One Center Tower  
111 Monument Circle, Suite 3700  
City: Indianapolis State: Indiana Zip: 46204

7. Total fee (37 CFR 3.41).....\$165  
 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.*  
Harold R. Woodard H.R. Woodard May 31, 2002  
Name of Person Signing      Signature      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

1:mlb:171081

TRADEMARK  
REEL: 002527 FRAME: 0380

40.00 IP  
125.00 IP  
06/17/2002 L MUELLER 00000223 063075  
01 FC-461  
02 FC-462



06-03-2002

U.S. Patent & TMOtc/TM Mail Rcpt Dt. #26

## ASSIGNMENT

WHEREAS, Indian Industries, Inc., an Indiana corporation d/b/a Escalade Sports, located at 817 Maxwell Avenue, Evansville, Indiana, was on or about September 15, 1997, the owner of the entire right, title and interest in the following marks and their registrations:

APEX, U.S. Registration 1,324,748,  
CIRCUIT, U.S. Registration 863,075,  
BODYCYCLE, U.S. Registration 1,182,301,  
MONSTER, U.S. Registration 1,233,749,  
MONSTER, U.S. Registration 1,413,480 and  
MARCY, U.S. Registration 1,502,915

WHEREAS, said trademarks and their registrations, together with the goodwill of the business symbolized by said marks, were duly sold, assigned and transferred on or about September 15, 1997 to IMPEX Inc., a California corporation, whose principal business address is 14777 Don Julian Road, City of Industry, California 91746, and

WHEREAS, it is desired to confirm the aforesaid sale, assignment and transfer of said marks, their Registrations, and the goodwill of the business symbolized by the marks, and to make the same a matter of record in the United States Patent and Trademark Office:

NOW, THEREFORE, TO ALL WHOM IT MAY CONCERN

Be it known that for and in consideration of the sum of One and No/100 Dollars (\$1.00) and other good and valuable consideration, said Indian Industries, Inc. hereby acknowledges as of September 15, 1997, the aforesaid sale, assignment and transfer, and by these presents does sell, assign and transfer unto IMPEX Inc. the entire right, title and interest in and to said trademarks and their Registrations, together with the goodwill of the business symbolized by said marks, together with all rights of action, in law or in equity, for any past or future infringement thereof.

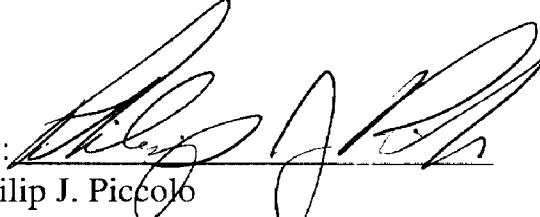
Said trademarks and their registrations are to be held and enjoyed by IMPEX Inc. for its own use and benefit and for its successors and assigns to the full end of the present or extended term for which said registrations have been granted, as fully and entirely as the

same would have been held by Indian Industries, Inc. if this assignment and sale had not been made.

This assignment shall be, and it is hereby made, effective as of the 15<sup>th</sup> day of September, 1997.


IN WITNESS WHEREOF, Indian Industries, Inc. has caused these presents to be signed and executed by Philip J. Piccolo, its Vice President of Marketing, on this 16<sup>th</sup> day of April, 2002.

Indian Industries, Inc.

By:   
Philip J. Piccolo  
Vice President of Marketing

STATE OF INDIANA )  
 ) SS:  
COUNTY OF VANDERBURGH )

Subscribed and sworn to before me, a Notary Public in and for said county and state, on this 16<sup>th</sup> day of April, 2002.

  
Notary Public

My Commission Expires:  
7-14-2008

My County of Residence is:  
Vanderburgh

Matter No. 1077-39  
1:mlb:159550