



07-02-2002



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Form PTO-1594  
(Rev. 03/01)  
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To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

<p>1. Name of conveying party(ies): Marglen Industries, Inc. <i>6-26-02</i></p> <p><input type="checkbox"/> Individual(s)      <input type="checkbox"/> Association  <input type="checkbox"/> General Partnership      <input type="checkbox"/> Limited Partnership  <input checked="" type="checkbox"/> Corporation-State  <input type="checkbox"/> Other _____</p> <p>Additional name(s) of conveying party(ies) attached? <input type="checkbox"/> Yes <input type="checkbox"/> No</p>	<p>2. Name and address of receiving party(ies) Name: <u>Beaulieu Group, LLC</u> Internal Address: _____ Address: _____ Street Address: <u>1502 Coronet Drive</u> City: <u>Dalton</u> State: <u>GA</u> Zip: <u>30722</u></p> <p><input type="checkbox"/> Individual(s) citizenship _____  <input type="checkbox"/> Association _____  <input type="checkbox"/> General Partnership _____  <input type="checkbox"/> Limited Partnership _____  <input type="checkbox"/> Corporation-State _____  <input checked="" type="checkbox"/> Other <u>Limited Liability Corp.-Georgia</u></p> <p>If assignee is not domiciled in the United States, a domestic representative designation is attached: <input type="checkbox"/> Yes <input type="checkbox"/> No  (Designations must be a separate document from assignment)  Additional name(s) &amp; address(es) attached? <input type="checkbox"/> Yes <input type="checkbox"/> No</p>
<p>3. Nature of conveyance:  <input type="checkbox"/> Assignment      <input type="checkbox"/> Merger  <input type="checkbox"/> Security Agreement      <input type="checkbox"/> Change of Name  <input checked="" type="checkbox"/> Other <u>Nunc Pro Tunc Deed of Assignment</u></p> <p>Execution Date: <u>June 18, 2002</u></p>	<p>4. Application number(s) or registration number(s):</p> <p>A. Trademark Application No.(s) B. Trademark Registration No.(s) <u>1,989,160 and 1,609,880</u></p> <p>Additional number(s) attached <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p>
<p>5. Name and address of party to whom correspondence concerning document should be mailed: Name: <u>Nancy L. Hankin, Esq.</u> Internal Address: _____ Street Address: <u>Sutherland Asbill &amp; Brennan LLP</u> <u>1275 Pennsylvania Avenue, N.W.</u> City: <u>Washington</u> State: <u>D.C.</u> Zip: <u>20004-2415</u></p>	<p>6. Total number of applications and registrations involved: ..... <span style="border: 1px solid black; padding: 2px;">1</span></p> <p>7. Total fee (37 CFR 3.41).....\$ <u>65.00</u>  <input checked="" type="checkbox"/> Enclosed  <input type="checkbox"/> Authorized to be charged to deposit account</p> <p>8. Deposit account number: <u>19-5029 -- if necessary</u> (Attach duplicate copy of this page if paying by deposit account)</p>
<b>DO NOT USE THIS SPACE</b>	
<p>9. Statement and signature. <i>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.</i></p> <p><u>Nancy L. Hankin, Esq.</u>      <i>Nancy L. Hankin</i>      <u>June 26, 2002</u> Name of Person Signing      Signature      Date</p> <p>Total number of pages including cover sheet, attachments, and document: <span style="border: 1px solid black; padding: 2px;">3</span></p>	

07/01/2002 6TOM11 00000067 1989160  
01 FC:481 40.00 DP  
02 FC:482 25.00 DP

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

**TRADEMARK**  
**REEL: 002536 FRAME: 0294**

## NUNC PRO TUNC DEED OF ASSIGNMENT

THIS ASSIGNMENT ("Assignment") is made nunc pro tunc as of the 1st day of April, 2002, between MARGLEN INDUSTRIES, INC., a corporation organized under the laws of Georgia ("the Assignor"), and BEAULIEU GROUP, LLC, a limited liability company organized under the laws of Georgia, with its principal place of business at 1502 Coronet Drive, Dalton, Georgia 30720, U.S.A. ("the Assignee").

### Background:

- A. The Assignor was the proprietor of the trademarks CALADIUM, Registration No. 1,609,880, and EARTHGUARD, Registration No. 1,989,160 ("the Assigned Marks").
- B. As of April 1, 2002, the Assignee acquired all of the Assignor's rights in and to:
  - (a) the Assigned Marks,
  - (b) any registration or pending application for registration for it, and
  - (c) the goodwill associated with the Assigned Marks.
- c. The Assignee now wishes to have this agreement commemorated in this document.

NOW, THEREFORE, in and for consideration of the sum of \$10.00, the Assignor affirms that it sold, assigned, and transferred to the Assignee all right, title and interest in and to the Assigned Marks, along with the goodwill of the business related to the goods and services for which the Assigned Marks are registered, and all rights that the Assignor has enjoyed, including the right to sue for past infringement, all to be held and enjoyed by the Assignee, its successors, and assigns.

The Assignor agrees to give, execute and/or deliver any document, notice, agreement or other evidence of assignment as may be necessary, in the Assignee's reasonable judgment, to evidence or effectuate the foregoing.

**MARGLEN INDUSTRIES, INC.**


By: 

Name: Carl M. Bouckaert, Chief Executive Officer

Date: June 18, 2002

### Notary Seal

On June 18, 2002, Carl M. Bouckaert, Chief Executive Officer of MARGLEN INDUSTRIES, INC., personally known to me, signed his name above.

  
Julia Davidson, Notary Public

Whitfield County, Georgia

My commission expires: April 14, 2006