

10-15-2002

Commissioner of Patents & Trademarks

Washington, D.C. 20231

FORM PTO-1618A

RE



U.S. DEPARTMENT OF COMMERCE

(Rev. 6-99)

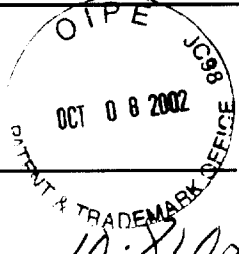
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Patent and Trademark Office

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

1. Submission Type

- New
 - Resubmission (Non-Recordation)
 - Correction of PTO Error
 - Corrective Document
- Document ID # _____
 Reel # _____ Frame # 10-8102
 Reel # _____ Frame # _____



2. Name of Conveying Party(ies):

Frozen Specialties, Inc.
720 Barre Road
Archbold, Ohio 43502-0410

3. Name and Address of Receiving Party(ies):

Name: **FSI Acquisition, Inc.**
c/o Citicorp Venture Capital, Ltd.
Street Address: **399 Park Avenue, 14th Floor**
City: **New York**
State: **New York** Zip: **10022**

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

- Individual(s)
- Association
- General Partnership
- Limited Partnership
- Corporation-State **Delaware**
- Other: _____

Additional Name(s) of conveying attached? Yes No

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

4. Nature of conveyance:

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

Execution Date: **June 3, 1994**

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

A. Trademark Applicant No.(s)

B. Trademark Registration No.(s): **1,346,548; 1,335,761; 1,097,642; 965,688; and 676,421**

Additional Sheet attached? Yes No

6 Name and address of party to whom correspondence concerning this matter should be mailed:

CUSTOMER NUMBER 00136
JACOBSON HOLMAN
400 7th Street, N.W.
Washington, DC 20004
Tel. 202-638-6666

Attorney Docket No. **A-00777**

7. Number of applications and registrations involved: **5**

8. Total fee (37 CFR 3.41)..... \$ **140.00**

- Enclosed
- Any deficiencies in enclosed fees are authorized to be charged to account **06-1358**

DO NOT USE THIS SPACE

10/11/2002 LMUELLER 00000308 1346548

01 FC:481
02 FC:482

40.00 OP
100.00 OP

10. 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.

Leesa N. Weiss
Name of Person Signing

Leesa N. Weiss
Signature

October 8, 2002
Date

Total number of pages excluding cover sheet: **3**

ASSIGNMENT OF TRADEMARK

WHEREAS, Frozen Specialties, Inc., a Delaware corporation, whose principal address is 720 Barre Road, Archbold, Ohio 43502-0410 (hereinafter "Assignor") has adopted, used and/or is using the trademarks set forth on the attached **Schedule A** (hereinafter referred to as the "Marks"); and

WHEREAS, FSI Acquisition, Inc., a Delaware corporation whose principal address is c/o Citicorp Venture Capital, Ltd., 399 Park Avenue, 14th Floor, New York, New York 10022 (hereinafter "Assignee") desires to acquire any and all rights that Assignor may have in and to the Marks (including the registrations issued by the United States Patent and Trademark Office and identified on **Schedule A** and all renewals and extensions thereof), together with the goodwill of the business in connection with which the Marks are used and which is symbolized by the Marks;

NOW, THEREFORE, for good and valuable consideration, receipt of which is hereby acknowledged, Assignor does hereby assign unto Assignee all of Assignor's right, title and interest in and to the Marks (including without limitation, the registrations issued by the United States Patent and Trademark Office identified on **Schedule A** and all renewals and extensions thereof), together with the goodwill of the business in connection with which the Marks are used and which is symbolized by the Marks and the right to recover for damages and profits for past infringements thereof.

Assignor hereby covenants and agrees that it shall cease and refrain from all use of the Marks in all countries of the world as of the date hereof.

Assignor agrees to execute and deliver, at the request of the Assignee, such papers, instruments, and assignments, as the Assignee may reasonably require in order to vest Assignor's rights, title, and interest in and to the Marks in the Assignee.

Dated: June 1st, 1994

FROZEN SPECIALTIES, INC.

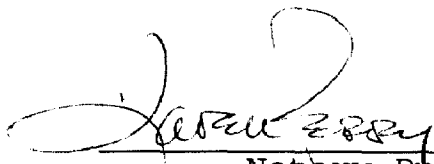
By: Ray Chung
Name: Ray Chung
Title: Executive Vice Presid.

02301.0017

Corporate Acknowledgement Form

STATE OF NEW YORK)
) SS.:
COUNTY OF NEW YORK)

On this 3rd day of June, 1994, before me personally came Ray Chung to me known, who being by me duly sworn did depose and say that he/~~she~~ is the Executive Vice President of Frozen Specialties, Inc, the corporation described in and which executed the foregoing instrument; and that he/she signed his/her name thereto by order of the Board of Directors of said corporation.



Notary Public

KAREN PERRY
Notary Public, State of New York
No. 4775844
Qualified in New York County
Commission Expires Aug. 31, 1994

02301.0017

R&O-66728.1

SCHEDULE A

<u>MARK</u>	<u>REG. NO.</u>	<u>CLASS</u>	<u>REG. DATE</u>
GOLDEN TOPPING	1,346,548	30	07/02/85
Man on Roller Skates Design	1,335,761	30	05/14/85
FOX DE LUXE	1,097,642	30	07/25/78
MR. P'S	965,688	30 32	08/07/73
LAMBRECHT	722,310	42	10/03/61
G-W and Design	676,421	30	03/31/59

02301.0017

R&O-66728.1

RECORDED: 10/08/2002

**TRADEMARK
REEL: 002598 FRAME: 0004**