

# RECORDATION FORM COVER SHEET TRADEMARKS ONLY

U.S. DEPARTMENT OF COMMERCE  
Patent and Trademark Office

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

### 1. Name of conveying party(ies):

Royal American Foods, Inc.  
d/b/a Dianne's Gourmet Desserts

- Individual(s)
- General Partnership
- Corporation-State Minnesota
- 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, 2002

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

Name: Trademark Management Company

Internal Address: Suite 604

Street Address: 877 W. Main Street

City: Boise State: ID ZIP: 83702

- 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)

2,289,631

Additional numbers attached?  Yes  No

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

Name: Dean A. Bierkan

Internal Address: H. J. Heinz Company

Street Address: 600 Grant Street

City: Pittsburgh State: PA ZIP: 15219

### 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:

08-1631

(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.

Nancy A. Linkes

Name of Person Signing

*Nancy A. Linkes*

Signature

October 10, 2003

Date

TRADEMARK

Total number of pages comprising cover sheet

REEL: 002729 FRAME: 0724 1

CH \$40.00 081631 2289631

(U.S. Trademarks)

**ASSIGNMENT**

THIS ASSIGNMENT by Royal American Foods, Inc. d/b/a/ Dianne's Gourmet Desserts, a Minnesota corporation, with offices located at 410 West Industrial Boulevard, LeCenter, Minnesota, 56057, to Trademark Management Company, a Delaware corporation, located at 877 W. Main Street, Suite 604, Boise, Idaho 83702 U.S.A., is effective as of February 28, 2002.

WHEREAS, Royal American Foods, Inc. d/b/a Dianne's Gourmet Desserts, is the owner of a certain Trademark listed on Schedule A, attached hereto, registered by Royal American Foods, Inc. d/b/a/ Dianne's Gourmet Desserts; and

WHEREAS, Trademark Management Company is desirous of acquiring all right, title and interest in and to the Trademark together with the goodwill of the business associated with the Trademark;

NOW THEREFORE, for good and valuable consideration receipt of which is hereby acknowledged, Royal American Foods, Inc. d/b/a Dianne's Gourmet Desserts does hereby assign unto Trademark Management Company, all right, title and interest in and to the Trademark together with the goodwill of the business associated with the Trademark.

Royal American Foods, Inc. d/b/a Dianne's Gourmet Desserts agrees to execute any and all additional documents that may be necessary from time to time to perfect and record title to the Trademark in Trademark Management Company and to carry out the intent of this Assignment.

Royal American Foods, Inc. d/b/a  
Dianne's Gourmet Desserts

By: *Patricia J. Guineo*  
Name: Patricia J. Guineo  
Title: Assistant Secretary

SCHEDULE A

Int. Cl.: 30

Prior U.S. Cl.: 46

United States Patent and Trademark Office

Reg. No. 2,289,631

Registered Oct. 26, 1999

TRADEMARK  
PRINCIPAL REGISTER



ROYAL AMERICAN FOODS, INC. (MINNESOTA CORPORATION)  
410 WEST INDUSTRIAL STREET  
LE CENTER, MN 56057

FOR: DESSERTS, NAMELY, PIES, CAKES, CHEESECAKES, COBBLERS, LAYER CAKES, TOTES, BUNDT CAKES SEVEN LAYER BARS, MOUNT CARMEL OATMEAL BARS, CHOCOLATE BOURBON PECAN BARS, OLD FASH-

IONED LEMON BARS, BROWNIES, AND SAUCES, IN CLASS 30 (U.S. CL. 46).

FIRST USE 7-15-1998; IN COMMERCE 7-15-1998.

NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "GOURMET DESSERTS", APART FROM THE MARK AS SHOWN.

SN 75-495.437, FILED 6-3-1998.

LINDA M. DWYER, EXAMINING ATTORNEY