

REC

08-09-2002



TO THE ASSISTANT COMMISSIONER OF PATENT:

102184143

original documents or copy thereof.

1. Name of conveying party(ies): (If multiple assignors, list numerically) *MLP 8902*

Robert Friedel Gesellschaft Mit Beschraenkter Haftung

- Individual
- General Partnership
- Limited Partnership
- Corporation - Country - Germany
- Other:

Additional name(s) of conveying party(ies) attached?
 Yes No

2. Name and address of receiving party(ies):

Name: Rübezahl Koch Schokoladen GmbH
Internal Address:
Street Address: Kirchheimer Strasse 189
City: 73265 Dettingen Country: Germany

- Individual
- General Partnership
- Limited Partnership
- Corporation - German
- 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) and address(es) attached?
 Yes No

3. Nature of conveyance:

- Assignment
- Merger
- Security Agreement
- Change of Name
- Other:

Execution Date: (If multiple assignors, list execution dates in numerical order corresponding to numbers indicated in 1 above) July 12, 2002

4. Application number(s) or registration number(s):

- a. Trademark Application No(s):
- b. Trademark Registration No:
1,761,560

Additional numbers attached? Yes No

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

Name: Catherine J. Holland
KNOBBE, MARTENS, OLSON & BEAR, LLP
Customer No. 20,995
Internal Address: Fourteenth Floor
Street Address: 2040 Main Street
City: Irvine State: CA ZIP: 92614
Attorney's Docket No.: GLEIS3.002TUS

7. Total fee (37 CFR 1.21(h)): \$40

- Enclosed
- Authorized to be charged to deposit account

8. Deposit account number: 11-1410

Please charge this account for any additional fees which may be required, or credit any overpayment to this account.

6. Total number of applications and registrations involved:
1

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.

Catherine J. Holland
Name of Person Signing

[Signature]
Signature

8/6/02
Date

Total number of pages including cover sheet, attachments and document: 3

Mail documents to be recorded with required cover sheet information to:

08/09/2002 TDIAZ1 00000123 1761560
01 FC:481 40.00 DP

U.S. Patent and Trademark Office
Attn: Assignment Division
Crystal Gateway-4
1215 Jefferson Davis Highway, Suite 320
Arlington, VA 22202

TRADEMARK
REEL: 002558 FRAME: 0338

GLEIS3.002GUS

TRADEMARK

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

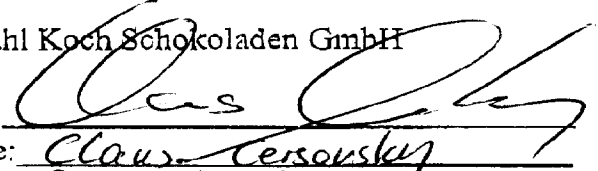
Registrant : Rübezahl Koch Schokoladen)
 GmbH)
)
 Reg. No. : 1,761,560)
)
 Registered : March 30, 1993)
)
 Mark : HOLLY)
)
)

DESIGNATION OF DOMESTIC REPRESENTATIVE

Assistant Commissioner for Trademarks
 2900 Crystal Drive
 Arlington, VA 22202-3513
 ATT: BOX RESPONSES NO FEE

Dear Sir:

Catherine J. Holland of Knobbe, Martens, Olson & Bear, LLP, 620 Newport Center Drive, 16th Floor, Newport Beach, California 92660, is hereby designated Applicant's representative upon whom notices of proceedings affecting the mark may be served.

Rübezahl Koch Schokoladen GmbH
 By: 
 Name: Claus Tersonsky
 Title: General Manager
 DEUTSCHE BANK 611 700 76
 Account-No. 0715755
 Swift-Code deutde ss 612

Dated: 07.09.02

GLEIS3.002GUS

CONFIRMATION OF ASSIGNMENT AND TRADEMARK ASSIGNMENT

This Confirmation of Assignment and Trademark Assignment (hereinafter referred to as "Assignment") is by and between Robert Friedel Gesellschaft Mit Beschraenkter Haftung, a German corporation having a place of business at Max-Eyth-Strasse 12, 71394 Kernen/Stuttgart, Germany (hereinafter referred to as "ASSIGNOR"), and Rubezahl Koch Schokoladen GmbH, a German corporation having a place of business at Kirchheimer Strasse 189, 73265 Dettingen, Germany (hereinafter referred to as "ASSIGNEE").

WHEREAS, ASSIGNOR has adopted, used, and until June 10, 2002 was using the trademark HOLLY, and to the best of its knowledge and belief, was the owner of the trademark and all other rights appurtenant thereto, including, but not limited to, all common law rights, trade name rights, causes of action, and the right to recover for past infringement (hereinafter collectively referred to as "Trademark") worldwide,

WHEREAS, ASSIGNOR acquired goodwill associated with and symbolized by said Trademark and did not abandon the same;

WHEREAS, ASSIGNOR is the owner of federal trademark Registration No. 1,761,560 relating to the Trademark (hereinafter referred to as "Registration");

WHEREAS, ASSIGNEE was and is desirous of acquiring all rights, title, and interest in and to the Trademark and Registration worldwide; and

WHEREAS, ASSIGNOR is willing to assign, and did assign by means of an Assignment dated June 10, 2002 to ASSIGNEE, all rights, title, and interest as ASSIGNOR possessed or may possess in and to the Trademark and Registration worldwide;

NOW, THEREFORE, for good and adequate consideration, the receipt and sufficiency of which is hereby acknowledged, ASSIGNOR confirms that it did assign and sell, and hereby assigns and sells, to ASSIGNEE all rights, title, and interest as ASSIGNOR possessed or may possess in and to the following:

- (1) the Trademark;
- (2) the Registration; and

the goodwill symbolized by said Trademark and Registration, concurrent with the transfer of certain tangible assets as indicia of said goodwill.

Executed at Stgt, Germany, this 12 day of July, 2002

Robert Friedel Gesellschaft Mit Beschraenkter Haftung
 a German corporation having a place of business at
 Max-Eyth-Strasse 12, 71394 Kernen, Germany
 By: [Signature]
 Name: Wolfgang Illig
 Title: attorney

Executed at _____ Germany, this 9 day of July, 2002

Rubezahl Koch Schokoladen GmbH
 a German corporation having a place of business at
 Kirchheimer Strasse 189, 73265 Dettingen, Germany
 By: [Signature]
 Name: Claus Ciesorsky
 Title: General Manager

