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Form PTO-1594

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Tab settings

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102421040

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):
NPPC Services, Inc.

4-14-03

- 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: February 3, 2003

2. Name and address of receiving party(ies)

Name: SAFEWAY INC.

Internal

Address:

Street Address: 5918 Stoneridge Mall Rd.

City: Pleasanton State: CA Zip: 94588

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

OFFICE OF FOREIGN AFFAIRS
FINANCE SECTION
2003 APR 14 AM 9:15

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

A. Trademark Application No.(s)

B. Trademark Registration No.(s)

2,129,280

Additional number(s) attached Yes No

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

Name: David E. Durant, Esq.

Internal Address:

TDIAZI 00000214 501398 2129280

40.00 CH

Street Address: 5918 Stoneridge Mall Road

City: Pleasanton State: CA Zip: 94588

6. Total number of applications and registrations involved: 1

7. Total fee (37 CFR 3.41) \$ 40

Enclosed

Authorized to be charged to deposit account

8. Deposit account number:

501398

(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.

David E. Durant

Name of Person Signing

Signature

4/8/03

Date

Total number of pages including cover sheet, attachments, and document: 3

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

TRADEMARK
REEL: 002733 FRAME: 0734

QUITCLAIM TRADEMARK ASSIGNMENT

WHEREAS, NPPC Services, Inc., a company organized and existing under the laws of Delaware (hereinafter Purina), desires to convey its rights in the trademark NUTRABALANCE, which is registered in the United States Patent and Trademark Office, Registration No. 2,129,280 (hereinafter the Trademark).

WHEREAS, Safeway, Inc., a Delaware corporation having executive offices at 5918 Stoneridge Mall Road, Pleasanton, California 94588 (hereinafter Safeway), desires to acquire the Trademark and the registration thereof;

NOW, THEREFORE, in consideration of and in exchange for the sum of One Hundred Ten Thousand Dollars (\$110,000.00) and other good and valuable consideration, receipt of which is hereby acknowledged, Purina does hereby assign to Safeway all rights, title and interest in and to the Trademark and the said registration, together with the good will of the business symbolized by the Trademark.

IN WITNESS WHEREOF, this Assignment is executed this 3rd day of February, 2003.

NPPC Services, Inc.

By Susan M. Denigan BS

Name Susan M. Denigan

Title Assistant Secretary

State of Missouri)
) SS
City of St. Louis)

Subscribed and sworn to before me
this 3rd day of February, 2003.

Maureen L. Elbert
Notary Public

