

12-06-2002

ET

Docket No.:

31279

.Y



Tab settings

To the Honorable Commissioner of Pat

102303485

attached original documents or copy thereof.

1. Name of conveying party(ies):

BUSHNELL CORPORATION

12-2-02

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

Additional names(s) of conveying party(ies)  Yes  No

3. Nature of conveyance:

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

Execution Date: August 21, 2002

2. Name and address of receiving party(ies):

Name: BUSHNELL PERFORMANCE OPTICS

Internal Address:

Street Address: 9200 Cody

City: Overland Park State: KS ZIP: 66214

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

If assignee is not domiciled in the United States, a domestic designation is  Yes  N  
(Designations must be a separate document from Additional name(s) & address(es)  Yes  N

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

A. Trademark Application No.(s)

76/100,787

Additional numbers

B. Trademark Registration No.(s)

Yes  No

RECEIVED SECTION 11 9 20

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

Name: Hovey Williams LLP

Internal Address:

Street Address: 2405 Grand Boulevard

Suite 400

City: Kansas City State: MO ZIP: 64108

6. Total number of applications and registrations involved:.....

1

7. Total fee (37 CFR 3.41):.....\$ 540.00

- Enclosed
- Authorized to be charged to deposit account

8. Deposit account number:

19-0522

DO NOT USE THIS SPACE

12/05/2002 DBYRNE 00000135 76100787

40.00/DP

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.

Thomas B. Luebbering

Name of Person Signing

Signature

November 25, 2002

Date

Total number of pages including cover sheet, attachments, and

5

TRADEMARK

REEL: 002629 FRAME: 0378

ASSIGNMENT

WHEREAS, BUSHNELL CORPORATION, a Delaware corporation, having its principal place of business at 9200 Cody, Overland Park, KS 66214, has adopted, used and is using the mark SPORTSMAN as evidenced by the attached Statement of Use which has been filed in the United States Patent and Trademark Office for application Serial No. 76/100,787, filed August 1, 2000; and

WHEREAS, BUSHNELL PERFORMANCE OPTICS, a Delaware corporation, having its principal place of business at 9200 Cody, Overland Park, KS 66214, is desirous of acquiring said mark, application, and the registration thereof;

NOW, THEREFORE, for good and valuable consideration, receipt of which is hereby acknowledged, said BUSHNELL CORPORATION does hereby assign unto the said BUSHNELL PERFORMANCE OPTICS all right, title and interest in and to the said mark, together with the good will of the business symbolized by the mark, the above-identified application, and any registration therefrom, thereof together with the right to sue for and collect on all claims for damages by reason of past infringement of said mark.

BUSHNELL CORPORATION

By *Philip J. Gyori*  
Philip J. Gyori, Vice President

Subscribed and sworn to before me this 21<sup>st</sup> day of August, 2002.

*Melina Espree Reno*  
Notary Public

My Commission Expires:

12-13-2005  
(SEAL)



PTO/TM/1553 (Rev 4/2000)  
OMB No. 0651-0009 (Exp. 08/31/2004)

**\* Trademark/Service Mark Allegation of Use \***

**\* (Statement of Use/Amendment to Allege Use) \***

**\* (15 U.S.C. §1051(c) or (d)) \***

**\* To the Commissioner for Trademarks \***

<DOCUMENT INFORMATION>  
<TRADEMARK/SERVICEMARK ALLEGATION OF USE>  
<VERSION 1.24>

<TRADEMARK/SERVICEMARK INFORMATION>  
<MARK> SPORTSMAN  
<SERIAL NUMBER> 76/100787  
<LAW OFFICE ASSIGNED> TMO Law Office 111

<APPLICANT INFORMATION>  
<NAME> Bushnell Corporation  
<STREET> 9200 Cody  
<CITY> Overland Park  
<STATE> KS  
<COUNTRY> USA  
<ZIP/POSTAL CODE> 66214

<NOTICE OF ALLOWANCE INFORMATION>  
<NOTICE OF ALLOWANCE> Yes

<GOODS AND SERVICES INFORMATION>  
<ALL GOODS AND/OR SERVICES IN APPLICATION/NOTICE OF ALLOWANCE> Yes

~ The applicant is using or is using through a related company the mark in commerce on or in connection with all the goods/services listed in the Application/Notice of Allowance. ~

<FEE INFORMATION>  
<TOTAL FEES PAID> 100  
<NUMBER OF CLASSES> 1

<USE INFORMATION>  
<INTERNATIONAL CLASS NUMBER> 009  
<SPECIMEN> Yes  
<SPECIMEN DESCRIPTION> Digitally photographed box for the goods with the mark thereon  
<FIRST USE ANYWHERE DATE> 11/01/2000  
<FIRST USE IN COMMERCE DATE> 11/01/2000

<SIGNATURE AND OTHER INFORMATION>

~ **Declaration:** *Applicant requests registration of the above-identified trademark/service mark in the United States Patent and Trademark Office on the Principal Register established by the Act of July 5, 1946 (15 U.S.C. §1051 et seq., as amended). Applicant is the owner of the mark sought to be registered, and is using or is using through a related company the mark in commerce on or in connection with the goods/services identified above, as evidenced by the attached specimen(s) showing the mark as used in commerce. ~*

~ The undersigned being hereby warned that willful false statements and the like are punishable by fine or imprisonment, or both, under 18 U.S.C. §1001, and that such willful false statements and the like may jeopardize the validity of this document, declares that he/she is properly authorized to execute this document on behalf of the Owner; and all statements made of his/her own knowledge are true and that all statements made on information and belief are believed to be true. ~

<SIGNATURE> /thomas b. luebbering/  
<DATE> 09/17/2002  
<NAME> Thomas B. Luebbering  
<TITLE> Attorney for Applicant  
<TELEPHONE NUMBER> 816-474-9050

The information collected on this form allows an applicant to demonstrate that it has commenced use of the mark in commerce. With respect to applications filed on the basis of an intent to use the mark, responses to the request for information are required to obtain the benefit of a registration on the Principal or Supplemental register. 15 U.S.C. §1051 et seq. and 37 C.F.R. Part 2. All information collected will be made public. Gathering and providing the information will require an estimated 13 minutes. Please direct comments on the time needed to complete this form, and/or suggestions for reducing this burden to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington D.C. 20231. Please note that the PTO may not conduct or sponsor a collection of information using a form that does not display a valid OMB control number.



RECORDED: 12/02/2002

TRADEMARK  
REEL: 002629 FRAME: 0382