

1-31-92

Patent and Trademark Office

To the Honorable Commissioner of



ed original documents or copy hereof.

1. Name of conveying party(ies):

The Men's Wearhouse, Inc.

- Individual(s) Association
- General Partnership Limited Partnership
- Corporation-State Texas
- Other _____

102209701

address of receiving party(ies):

Name: TMW Licensing II, Inc.

Address: 40650 Encyclopedia Circle
Fremont, CA 94538-2453

- Individual(s) citizenship _____
- Association _____
- General Partnership _____
- Limited Partnership _____
- Corporation-State California
- Other _____

Additional name(s) of conveying party(ies)

Attached Yes No

8.7.02

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) & addresses attached?

Yes No

3. Nature of conveyance:

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

Execution Date: August 1, 2002

A. Trademark Application No.(s)

B. Trademark Registration No.(s).

BARACUTA (Reg. No. 2,563,949)

Additional Numbers attached? Yes No

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

Name: Mark N. Mutterperl
 Internal Address: Fulbright & Jaworski L.L.P.
 Street Address: 666 Fifth Avenue
 City: New York State: NY Zip: 10103

6. Total number of applications and registration involved: 1

7. Total fee (37 CFR 3.41) \$ 40.00
 Enclosed
 Authorized to be charged to deposit account
 (Only if total fee is not sufficient)

8. Deposit account number:
[NUMBER] 50.0624 Order No.: 09904055
 (Attach duplicate copy of this page if paying by deposit account)

DO NOT USE THIS SPACE

09/04/2002 JFALLAN2 00000002 2563949

01 FC:481

40.00 OP

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.

Mark N. Mutterperl

August 5, 2002

Signature

Date

Name of Person Signing

09/04/2002 JFALLAN2

01 FC:581

Total number of pages comprising cover sheet: 1

OMB No. 0651-0011 (exp. 4/94)


TRADEMARK ASSIGNMENT

WHEREAS, The Men’s Wearhouse, Inc., a corporation organized under the laws of the State of Texas, having a place of business at 5803 Glenmount, Houston, Texas 77081 - United States of America, (“Assignor”) owns the following mark: BARACUTA, which is registered in the United States Patent and Trademark Office, Registration No.: 2,563,949, issued April 23, 2002, (the “Mark”); and

WHEREAS, TMW Licensing II, Inc., a corporation organized under the laws of the State of California, having a place of business at 40650 Encyclopedia Circle, Fremont, CA 94538-2453 (“Assignee”), desires to acquire the Mark and the registration thereof;

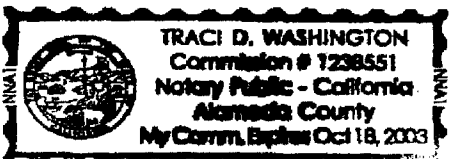
NOW THEREFORE, for all good and valuable consideration, receipt of which is hereby acknowledged, Assignor hereby assigns unto Assignee all of its rights, title and interest in and to the Mark, together with the goodwill of the business symbolized by the Mark and the registration thereof.

The Men’s Wearhouse, Inc.

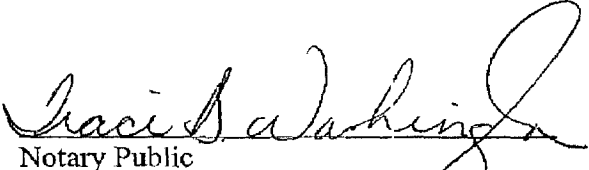
By: 
 Name: Kathleen A. Miller
 Title: Vice President

STATE OF California)
) ss.:
 COUNTY OF Alameda)

On the 1 day of August, 2002, before me personally came Kathleen A. Miller, to me known to be the individual described in, and who executed, the foregoing instrument, and acknowledged that he/she executed the same.



SEAL


 Notary Public

#25185278v1<