

05-21-2003



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

102453419 TRADEMARKS ONLY

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): Midwest Express Airlines, Inc.

5-20-03

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

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

3. Nature of conveyance:

- Assignment, Merger, Security Agreement, Change of Name, Other

Execution Date: 01/01/00

2. Name and address of receiving party(ies)

Name: YX Properties, L.L.C.

Internal Address:

Street Address: 4501 Abbott Drive

City: Omaha State: NE Zip: 68110

- Individual(s) citizenship, Association, General Partnership, Limited Partnership, Corporation-State, Other Nebraska Limited Liability Company

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) 75/862 786 & 75/826,894

B. Trademark Registration No.(s)

Additional number(s) attached Yes No

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

Name: Richard J. McKenna

Internal Address: Foley & Lardner

Street Address: 777 E. Wisconsin Avenue

City: Milwaukee State: WI Zip: 53202

6. Total number of applications and registrations involved: 2

7. Total fee (37 CFR 3.41) \$ 65.00

- Enclosed, Authorized to be charged to deposit account

8. Deposit account number:

06-1447

DO NOT USE THIS SPACE

9. Signature.

Richard J. McKenna

Name of Person Signing

Signature

5/13/03 Date

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

05/21/2003 ECOOPER 00000032 75062786

01 FC:8521 02 FC:8522

40.00 DP 25.00 DP

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

TRADEMARK REEL: 002736 FRAME: 0796

UNITED STATES TRADEMARK ASSIGNMENT

Midwest Express Airlines, Inc., a corporation of the State of Wisconsin, having an office at 6744 South Howell Avenue, Oak Creek, Wisconsin 53154, has adopted and used the trademarks indicated in Attachment A, and is the owner of the registrations and applications thereof, indicated in the said Attachment A; and

YX Properties, L.L.C., a limited liability company of the State of Nebraska, located at 4501 Abbott Dr., Omaha, Nebraska 68110, is desirous of acquiring said marks and the registrations and applications thereof.

NOW, THEREFORE, for good and valuable consideration, receipt of which is hereby acknowledged, MIDWEST EXPRESS AIRLINES, INC. does hereby assign to YX PROPERTIES, L.L.C. all right, title, and interest in and to the trademarks identified in Attachment A, the right to sue for past infringement thereof, together with the goodwill of the business symbolized by the marks, and any registrations and applications thereof.

MIDWEST EXPRESS AIRLINES, INC.

By: *Timothy E. Hoeksema*

Type/Print Name: Timothy E. Hoeksema

Type/Print Title: President

Dated: 1/1/00

STATE OF Wisconsin )  
 ) SS:  
COUNTY OF Milwaukee )

On this 1<sup>st</sup> day of January, <sup>2000</sup> 1999, before me appeared Timothy E. Hoeksema me personally known, who, being by me duly sworn, did say that he is the President of Midwest Express Airlines, Inc., a corporation of the State of Wisconsin, and that the foregoing instrument was signed on behalf of such corporation by authority of its Board of Directors, and said Timothy E. Hoeksema acknowledged the foregoing instrument to be the free act and deed of such corporation.

*Julia G. Janitz*  
Notary Public

[NOTARY SEAL/STAMP]

My commission expires: Permanent

**ATTACHMENT A**

**MIDWEST EXPRESS AIRLINES, INC.**

**U.S. TRADEMARK REGISTRATIONS**

<u>TRADEMARK</u>	<u>REGISTRATION NO.</u>	<u>REGISTRATION DATE</u>
ME	1,286,474	July 17, 1984
MIDWEST EXPRESS	2,098,091	September 16, 1997
MIDWEST EXPRESS	1,790,364	August 31, 1993
MIDWEST EXPRESS	1,907,633	July 25, 1995
MIDWEST EXPRESS (STYLIZED)	1,522,113	January 24, 1989
MIRACLE MILES	1,808,173	November 30, 1993
THE BEST CARE IN THE AIR	1,698,071	June 30, 1992

**U.S. TRADEMARK APPLICATIONS**

<u>TRADEMARK</u>	<u>APPLICATION NO.</u>	<u>FILING DATE</u>
BEST CARE WEB FARES	75/610,897	December 23, 1998
FREQUENT FLYER PLUS	75/612,277	December 23, 1998
MIDWEST EXPRESS CENTER	75/798,753	September 13, 1999
SKYWAY	75/151,926	August 19, 1996
MIDWEST EXPRESS VACATIONS	75/862,786	November 30, 1999
THE MIDWEST EXPRESS CONNECTION	75/826,894	October 19, 1999

WISCONSIN STATE TRADEMARK REGISTRATIONS

TRADEMARK

REGISTRATION DATE

SKYWAY AIRLINES

February 9, 1994