

04-09-2003

Form PTO-1594

(Rev. 03/01)

OMB No. 0651-0027 (exp. 5/31/2002)

REC



102413859

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

Tab settings ⇨ ⇨ ⇨

FINANCE SECTION

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

1. Name of conveying party(ies):

4-7-03

Fairmont Snacks Group Inc.

- Individual(s)
- General Partnership
- Corporation - State, Ohio
- Other
- 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: February 28, 2003

2. Name and address of receiving party(ies)

Name: Kanan Enterprises, Inc

Internal

Address:

Street Address: 31900 Solon Road

City: Solon State: OH Zip: 44139

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

If assignee is not domiciled in the United States, a domestic representative designation is attached:  Yes  No  N/A  
(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)

76/193321 76/370676 76/321258  
76/193322

B. Trademark Registration No.(s)

2,604,020 2,655,717 2,664,254  
2,475,192 2,219,746 2,206,264  
2,223,307 2,258,161

Additional number(s) attached  Yes  No

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

Name: James A. Dimitrijevs

Internal Address:

McDonald, Hopkins Co., LPA

Street Address: 2100 Bank One Center

600 Superior Avenue, E.

City: Cleveland State: OH Zip: 44114

6. Total number of applications and registrations involved:

12

7. Total fee (37 CFR 3.41)

\$ 315.00

- 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.

James A. Dimitrijevs  
Name of Person Signing

Signature

3/31/03

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

04/09/2003 ECOOPER 00000031 76193321

01 FC:8521  
02 FC:8522

40.00 OP  
275.00 OP

{377516:}

TRADEMARK  
REEL: 002708 FRAME: 0276

ASSIGNMENT OF TRADEMARKS

For One Dollar (\$1.00) and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, **Fairmont Snacks Group Inc. dba The Peterson Nut Company**, a Delaware corporation (hereinafter "Assignor"), hereby sells, assigns, transfers, grants, releases, and quit-claims to **Kanan Enterprises, Inc. dba King Nut Company**, an Ohio corporation, and its successors, assigns or other legal representatives or designees (hereinafter "Assignee"), Assignor's entire rights, title and interest in and to the trademarks on Schedule A, including the goodwill of the business symbolized by said trademarks.

Assignor agrees that at the request of Assignee, Assignor will, to the extent Assignor is able to do so, without additional consideration, execute any documents deemed necessary by Assignee:

- (a) to vest all rights, title, and interest in the trademarks in Assignee; and
- (b) to enable Assignee to seek, register, maintain or enforce rights in the trademarks anywhere in the world.

Assignor further sells, assigns, transfers, grants, releases, and quitclaims to Assignee, its successors, assignors or other legal representatives or designees, any and all claims for damages by reason of past, present, or future infringement of said trademarks, and the right to sue for and collect the same for its own use and benefit.

IN WITNESS WHEREOF, Assignor has executed this Assignment effective as of this 28th day of February, 2003.

FAIRMONT SNACKS GROUP INC.  
DBA THE PETERSON NUT COMPANY

By: Wayne L. Kelley  
Wayne L. Kelley, President

STATE OF OHIO )  
 ) SS:  
COUNTY OF CUYAHOGA )

This 28th day of February, 2003, before me personally appeared Wayne L. Kelley, the President of Fairmont Snacks Group Inc., a Delaware corporation, who executed the foregoing Assignment and acknowledged that he was authorized to execute the same as the free act and deed of such corporation.


S. Renee Papenfuss  
Notary Public

My commission expires \_\_\_\_\_  
S. RENEE PAPENFUSS  
A Notary Public of the State of Ohio  
My Commission Expires 8/26/07

SCHEDULE A

**TRADEMARK ASSETS  
OF  
FAIRMONT SNACKS GROUP INC. D/B/A THE PETERSON NUT COMPANY**

FEDERAL TRADEMARKS

<u>Tab</u>	<u>Trademark</u>	<u>App Date/ Reg. Date</u>	<u>App. No./ Reg. No.</u>	<u>Status</u>	<u>Owner of Record</u>
1	PETERSON'S NATURE'S PLEASURES	Jan-12-2001	76-193321	Pending	Fairmont Snacks Group, Inc.
2	GRANGER FARMS	Feb-12-2002	76-370676	Pending	Fairmont Snacks Group, Inc.
3	PETERSON'S ADVANTAGE SNACKS	Oct-04-2001	76-321258	Pending	Fairmont Snacks Group, Inc.
4	PETERSON'S SALAD TOPPING PLEASURES	Jan-12-2001	76-193322	Pending	Fairmont Snacks Group, Inc.
5	PETERSON'S NATURAL PLEASURES	Aug-06-2002	2,604,020	Registered	Fairmont Snacks Group, Inc.
6	PETERSON'S FAMILY FAVORITES	Dec-03-2002	2,655,717	Registered	Fairmont Snacks Group, Inc.
7	PETERSON'S PEANUT PLEASURES	Dec-17-2002	2,664,254	Registered	Fairmont Snacks Group, Inc.
8	SOYFUL PLEASURES	Aug-07-2001	2,475,192	Registered	Fairmont Snacks Group, Inc.
9	FUNYNUTYS (Stylized)  <b>FunyNutys</b>	Jan-19-1999	2,219,746	Registered	Fairmont Snacks Group, Inc.
10	Design  	Nov-24-1998	2,206,264	Registered	Fairmont Snacks Group, Inc.
11	WEBPOTATO	Feb-9-1999	2,223,307	Registered	Fairmont Snacks Group, Inc.
12	WEBPOTATO	Jun-29-1999	2,258,161	Registered	Fairmont Snacks Group, Inc.


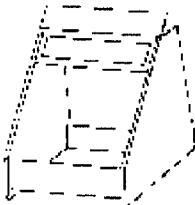
{367011.2}

**TRADEMARK  
REEL: 002708 FRAME: 0278**

**STATE OF OHIO TRADEMARKS**

<b><u>Tab</u></b>	<b><u>Trademark</u></b>	<b><u>Registration Date</u></b>	<b><u>Registration No.</u></b>	<b><u>Status</u></b>	<b><u>Owner of Record</u></b>
13	CAPCO	Oct. 26, 1976	TM 7775	Renewed	The Peterson Nut Company

**CANCELLED OR ABANDONED TRADEMARKS**

<b><u>Tab</u></b>	<b><u>Trademark</u></b>	<b><u>App Date/ Reg. Date</u></b>	<b><u>App. No./ Reg. No.</u></b>	<b><u>Status</u></b>	<b><u>Owner of Record</u></b>
14	SWEET'N'SAVORY	Jun-12-1990	1,601,676	Cancelled	Fairmont Snacks Group, Inc.
15	WEBPOTATO	Mar-20-1997	75-261588	Abandoned	Fairmont Snacks Group, Inc.
16	Design 	May-03-1997	75-285795	Abandoned	Fairmont Snacks Group, Inc.
17	SO-NUTS	Dec-08-1997	75-401866	Abandoned	Fairmont Snacks Group, Inc.
18	NUTSO!	Dec-08-1997	75-401865	Abandoned	Fairmont Snacks Group, Inc.
19	BLOSSOM	Jul-17-2001	76-286109	Abandoned	Fairmont Snacks Group, Inc.
20	Design 	Mar-03-1999	75-649182	Abandoned	Fairmont Snacks Group, Inc.