

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

Amerivine, Inc.

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

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

2. Name and address of receiving party(ies)

Name: Windy Ridge Wines, LLC

Internal

Address:

Street Address: 442 Tehama Street

City: San Francisco State: CA Zip: 94103

- Individual(s) citizenship Association General Partnership Limited Partnership Corporation-State Other CA limited liability company

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

3. Nature of conveyance:

- Assignment Merger Security Agreement Change of Name Other

Execution Date: July 18, 2003

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

A. Trademark Application No.(s)

76/044262

B. Trademark Registration No.(s)

Additional number(s) attached Yes No

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

Name: Melville Owen

Internal Address: Owen, Wickersham & Erickson Suite 1910

Street Address: 455 Market Street

City: San Francisco State: CA Zip: 94105

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:

502333

(Attach duplicate copy of this page if paying by deposit account)

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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.

Melville Owen

Name of Person Signing

Signature

7/25/03

Date

Total number of pages (including cover sheet, attachments, and document): 2

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

Certificate of Transmission

I hereby certify that this paper or fee was faxed to the Commissioner for Patent & Trademarks under 37 CFR 1.8 on the date indicated below and is addressed to the Commissioner for Patent & Trademarks, Assignments at Fax No. 703/306-5995.

Dated: 7/25/03

TRADEMARK

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CH \$40.00 502333 76044262

ASSIGNMENT OF INTENT TO USE APPLICATION

WHEREAS, **Amerivine, Inc.**, a California corporation, with its principal place of business at 442 Tehama Street, San Francisco, California 94103 ("Assignor"), owns and has a *bona fide* intent to use the mark **WINDY RIDGE** ("the Mark") in connection with the following goods:

Beverage glassware, bottle stands, coolers for wine, cooling containers for wine, cork screws, cups, decanters, goblets, ice buckets, mugs, non-paper and non-linen coasters, picnic baskets, plastic coasters, portable beverage coolers, portable beverage dispensers, siphons for wine tasting, wine bottle cradles, wine buckets, wine and champagne glasses, wine jugs and wine racks;

WHEREAS, Assignor has applied to register the Mark on the Principal Register of the United States Patent and Trademark Office based on Assignor's *bona fide* intent to use the mark in commerce in connection with the above-described goods, **Application Serial No. 76/044262** filed on May 9, 2000; and

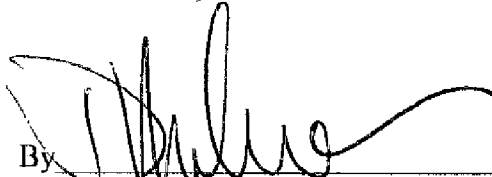
WHEREAS, **Windy Ridge Wines, LLC**, a California limited liability company, with its principal place of business at 442 Tehama Street, San Francisco, California 94103 ("Assignee"), desires to acquire certain assets of Assignor in connection with which Assignor has a *bona fide* intent to use the Mark and the pending Application;

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, Assignor hereby sells, assigns and transfers to Assignee all right, title and interest in and to the Mark and the pending Application therefor, together with that portion of Assignor's assets in connection with which it has a *bona fide* intent to use the Mark.

AMERIVINE, INC.

Dated effective as of: 7-18-03

By



David F. Coleman, President