

08-16-2002

B-16-02

FORM PTO-1594

REC



U.S. DEPARTMENT OF COMMERCE

(Rev. 03/01)

Patent and Trademark Office

102191938

To the Honorable Commissioner of Patents and Trademarks, Please record the attached original document or certified copy thereof.

1. Name of conveying Party(ies):  
**Yardley of London (U.S.), L.L.C.**

Individual       Association  
 General Partnership       Limited Partnership  
 Corporation-      State - \_\_\_\_\_  
 Other limited liability company

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

2. Name and Address of receiving Party(ies):  
Name: Muelhens GmbH & Co. K.G.  
Internal Address: \_\_\_\_\_  
Street Address: Venloer Strasse 241-245  
City: Köln      State Germany      Zip Code D-50823

Individual(s) Citizenship  
 Association  
 General Partnership  
 Limited Partnership  
 Corporation-State  
 Other German Kommanditgesellschaft

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

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

Execution Date: November 30, 2001

4. Application number(s) or registration number(s):  
A. Trademark Application No.(s)

B. Trademark Registration No.(s)  
2483626  
Additional sheet attached?       Yes       No

5. Name and address of party to whom correspondence concerning this matter should be mailed:  
  
**Bingham B. Leverich, Esq.**  
**Covington & Burling**  
**1201 Pennsylvania Avenue, N.W.**  
**Washington, D.C. 20004**

Attorney Docket No.      027091.00002

6. Total number of applications and registrations involved: 1

7. Total fee (37 CFR 3.41).....\$ 40  
 Enclosed  
 Authorized to be charged to deposit account

8. Deposit Account No.: 033412

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.*

Kristina Rosette      Kristina Rosette      15 August 2002  
Name of Person Signing      Signature      Date  
**Kristina Rosette**

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

08/16/2002 TDIAZI 00000991 033412 2483626  
01 FC:481 40.00 CH  
WASHINGTON 226112v1

TRADEMARK  
REEL: 002564 FRAME: 0161

2,483,626

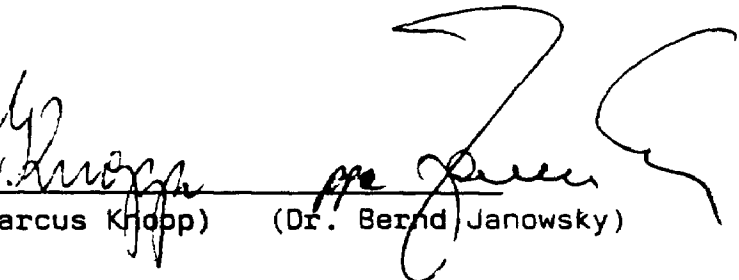
UNITED STATES PATENT AND TRADEMARK OFFICE

MÜLHENS GMBH & CO. KG,  
also known as MUELHENS GMBH & CO. KG,  
(a German Kommanditgesellschaft)  
Venloer Strasse 241-245,  
D-50823 Köln, Germany

**Designation Of Domestic Representative**

Bingham B. Leverich, Kathleen T. Gallagher-Duff, Marie A. Lavalleye, and Kristina Rosette, whose postal address is Covington & Burling, 1201 Pennsylvania Avenue, N.W., Washington, D.C. 20004-2401, and Albert L. Wells, whose postal address is Covington & Burling, 1330 Avenue of the Americas, New York, NY 10019, are hereby appointed Registrant's representatives upon whom notices or process in the proceedings affecting the registrations may be served. Please address all correspondence to the attention of Bingham B. Leverich, Esq., Covington & Burling, 1201 Pennsylvania Avenue, N.W., Washington, D.C., 20004-2401 (Tel. No. (202) 662-5188).

By:

  
Name: (Marcus Knopp) (Dr. Bernd Janowsky)

Title: **Company Secretaries**

Date: 4th March 2002



## ASSIGNMENT OF MARKS

This Assignment of Marks ("Assignment") is made as of November 30, 2001, by and between YARDLEY OF LONDON (U.S.), L.L.C., a Delaware limited liability company ("Assignor"), and MUELHENS GMBH & CO. KG, a German corporation ("Assignee").

WHEREAS, Assignor is the owner of the trademarks and registrations and applications identified in Schedule A attached hereto (collectively, the "Marks"); and

WHEREAS, pursuant to a certain Asset Purchase Agreement dated November 30, 2001 (the "Asset Purchase Agreement"), Assignor has agreed to transfer to Assignee the Marks and all goodwill associated therewith; and

WHEREAS, Assignor affirms the representations and warranties made by Assignor in the Asset Purchase Agreement;

NOW THEREFORE, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the parties covenant and agree as follows.

1. Assignment. Assignor hereby assigns to Assignee, and Assignee hereby accepts from Assignor, all rights, title, and interest in and to the Marks and the goodwill of the business symbolized by the Marks.

2. Further Action. Assignor further covenants and agrees, at the reasonable request of Assignee and at no additional expense to Assignor, to execute and deliver any further documents and to take all further actions necessary to enable Assignee to become the owner of record of the Marks and to secure the benefits of the rights hereby assigned.

IN WITNESS WHEREOF, each of the parties have caused this Assignment to be duly executed and delivered as of the day and year first above written.

YARDLEY OF LONDON (U.S.), L.L.C.

By: *Ge L. Majoros, Jr.*

Name: GEORGE L. MAJOROS, JR.

Title: PRESIDENT

SWORN TO AND SUBSCRIBED before me this 30 day of November, 2001.

*Mary Gioia*  
Notary Public

MARY GIOIA  
Notary Public, State of New York  
No. 24-4939931  
Qualified in Kings County  
Commission Expires August 1, 20\_\_

My commission expires 8/1/02

MUELHENS GMBH & CO. KG

By: *ppa. Knopp / Schulz*

Name: Marcus Knopp / Heinz-Joachim Schultner

Title: General Counsel Vice President Finance & Administration

SWORN TO AND SUBSCRIBED before me this 11 day of December, 2001.

\_\_\_\_\_  
Notary Public

My commission expires \_\_\_\_\_

SCHEDULE A  
TRADEMARKS AND REGISTRATIONS AND APPLICATIONS

U.S. Federal

<u>Trademark</u>	<u>Reg./App. Number</u>
CITRUS CHEER	Reg. 2,304,698 ✓
ENGLISH ROSE	Reg. 2,483,626
FLAIR	Reg. 731,285 ✓
FREESIA ESSENCE	Reg. 2,374,022 ✓
JASMINE BLOOM	App. 76/044,854 ✓
Miscellaneous Design (Three Figures)	Reg. 667,872 ✓
Miscellaneous Design (Three Figures)	Reg. 669,402 ✓
PEACH ELEGANCE	Reg. 1,853,985 ✓
PEAR BLOSSOM	Reg. 2,170,140 ✓
RASPBERRY BOUQUET	Reg. 1,903,324 ✓
Y (Stylized)	Reg. 1,860,226 ✓
Y (Stylized)	Reg. 2,373,383 ✓
YARDLEY	Reg. 1,470,317 ✓
YARDLEY and Design	Reg. 2,446,688 ✓
YARDLEY BATH SHOPPE	Reg. 1,850,174 ✓
YARDLEY BLACK LABEL (Stylized)	Reg. 764,428 ✓
YARDLEY ENGLISH LAVENDER and Design	Reg. 2,448,617 ✓
YARDLEY ORIGINAL (Stylized)	Reg. 919,892 ✓
YARDLEY OF LONDON	Reg. 1,549,739 ✓

Delaware

<u>Trademark</u>	<u>Reg. Number</u>
DELICATE ROSE	Reg. 17,829
ESSENCE OF SPRING	Reg. 17,825
PEACH ELEGANCE	Reg. 17,828
YARDLEY	Reg. 17,821
YARDLEY BATH SHOPPE	Reg. 17,823
YARDLEY ENGLISH LAVENDER	Reg. 17,827
YARDLEY OF LONDON	Reg. 17,822

**Common Law**

**Trademark**

NATURE'S SLICES

NATURE'S DROPS

YARDLEY LONDON & Design

UR.Nr. 2279/2001

On 11st day of december, 2001 before me, a Notary personally appeared

- a) Mr. Marcus K n o p p , profession General Counsel,
- b) Mr. Heinz-Joachim S c h u l t n e r , dealer,

known to me by the persons who have executed the hereunto annexed declaration on behalf of Muelhens GmbH & Co. KG with our office at Venloer Straße 241 - 245, D-50823 Köln, Germany.

I have seen the Constitution of the said Company and certify that Mr. Marcus Knopp and Mr. Heinz-Joachim Schultner are authorized to execute the annexed declaration on behalf of the said company.

I certify that the declaration so executed is binding on Muelhens GmbH & Co. KG under its Constitution and the laws of Germany.

11st of december 2001

Notary 

<u>Wert:</u>	<u>00.--</u>
<u>§ 45 I</u>	<u>20.--</u>
<u>§ 58 I</u>	<u>0.--</u>
<u>§ 150</u>	<u>25.--</u>
<u>§ 152</u>	<u>10.--</u>
	<u>66.10</u>
<u>MwSt 16 %</u>	<u>10,58</u>

Sa.: 76,68

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Notary: 