

04-11-2003



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

REC 102416322
TRADEMARKS ONLY

J.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):
Mackintosh of New England Co.

- Individual(s)
- General Partnership
- Corporation-State
- 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: December 23, 1998

2. Name and address of receiving party(ies)

Name: C.J Apparel Co., Inc.

Internal Address: 21st Floor

Street Address: 750 Lexington Avenue

City: NY State: NY Zip: 10022

- Individual(s) citizenship
- Association
- General Partnership
- Limited Partnership
- Corporation-State NJ
- 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) 1,073,221;

1,447,591 and 2,162,989

Additional number(s) attached Yes No

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

Name: Barry Werbin, Esq.

Internal Address: Herrick, Feinstein LLP

Street Address: 2 Park Avenue

City: NY State: NY Zip: 10016

6. Total number of applications and registrations involved: 3

7. Total fee (37 CFR 3.41) \$ 90.00

- Enclosed
- Authorized to be charged to deposit account

8. Deposit account number:

502332

9. Signature

40.00 CH
50.00 CH

Barry Werbin
Name of Person Signing

Signature

27
March 10, 2003
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

TRADEMARK
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01 FC:8521
02 FC:8522

OFFICE
FINANCE SECTION
9 50

**ASSIGNMENT OF UNITED STATES TRADEMARKS,
TRADEMARK REGISTRATIONS AND APPLICATIONS FOR REGISTRATION**

WHEREAS, MACKINTOSH OF NEW ENGLAND CO., a corporation organized and existing under the laws of the State of Delaware, having its principal office address at 1373 Broad Street, Clifton, NJ (hereinafter, the "Assignor"), is the owner of certain United States Trademarks which are the subject of the Trademark Registrations and Applications for Registration identified in Exhibit A attached hereto; and

WHEREAS, C.J. APPAREL CO., INC., a corporation organized and existing under the laws of the State of New Jersey, having its mailing address at 750 Lexington Avenue, 21st Floor, New York, NY 10022 (hereinafter, the "Assignee"), is desirous of acquiring the entire right, title and interest of the Assignor in and to said United States Trademarks, Trademark Registrations and Applications for Registration identified in Exhibit A attached hereto and the goodwill associated therewith;

NOW, THEREFORE, in consideration of the sum of Ten Dollars (\$10.00) and other good and valuable consideration not herein specifically enumerated, the receipt and sufficiency of which is hereby acknowledged, the Assignor has sold, assigned and transferred, and by these presents does hereby sell, assign and transfer unto the Assignee, its successors, assigns or other legal representatives, Assignor's entire right, title and interest including the goodwill associated therewith, and any common law rights in and to the said United States Trademarks, Trademark Registrations and Applications for Registration, together with all rights thereunder as the same would have been held by the Assignor had this Assignment and sale not been made, Assignor reserving no rights unto itself.

The foregoing sale, assignment and transfer shall include all claims for profits and damages of past infringement, if any, of said United States Trademarks, Trademark Registrations and Applications for Registration, with the right to sue for and collect the same for the Assignee's own use and advantage and for the use and advantage of its successors, assigns or other legal representatives.

IN WITNESS WHEREOF, the Assignor has caused this instrument to be signed by a duly authorized corporation officer and its corporate seal to be hereto affixed, intending thereby to be legally bound.

(SEAL)

MACKINTOSH OF NEW ENGLAND CO.

Dated: 12/23 1998

By: [Signature]
Name: Peter Vandenberg Jr
Title: as President and COO

STATE OF NEW JERSEY)
COUNTY OF PASSAIC) ss:

On this 23rd day of December 1998, before me, Linda Iorio, personally came Peter Vandenberg Jr to me known, who, being by me duly sworn, did depose and say that he resides in NJ; that he is the President of Mackintosh Of New England Co., the corporation described in and which executed the above document; that he knows the seal of said corporation; that the seal affixed to said document is such corporate seal; that it was so affixed by order of the Board of Directors of said corporation; and that he signed his name thereto by like order.

(SEAL)

[Signature]
Notary Public

LINDA IORIO
A Notary Public of New Jersey
My Commission Expires 4/14/02

FROM HERRICK, FEINSTEIN LLP

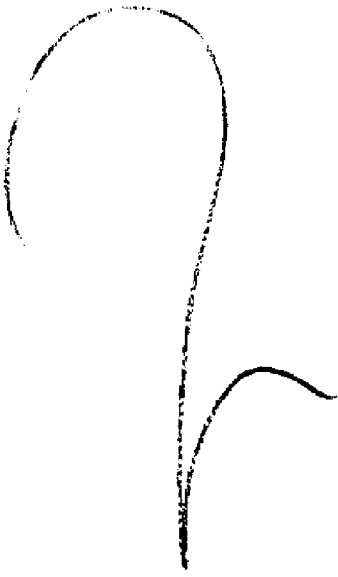
(THU) 3/13/03 10:38/ST. 10:30/NO. 4260647202 P 15

EXHIBIT "A"

**ALL OUTDOORS
VESTCOAT & Design
CHAS MACINTOSH & CO. LTD.
MACKINTOSH NEW ENGLAND
MACKINTOSH SPORT**

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**TRADEMARK
REEL: 002709 FRAME: 0923**



HERRICK, FEINSTEIN LLP

A NEW YORK LIMITED LIABILITY PARTNERSHIP INCLUDING NEW YORK PROFESSIONAL CORPORATIONS

104 CARNEGIE CENTER
PRINCETON, N.J. 08540-6232

2 PENN PLAZA
NEWARK, N.J. 07105-2245

III WASHINGTON AVENUE
ALBANY, N.Y. 12210-2210

2 PARK AVENUE
NEW YORK, N.Y. 10016-9301

TELEPHONE: (212) 592-1400

FACSIMILE: (212) 592-1500

WEB: www.herrick.com

BARRY WERBIN
PARTNER
(212) 592-1418
EMAIL: bworb@herrick.com

March 27, 2003

VIA U.S. EXPRESS MAIL
RECEIPT NO. EV129203311US

Commissioner of Patent & Trademarks
Box Assignments/Fee
Washington, D.C. 20231

Re: Assignment Recordation for Reg. Nos.: 1,073,221; 1,447,591; 2,162,989;
and 1,959,101

Dear Commissioner:

As counsel for S. Rothschild & Co., Inc., we respectfully enclose the following three completed Recordation Form Cover Sheets along with a copy of their respective trademark assignments:

1. Mackintosh of New England Co. to C.J. Apparel Co., Inc. and December 23, 1998 assignment (for Reg. Nos. 2,162,989 (MACKINTOSH NEW ENGLAND), 1,073,221 (ALL OUTDOORS) and 1,447,591 (VESTCOAT and Design));
2. C.J. Apparel Co., Inc. to M.D.P. Designs, Ltd. and January 20, 1999 assignment (for the three registrations recited in paragraph 1 above); and
3. M.D.P. Designs, Ltd. to S. Rothschild & Co., Inc. and March 10, 2003 assignment (for the registrations recited in paragraph 1 above plus Reg. No. 1,959,101 (MDP)).

In order to avoid gaps in the respective marks' chains of title, please record the assignments in the order of their respective tab numbers, as listed above (i.e., from earliest, number 1 to most recent, number 3).

Please charge the respective recordation fees in the amount of \$295 to Deposit Account No.: 502332. Please charge any deficiency or credit any excess in fee payment to Deposit Account No.: 502332

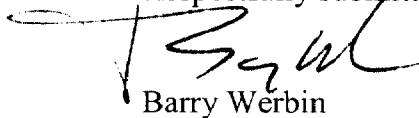
Commissioner of Patent & Trademarks

March 27, 2003

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Kindly return the enclosed pre-addressed, postage paid, postcard to acknowledge your receipt of the above-referenced materials. Any further questions or inquiries should be directed to the attention of the undersigned.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Barry Werbin', is written over the typed name.

Barry Werbin

Enclosures

cc: Daniel Swick, Esq.



RECORDED: 03/28/2003

**TRADEMARK
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