

12-27-2002



Form PTO-1594 (Rev. 03/01) OMB No. 0651-0027 (exp. 5/31/2002)

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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):

Brown & Cole, Inc.

- Individual(s), Association, General Partnership, Limited Partnership, Corporation-State Washington, 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:

2. Name and address of receiving party(ies)

Name: Great Pacific Industries Inc.

Internal Address:

Street Address: 19890 92A Avenue

City: Langley State BC, CANADA Zip: V6B 4E4

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

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

A. Trademark Application No.(s)

B. Trademark Registration No.(s)

1,997,783

Additional number(s) attached Yes No

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

Name: Michael J. Dalton

Internal Address:

Donahue, Gallagher, Woods & Wood, LLP

Street Address: 300 Lakeside Drive, Suite 1900

City: Oakland State: CA Zip: 94612

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.

Michael J. Dalton

Name of Person Signing

Michael J. Dalton

Signature

12/3/02

Date

Total number of pages including cover sheet, attachments, and document: 4

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

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TRADEMARK REEL: 002639 FRAME: 0142

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DESIGNATION OF DOMESTIC REPRESENTATIVE

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
TRADEMARK EXAMINING OPERATION**

In re Registration: Great Pacific Industries Inc.
Registration No.: 1,997,783
Mark: SAVE-ON-FOODS

Assistant Commissioner for Trademarks
2900 Crystal Drive
Box USE NO FEE
Arlington, Virginia 22202-3513

DESIGNATION OF DOMESTIC REPRESENTATIVE

Christopher H. Howard, Esq., 520 Pike Street, 2600 Pike Tower, Seattle, WA 98101 is hereby designated domestic representative upon whom all notices or process in proceedings affecting the above registration may be served.

Respectfully submitted,

GREAT PACIFIC INDUSTRIES INC.

Date: Oct. 28/02

By: 

Title: General Counsel

CONFIRMATORY ASSIGNMENT

THIS CONFIRMATORY ASSIGNMENT (the "Assignment") is made and delivered by BROWN & COLE, INC., a Washington corporation, whose address is 2026 Main Street, P.O. Box 5007, Ferndale, Washington 98248 ("Assignor"), in favor of GREAT PACIFIC INDUSTRIES INC., a corporation duly organized under the laws of British Columbia, Canada, whose principal business address is 19855 92A Avenue, Langley, British Columbia, Canada V1M-3B6 ("Assignee").

RECITALS

A. Assignor adopted and used the service mark "SAVE-ON-FOODS" in connection with the provision of grocery-store services (the "Mark") and applied for registration of the Mark on the Principal Register maintained by the U.S. Patent and Trademark Office ("PTO") under an Application filed June 18, 1993 under Serial No. 74/402889 ("Application S.N. 74/402889").

B. Assignee also adopted and used the Mark and applied for registration of the Mark on PTO's Principal Register under an Application filed February 7, 1994 under Serial No. 74/487786.

C. The parties resolved their differences with respect to their respective Applications for registration and uses of the Mark pursuant to a Settlement Agreement and Mutual Release dated as of July 9, 1994 and an accompanying Assignment and License-Back Agreement dated July 9, 1994 (together, the "Settlement Agreement").

D. On August 16, 1994, a Service Mark Assignment was executed by Brown & Cole, Inc. in favor of Great Pacific Industries, Ltd., a corporation organized under the laws of British Columbia.

E. The proper name of the assignee under said assignment is Great Pacific Industries Inc.

F. Assignor wishes to confirm and acknowledge nunc pro tunc the transfer of the Mark to Great Pacific Industries Inc.

THEREFORE, pursuant to the Settlement Agreement, Assignor HEREBY SELLS, transfers, conveys and assigns to Assignee nunc pro tunc as of August 16, 1994 its entire right, title and interest in and to the Mark and to Application S.N. 74/402889, together with the

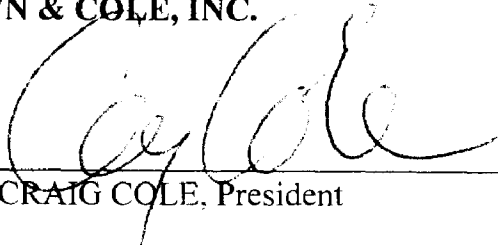
goodwill of the business appertaining to the Mark and which is symbolized by the Mark, it being understood that the effective date of this Assignment is August 16, 1994. This Assignment is given pursuant to the Settlement Agreement and is to be construed consistently therewith.

DATED: May 28, 2002.

“ASSIGNOR”:

BROWN & COLE, INC.

By:



CRAIG COLE, President