

08-13-2002

RECOI  
T



102188460

Our Refs.: 35-65, 35-85, 35-100, 35-129, 35-135, 35-146, 35-148, 35-162 and 35-176

Commissioner of Patents and Trademarks  
Box Assignments, Washington, DC 20231

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

1. Name of conveying party(ies): Waldemar Behn GmbH & Co. KG *8-7-02*

Individual(s)  Association  
 General partnership  Limited Partnership  
 Corporation-State:  
 Other: corporation of Germany

3. Nature of conveyance:  
 Assignment  Merger  
 Security Assignment  Change of Name  
 Other: \_\_\_\_\_

2. Name and address of receiving party(ies):  
 Name: GeVeMa GmbH  
 Internal Address: \_\_\_\_\_  
 Street Address: Niewark 3  
 City: 24340 Eckernforde  
 State/Country: GERMANY  
 Zip: \_\_\_\_\_

Individual(s) citizenship  
 Association  
 General Partnership  
 Limited Partnership  
 Corporation-State  
 Other corporation of Germany

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

Execution Date: May 17, 2002

4. Application number(s) or registration number(s):  
 If this document is being filed together with a new application, the execution date of the application is: \_\_\_\_\_

A. Trademark Application No.(s)	B. Trademark Registration No.(s)
(1) 75/646,326	(1) 1,937,023 (4) 2,372,057 (7) 2,530,951
(2) <del>75/643,503</del>	(2) 2,201,648 (5) 2,317,268
(3)	(3) 2,110,595 (6) 2,338,169

Additional numbers attached?  Yes  No

5. Name and address of party to whom correspondence concerning document should be mailed:  
 Name: Donna J. Bunton  
 Internal Address: \_\_\_\_\_  
 Street Address: Nixon & Vanderhye P.C.  
1100 North Glebe Road  
8th Floor  
 City Arlington State: VA Zip: 22201

6. Total number of applications and registrations involved: 9

7. Total fee (37 CFR 3.41) \$ 240.00  
 Enclosed  
 Authorized to be charged to deposit account #14-1140

8. The Commissioner is hereby authorized to charge any deficiency in the fee(s) filed, or asserted to be filed, or which should have been filed herewith (or with any paper thereafter filed in this application by this firm) to our Account No. 14-1140.

08/13/2002 TBIAZ1 00000074 75646326  
01 FC:481 40.00 DP  
02 FC:482 200.00 DP

DO NOT USE THIS SPACE

9. Statements 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.

Donna J. Bunton *Donna J. Bunton* August 7, 2002  
 Name of Person Signing Signature Date

Total number of pages including cover sheet, attachments and document: 14

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Trademark Application of:	)	Atty. Ref. 35-148
	)	
GeVeMa GmbH	)	
	)	
Serial No.: 75/646,326	)	
	)	
Filed: February 23, 1999	)	
	)	
Mark: NANTUCKET MIST	)	

DESIGNATION OF DOMESTIC REPRESENTATIVE

Assistant Commissioner  
for Trademarks  
2900 Crystal Drive  
Arlington, VA 22202-3513

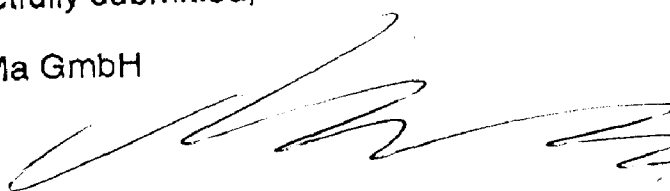
Sir:

Nixon & Vanderhye P.C., whose postal address is 1100 North Glebe Road, 8<sup>th</sup> Floor, Arlington, Virginia 22201-4714, and Larry S. Nixon, Arthur R. Crawford, James T. Hosmer, Robert W. Faris, Robert W. Adams, Richard G. Bessa, Mark E. Nusbaum, Michael J. Keenan, Bryan H. Davidson, Stanley C. Spooner, Robert A. Rowan, Leonard C. Mitchard, Duane M. Byers, Jeffry H. Nelson, Donna J. Bunton, John R. Lastova, H. Warren Burnam, Jr., Mary J. Wilson, J. Scott Davidson, Alan M. Kagen, Michael E. Crawford, Robert A. Molan, B. J. Sadoff, James D. Berquist, Updeep S. Gill, Jonathon T. Reavill, Michael J. Shea, Donald L. Jackson, Sherri L. Scharmach, Michelle N. Lester, Frank P. Presta, Joseph S. Presta, Joseph A. Rhoa, Raymond Y. Mah, Chris Comuntzis and Gary R. Tanigawa are designated as GeVeMa GmbH's representatives on whom notices or processes in proceedings affecting the above-identified mark may be served.

Respectfully submitted,

GeVeMa GmbH

By:

  
Name: RUEDIGER BEHN  
Title: MANAGING DIRECTOR

Date: 17<sup>th</sup> July, 2002

## ASSIGNMENT

WHEREAS, Waldemar Behn GmbH & Co. KG, a corporation of Germany, having its principal place of business at Niewark 3, 24340 Eckernförde, Germany (hereinafter referred to as "Assignor"), has adopted, used and is using, and is the owner of the trademarks shown in Exhibit A hereto;

WHEREAS, GeVeMa GmbH, a corporation of Germany having its principal place of business at Niewark 3, 24340 Eckernförde, Germany (hereinafter referred to as "Assignee"), has acquired all of Assignor's rights, title and interest in and to the trademarks shown in Exhibit A hereto, the goodwill symbolized thereby and the United States registrations thereof, and is desirous of confirming and making of record said acquisition;

WHEREAS, Assignor has intended to use the marks shown in Exhibit B hereto in commerce and has filed applications in the U.S. Patent and Trademark Office indicating that intention, but has not filed allegations of use under Section 1(c) or 1(d) of the Trademark Act. Assignor has assigned the marks shown in Exhibit B as part of the entire business or portions thereof to which the marks pertain as required by 15 U.S.C. § 1060;

WHEREAS, Assignee has acquired all of Assignor's rights, title and interest in and to the marks shown in Exhibit B hereto, the goodwill symbolized thereby, and the United States pending applications for said marks, and is desirous of confirming and making of record said acquisition;

644421

NOW, THEREFORE, for and in consideration of the sum of One Dollar (\$1.00) and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Assignor confirms that on 17.5.02 it sold, assigned, transferred and conveyed and does hereby sell, assign, transfer and convey to Assignee, nunc pro tunc as of \_\_\_\_\_, all rights, title and interest in and to the trademarks shown in Exhibits A and B hereto, the goodwill symbolized thereby and the United States registrations and applications thereof.

Waldemar Behn GmbH & Co. KG

By: 

Name: RUEDIGER BEHN

Title: MANAGING DIRECTOR

Date: 17.7.02

EXHIBIT A

<b>MARK</b>	<b>REG. No.</b>	<b>REG. DATE</b>
KLEINER FEIGLING (Stylized)	1,937,023	November 21, 1995
KLEINER FEIGLING & Design	2,201,648	November 3, 1998
Fried Egg Bottle Design	2,110,595	November 4, 1997
NOBÉL (Stylized)	2,372,057	August 1, 2000
DRINKVERGNUGEN	2,317,268	February 8, 2000
LI BAI	2,338,169	April 4, 2000
DOOLEY'S	2,530,951	January 15, 2002

644421

EXHIBIT B

MARK	SERIAL NO.	FILING DATE
NANTUCKET MIST	75/646,326	February 23, 1999
ORIGINAL RADEBERGER BITTER & Design	75/843,563	November 8, 1999

644421