

11-26-2002



102293267

or copy thereof.

To the Honorable Commissioner of Patents and Trade.

1. Name of conveying party(ies):

Eckerd Corporation

Individual(s)  Association

10-31-02

General Partnership  Limited Partnership

Corporation - Delaware

Other \_\_\_\_\_

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

3. Nature of Conveyance:

Assignment  Merger

Security Agreement  Change of Name

Other \_\_\_\_\_

Execution Date: October 23, 2002

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

A. Trademark Application No.(s)

B. Trademark Registration No.(s)

1,630,260

Additional numbers attached?  Yes  No

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

Jordan S. Weinstein, Esquire  
OBLON, SPIVAK, McCLELLAND, MAIER & NEUSTADT, P.C.  
Attorneys at Law  
Fourth Floor  
1755 Jefferson Davis Highway  
Arlington, Virginia 22202  
OSMMN Ref: 230227US56

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: 50-2014  
(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.

Jordan S. Weinstein  
Name of Person Signing

Signature

October 31, 2002  
Date

Total number of pages, including cover sheet, attachments, and document: 5

Mail documents to be recorded with required cover sheet information to:

11/26/2002 LMUELLER 00000018 1630260

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40.00

Commissioner of Patents and Trademarks  
Box Assignments  
Washington, D.C. 20231

**ASSIGNMENT**

WHEREAS ECKERD CORPORATION, a Delaware corporation ("Eckerd"), located and doing business at 8333 Bryan Dairy Road, Largo, Florida 33777, is the owner of the "TOBACCO PLACE" trademark (the "Mark") which is registered with the United States Patent and Trademark Office, Registration Number 1630260, dated January 1, 1991; and

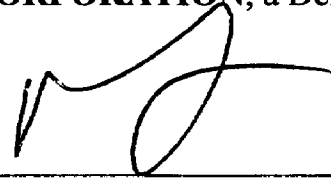
WHEREAS J. C. NEWMAN CIGAR COMPANY ("J. C. Newman"), located and doing business at 2701 16<sup>th</sup> Street, Tampa, Florida 33605, is desirous of acquiring said Mark and registration;

NOW, THEREFORE, in consideration of and in exchange for Ten Dollars (\$10.00) and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, Eckerd does hereby assign unto J. C. Newman all its right, title, and interest in and to the Mark, together with the goodwill of the business symbolized by the Mark, and the above-identified trademark registration thereof.

Eckerd warrants and represents that it has made no prior assignment or granted any license of the above-identified registration, and that there exists no mortgage, lien, or other encumbrance upon such registration, and that it has received no notices of, nor is it aware of, any claims by third parties of prior rights in and to the said Mark.

This Assignment is executed this 23rd day of October, 2002.

**ECKERD CORPORATION**, a Delaware corporation



By: \_\_\_\_\_  
Name: Robert E. Lewis  
Title: Vice President and General Counsel

State of Florida  
County of Pinellas

Sworn to and subscribed before me this 23rd day of October, 2002, by Robert E. Lewis, as Vice President and General Counsel of Eckerd Corporation, a Delaware corporation, on behalf of the corporation. He is  personally known by me, or  produced the following identification: \_\_\_\_\_ (check one).

*Diedra E. Cleveland*  
\_\_\_\_\_  
Notary Public

My Commission Expires:



Diedra E. Cleveland  
Commission # CG 863823  
Expires Aug. 17, 2003  
Bonded Thru  
Atlantic Bonding Co., Inc.