

01-13-2003

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Docket No.:

0869.080



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To the Honorable Commissioner of Pa

102335255

attached original documents or copy thereof.

1. Name of conveying party(ies):

Continental Superbag LLC

1-4:03

- Individual(s)
- General Partnership
- Corporation-State
- Other **Limited Liability Company**
- 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: **June 24, 2002**

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

Name: **Genpak LLC**

Internal Address:

Street Address: **68 Warren Street**

City: **Glens Falls** State: **NY** ZIP: **12801**

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

B. Trademark Registration No.(s)

**1,765,821**

Additional numbers  Yes  No

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

Name: **Wayne F. Reinke, Esq.**

Internal Address: **Heslin Rothenberg Farley & Mesiti P.C**

Street Address: **5 Columbia Circle**

City: **Albany** State: **NY** ZIP: **12203**

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:

01/10/2003 6TOM11 00000210 1765821  
01 FC:8521 40.00 DP

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.

**Wayne F. Reinke**

Name of Person Signing

Signature

**January 03, 2003**

Date

Total number of pages including cover sheet, attachments, and

6

CERTIFICATE OF MERGER  
OF  
CONTINENTAL SUPERBAG LLC  
AND  
GENPAK LLC  
INTO  
GENPAK LLC

Under Section 1003 of the Limited Liability Company Law

Pursuant to the provisions of Section 1003 of the Limited Liability Company Law of the State of New York, the undersigned, being a manager of Genpak LLC, a New York limited liability company, and a manager of Continental Superbag LLC, a Delaware limited liability company, DO HEREBY CERTIFY as follows:

FIRST: The constituent entities in the merger are Continental Superbag LLC, a Delaware limited liability company, and Genpak LLC, a New York limited liability company.

SECOND: The articles of organization of Genpak LLC was filed with the Department of State of the State of New York on March 31, 1998 under the name Genpak L.L.C.

THIRD: The certificate of formation of Continental Superbag LLC was filed with the Secretary of State of Delaware on October 28, 1998. Continental Superbag LLC does not have authority to do business in New York State.

FOURTH: The agreement of merger was authorized and adopted by each of the constituent entities.

FIVE: The name of the surviving entity is Genpak LLC, a New York limited liability company.

SIXTH: The effective date of the merger is July 1, 2002.

SEVENTH: The Secretary of State is designated as agent of Genpak LLC upon whom process against it may be served. The address to which the Secretary of State shall mail a copy of any process against the limited liability company served upon him or her is 68 Warren Street, Glen Falls, New York 12801.

EIGHTH: The merger of the constituent entities is permitted under the Limited Liability Company Act of the State of Delaware and is in compliance therewith.

NINTH: The agreement of merger is on file at the principal place of business of the surviving entity at 68 Warren Street, Glen Falls, New York 12801.

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TENTH: A copy of the agreement of merger will be furnished by Genpak LLC, on request and without cost, to any member of the constituent entities.

IN WITNESS WHEREOF, this certificate has been signed on the 24<sup>th</sup> day of June, 2002 and the statements contained therein are affirmed as true under the penalties of perjury.

CONTINENTAL SUPERBAG LLC

GENPAK LLC

  
Michael Gill, Manager

\_\_\_\_\_  
Robert O'Connell, Manager

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TENTH: A copy of the agreement of merger will be furnished by Genpak LLC, on request and without cost, to any member of the constituent entities.

IN WITNESS WHEREOF, this certificate has been signed on the 24<sup>th</sup> day of June, 2002 and the statements contained therein are affirmed as true under the penalties of perjury.

CONTINENTAL SUPERBAG LLC

GENPAK LLC

\_\_\_\_\_  
Michael Gill, Manager

  
\_\_\_\_\_  
Robert O'Connell, Manager

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CERTIFICATE OF MERGER  
OF  
CONTINENTAL SUPERBAG LLC  
INTO  
GENPAK LLC  
UNDER SECTION 1003 OF THE  
LIMITED LIABILITY COMPANY LAW

020-15

KENNEDY COVINGTON LOBDELL & HICKMAN, L.L.P.  
BANK OF AMERICA CORPORATE CENTER  
100 N. TRYON STREET, SUITE 4200  
CHARLOTTE, NC 28202-4006

Cust Ref 63868009V  
Dawson

<sup>1.00</sup>  
STATE OF NEW YORK  
DEPARTMENT OF STATE

FILED JUN 26 2002  
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State of New York }  
Department of State } ss:

I hereby certify that the annexed copy has been compared with the original document in the custody of the Secretary of State and that the same is a true copy of said original.

Witness my hand and seal of the Department of State on JUL 02 2002



A handwritten signature in cursive script, appearing to read "J. L. ...", followed by a horizontal line.

Special Deputy Secretary of State

DOS-1266 (7/00)