

10-16-2002

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U.S. DEPARTMENT OF COMMERCE U.S. Patent and Trademark Office

Tab settings -> -> ->

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

1. Name of conveying party(ies): Marsh Supermarkets, Inc. 9-19-02
Individual(s) Association
General Partnership Limited Partnership
Corporation-State Indiana
Other
Additional name(s) of conveying party(ies) attached? Yes No

2. Name and address of receiving party(ies)
Name: Trademark Holdings, Inc.
Internal Address:
Street Address: 1105 North Market, Suite 1300
City: Wilmington State: Delaware Zip: 19801
Individual(s) citizenship
Association
General Partnership
Limited Partnership
Corporation-State Delaware
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) & address(es) attached? Yes No

3. Nature of conveyance:
Assignment Merger
Security Agreement Change of Name
Other
Execution Date: September 16, 2002

4. Application number(s) or registration number(s):
A. Trademark Application No.(s)
B. Trademark Registration No.(s) 2,542,770
Additional number(s) attached Yes No

5. Name and address of party to whom correspondence concerning document should be mailed:
Name: Harold R. Woodard
Internal Address: Woodard, Emhardt, Naughton, Moriarty & McNett
Street Address: Bank One Center/Tower 111 Monument Circle, Suite 3700
City: Indianapolis State: Indiana Zip: 46204-5137

6. Total number of applications and registrations involved: 1
7. Total fee (37 CFR 3.41) \$40.00
Enclosed
Authorized to be charged to deposit account
8. Deposit account number:
(Attach duplicate copy of this page if paying by deposit account)

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.
Harold R. Woodard
Name of Person Signing Signature Date 9/16/02
Total number of pages including cover sheet, attachments, and document: 3

Mail documents to be recorded with required cover sheet information to: Commissioner of Patent & Trademarks, Box Assignments Washington, D.C. 20231

Document No. 183689

Matter No. 1063-212

10/16/2002 GT0N11 00000129 2542770

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TRADEMARK REEL: 002598 FRAME: 0985

ASSIGNMENT

WHEREAS, Marsh Supermarkets, Inc., an Indiana corporation located at 9800 Crosspoint Boulevard, Indianapolis, Indiana 46256-3350 was on or about April 5, 2002, the owner of record of Trademark Registration No. 2,542,770 for MCNAMARA as shown by the Patent and Trademark Office records, and

WHEREAS, said trademark, the Certificate of Registration thereof, together with the goodwill of the business symbolized by said mark were duly sold, assigned and transferred on or about the 2nd day of March, 2002, to Trademark Holdings, Inc., a Delaware corporation, located at 1105 N. Market, Suite 1300, Wilmington, Delaware 19801, and

WHEREAS, it is desired to confirm the aforesaid sale, assignment and transfer of said mark, Certificate of Registration and the goodwill of the business symbolized by the mark, and to make the same a matter of record in the United States Patent and Trademark Office:

NOW, THEREFORE, TO ALL WHOM IT MAY CONCERN

Be it known that for and in consideration of the sum of One and No/100 Dollars (\$1.00) and other good and valuable consideration said Marsh Supermarkets, Inc., hereby acknowledges as of the 2nd day of March, 2002, the aforesaid sale, assignment and transfer, and by these presents does sell, assign and transfer unto Trademark Holdings, Inc., the entire right, title and interest in and to the trademark MCNAMARA its Certificate of Registration No. 2,542,770 together with the goodwill of the business symbolized by said mark, together with all rights of action, in law or in equity, for any past or future infringement thereof.

Said trademark and its registration are to be held and enjoyed by Trademark Holdings, Inc., for its own use and benefit and for its successors and assigns to the full end of the present or extended term for which said Certificate of Registration has been granted, as fully and entirely as the same would have been held by Marsh Supermarkets, Inc., if this assignment and sale had not been made.

This assignment shall be, and it is hereby made, effective as of the 2nd day of March, 2002.

IN WITNESS WHEREOF Marsh Supermarkets, Inc., has caused these presents to be signed and executed by Harold R. Woodard, its Attorney, as of the 16th day of September, 2002.

Marsh Supermarkets, Inc.

By: *Harold R. Woodard*
Harold R. Woodard
Attorney for Registrant

STATE OF INDIANA)
) SS:
COUNTY OF MARION)

Subscribed and sworn to before me, a Notary Public in and for said county and state, on this 16th day of September, 2002.

Lisa M. Kilgore
Notary Public

My Commission Expires:

My County of Residence is:

LISA M KILGORE
NOTARY PUBLIC STATE OF INDIANA
MARION COUNTY
MY COMMISSION EXPIRES 09/19/2007



Matter No. 1063-212
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