

04-11-2003

Form PTO-1594

(Rev. 03/01)

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

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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):

BRX, Ltd.

- ☐ Individual(s) ☐ Association
☐ General Partnership ☐ Limited Partnership
☐ Corporation-State
☒ Other Ohio Limited Liability Company

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

3. Nature of conveyance:

- ☐ Assignment ☐ Merger
☐ Security Agreement ☐ Change of Name
☒ Other Assignment Nunc Pro Tunc

Execution Date: October 15, 2001

2. Name and address of receiving party(ies)

Name: Salton, Inc.

Internal

Address: _____

Street Address: 1955 W. Field CourtCity: Lake Forest State: IL Zip: 60049☐ Individual(s) citizenship☐ Association☐ General Partnership☐ Limited Partnership☒ Corporation-State Delaware☐ 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) 2,297,9612,450,8541,555,6681,203,4022,236,260Additional number(s) attached ☐ Yes ☒ No

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

Name: Carol Anne Been

Internal Address: _____

Sonnenschein Nath & RosenthalPO Box #061080Street Address: Wacker Drive StationSears TowerCity: Chicago State: IL Zip: 60606

6. Total number of applications and registrations involved: _____

57. Total fee (37 CFR 3.41).....\$ 140.00☐ Enclosed☒ Authorized to be charged to deposit account

8. Deposit account number:

19-3140

(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.

Carol Anne Been

Name of Person Signing

Carol Anne Been

Signature

April 4, 2003

Date

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

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

04/10/2003 ECDOPER 00000328 193140 2450854

01 FC:6521
02 FC:652240.00 CH
100.00 CHTRADEMARK
REEL: 002709 FRAME: 0572

NUNC PRO TUNC ASSIGNMENT OF INTELLECTUAL PROPERTY RIGHTS
OF BRX, LTD. TO SALTON, INC. EFFECTIVE JANUARY 11, 2001

BRX, Ltd., a limited liability company of the state of Ohio, having a place of business at 812 Huron Road, Suite 880, Cleveland, Ohio 44115, in consideration of ONE DOLLAR (\$1.00), the receipt and sufficiency of which is hereby acknowledged, does hereby ratify that it did sell, assign, transfer and set over as of January 11, 2001 and hereby sells, assigns, transfers and sets over, nunc pro tunc as of January 11, 2001, to Salton, Inc., a corporation of the state of Delaware, having a place of business at 1955 Westfield Court, Lake Forest, Illinois 60045, and its representatives, successors and assigns forever, the entire right, title and interest in and to the intellectual property set forth in Exhibit A attached hereto, including all associated registrations and applications for registration and any renewals or extensions of such associated registrations and applications for registration and for each of the trademarks set forth in Exhibit A, the respective goodwill associated with each of the trademarks and the right to sue for past infringements of the intellectual property set forth in Exhibit A.

Signed at CLEVELAND, OHIO,

this 15th day of OCTOBER, 2001,
~~this 28th day of September, 2001~~

BRX, Ltd.


By its two members who both act as managers


By Henry C. Kassigkeit


By George J. Bielert

State of Ohio)
) SS
County of Cuyahoga)

Subscribed and sworn to before me this 15th day of OCTOBER, 2001.
~~this 28th day of September, 2001~~


Notary Public

George L. Pinchak, Jr.
Notary Public, State of Ohio
My Commission Never Expires
Recorded in Lake County

TRADEMARK
REEL: 002709 FRAME: 0573

EXHIBIT A

PATENTS

- 1) U.S. Design Patent No. D 345,487, entitled "Waffle Iron Plate", issued March 29, 1994;
- 2) U.S. Design Patent No. D 366,390, entitled "Griddle", issued January 23, 1996; and
- 3) French Design Registration No. 93 1676, entitled "Waffle Iron", registration filing date March 29, 1993, publication date July 30, 1993.

TRADEMARKS (assigned together with the associated goodwill of each of the trademarks listed below)

- 1) VITANTONIO and associated U.S. Trademark Reg. No. 2,450,854, issued 5/15/01;
- 2) VICTORIO and associated U.S. Trademark Reg. No. 1,203,402, issued 8/3/92;
- 3) PIZZELLE CHEF and associated U.S. Trademark Reg. No. 2,297,961, issued 12/7/99;
- 4) FIVE-OF-HEARTS and associated U.S. Trademark Reg. No. 1,555,668, issued 9/12/89;
- 5) BELGIAN 4 and associated U.S. Trademark Reg. No. 2,236,260 (Supplemental Register), issued 3/30/99;
- 6) RAVIOLI CHEF and associated expired U.S. Trademark Reg. No. 3/21/61;
- 7) VITANTONIO PRODUCTS;
- 8) VITANTONIO MANUFACTURING CO.;
- 9) VICTORIO COMPANY; and
- 10) VITANTONIO PREMIER and associated German Trademark Reg. No. 2,061,347.

COPYRIGHT

- 1) A work entitled "Carousel Waffler" and corresponding U.S. Copyright Reg. No. VA 523,781, issued September 21, 1992.