

Form PTO-1594  
(Rev. 10/02)  
OMB No. 0651-0027 (exp. 6/30/2005)  
Tab settings ⇌ ⇌ ⇌ ▼ ▼ ▼ ▼ ▼ ▼ ▼

### RECORDATION FORM COVER SHEET TRADEMARKS ONLY

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

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

1. Name of conveying party(ies):  
Beta Brands Incorporated

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

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

3. Nature of conveyance:

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

Execution Date: May 9, 2003

2. Name and address of receiving party(ies)

Name: Beta Brands Limited  
 Internal  
 Address: 1156 Dundas Street East  
 Street Address: London, Ontario, CANADA  
 City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: N5W 5Y4

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

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

A. Trademark Application No.(s) \_\_\_\_\_

B. Trademark Registration No.(s) 2,698,543

Additional number(s) attached  Yes  No

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

Name: Thomas P. Arden

Internal Address: Holland & Knight LLC

Street Address: 130 South Dearborn, 30th Floor

City: Chicago State: IL Zip: 60603

6. Total number of applications and registrations involved: 1

7. Total fee (37 CFR 3.41).....\$ 13-0045

- Enclosed
- Authorized to be charged to deposit account

8. Deposit account number:

13-0045

**DO NOT USE THIS SPACE**

9. Signature.

Thomas P. Arden  
Name of Person Signing

  
Signature

May 9, 2003  
Date

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

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

**ASSIGNMENT OF TRADE-MARKS**

WHEREAS, Beta Brands Incorporated, the full post office address of whose principal office or place of business is 1156 Dundas Street East, London, Ontario N5W 5Y4, (the "Assignor"), is the owner of the trade-mark SWEET TOWN registered in the United States Patent and Trademarks Office under number 2,698,543 (the "Trade-mark");

AND WHEREAS, the owner of the Trade-mark was inadvertently identified in the United States Patent & Trademark Office records as Beta Brands Inc. rather than the correct name Beta Brands Incorporated, and Beta Brands Incorporated is the true owner and Assignor of the Trade-mark and on April 14, 2003, by and through Winston & Strawn, the United States Patent and Trademark Office was requested to change the name of the record owner of the Trade-mark and Registration No. 2,698,543 to Beta Brands Incorporated;

AND WHEREAS, Beta Brands Limited, the full post office address of whose principal office or place of business is 1156 Dundas Street East, London, Ontario N5W 5Y4, (the "Assignee"), is desirous of acquiring from the Assignor the whole right, title and interest in and to the Trade-mark together with the goodwill of the business carried on in association with the Trade-mark;

NOW THEREFORE, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged by the parties hereto, the Assignor by these presents does sell, assign and transfer unto the Assignee, its successors and assigns, all of the Assignor's right, title and interest in and to the Trade-mark, Registration No. 2,698,543 and the goodwill of the business carried on in association with the Trade-mark, together with all right of action resulting from any adverse use of the Trade-mark or any confusingly similar trade-marks and the right to claim such relief as is appropriate, the same to be held by the Assignee, its successors and assigns as fully and effectually as they would have been held by the Assignor had this sale, assignment and transfer not been made.

The Assignor will execute such further documents and do all such other acts and things as may be reasonably necessary to evidence the change of ownership of the Trade-marks to Assignee.

EXECUTED at London, as of the 9<sup>th</sup> day of May, 2003.

**BETA BRANDS INCORPORATED**

By: 

Name: George Harrison

Title: Chief Financial Officer & Secretary