

6-10-03

RECORDATION
TRADEMARK

06-13-2003
102477236

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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):

Pierce Foods Corporation
a Delaware corporation

- 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: 12/10/1986

2. Name and address of receiving party(ies)

Name: Hester Industries, Inc.

Internal
Address: _____

Street Address: 104 S. Main Street

City: Moorefield State: WV Zip: 26836

- Individual(s) citizenship _____
- Association _____
- General Partnership _____
- Limited Partnership _____
- Corporation-State West Virginia
- 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) 0,764,028 and
1,355,660

Additional number(s) attached Yes No

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

Name: Patrick C. Stephenson

Internal Address: _____

McGrath North Mullin & Kratz, PC LLO

Street Address: Ste 3700, First National Tower

1601 Dodge Street

City: Omaha State: NE Zip: 68102

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: _____

06/12/2003 0000066 0764028

DO NOT USE THIS SPACE

01 FC:0521
02 FC:0522

9. Signature.

40.00/OP
25.00/OP

Patrick C. Stephenson
Name of Person Signing

Signature

Date

June 6, 2003

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

8

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

ASSIGNMENT OF REGISTERED MARKS

TRADE-MARK

REEL 0555 FRAME 82

Commissioner of Patents and Trademarks
Washington, D.C. 20231

Sir:

WHEREAS, Pierce Foods Corporation, a corporation of Delaware, with business address at 104 S. Main Street, Moorefield, West Virginia 26836, has adopted, used and is using marks which are registered in the United States Patent Office with registration numbers and dates as hereinafter set forth; and

WHEREAS, Hester Industries, Inc., a corporation of West Virginia, with business address at 104 S. Main Street, Moorefield, West Virginia 26836, desires to acquire said marks and the registrations thereof;

NOW, THEREFORE, for good and valuable consideration, receipt of which is hereby acknowledged, the said Pierce Foods Corporation does hereby assign unto the said Hester Industries, Inc. all rights, title and interest in and to the said marks, together with the good will of the business symbolized by the marks, and the registrations thereof, being those numbered and dated as follows:

<u>Reg. No.</u>	<u>Date Registered</u>	<u>Mark</u>
764,028	1-28-64	"P" (Flaming)
791,494	6-22-65	Pierce Chik
810,210	6-21-66	Wing-Dings
822,054	1-10-67	Whirlbirds
853,304	7-23-68	Angel Steaks

<u>Reg. No.</u>	<u>Date Registered</u>	<u>Mark</u>
854,266	8-6-68	The Swingers
854,267	8-6-68	The Westerner
854,268	8-6-68	Bikini Steak
854,269	8-6-68	Hawaiian Eye
897,039	8-18-70	Romano-Chik
897,040	8-18-70	Hip-Chik
903,580	12-1-70	Gaymebirds
908,740	2-23-71	Lovebirds
914,098	6-8-71	Tater-Chik
920,828	9-21-71	Pierce Premium
922,879	10-26-71	Spud-Chik
924,782	11-30-71	Hill-Dilly
945,853	10-24-72	Danish Guardsman (Design)
950,445	1-9-73	Pixie-Dixie
955,327	3-13-73	Corn Pone
955,328	3-13-73	Prime Pit
964,756	7-24-73	Oven-Quik
979,522	2-26-74	Honey-Crunch
988,530	7-16-74	Hoedown
996,529	10-22-74	Honey-Dipt
1,015,901	7-15-75	Romano Chik Logo
1,016,560	7-22-75	Tru-Danish
1,018,117	8-12-75	BresteaK
1,018,119	8-12-75	Sof-Crunch
1,018,899	8-26-75	Frenchik
1,033,984	2-17-76	Old Western Style
1,033,992	2-17-76	Batter-Crunch
1,033,993	2-17-76	Farm-Crunch
1,048,230	9-14-76	The Fried Chicken People
1,050,832	10-19-76	Breastuft

REEL 0555 FRAME 0225
TRADE-MARK

<u>Reg. No.</u>	<u>Date Registered</u>	<u>Mark</u>
1,054,787	12-21-76	Pierce-Crunch
1,056,664	1-18-77	Pick-Up Chix
1,060,004	2-22-77	Brestix
1,060,005	2-22-77	Bucket Brigade
1,064,008	4-19-77	Deep 'Seas'nd
1,071,548	8-16-77	Pierce Crisp
1,072,820	9-6-77	Chopstix
1,072,821	9-6-77	White Table Cloth
1,074,160	9-27-77	Besteaks
1,074,687	10-4-77	Brestburger
1,087,405	3-14-78	Honey-Dipt & Design
1,089,966	4-18-78	16 Seasonings
1,092,418	5-30-78	Big Dippers
1,099,701	8-15-78	Pierce/16 Seasonings
1,112,400	1-30-79	Brestrips
1,112,401	1-30-79	Brest-Mignons
1,118,361	5-15-79	Chicken Dandies
1,122,922	7-24-79	Beer-Joints
1,122,923	7-24-79	Brest-Parmesan
1,122,924	7-24-79	Roman-Fingers
1,124,982	9-11-79	Brest-Supremes
1,129,355	1-15-80	Bone-Aparts
1,130,052	1-29-80	Cubits
1,135,232	5-13-80	Brest-Fingers
1,138,869	8-19-80	Dragon-Wings
1,138,870	8-19-80	Spare-Wings
1,139,701	9-16-80	Finger-Filets
1,139,703	9-16-80	Lovebird Finger-Filets
1,140,037	9-30-80	Chik'n Quickie
1,149,972	3-31-81	Lovebird Cutlets
1,165,704	8-18-81	Honey-Pickin'

REEL 0555 FRAME 826

<u>Reg. No.</u>	<u>Date Registered</u>	<u>Mark</u>
1,168,579	9-8-81	Davy Crockett
1,175,608	10-27-81	Tari-Yakis
1,177,500	11-10-81	Brestenders
1,182,344	12-15-81	Extra
1,189,505	2-9-82	Brest-Royale
1,189,506	2-9-82	Snow-Flake
1,191,787	3-9-82	Chix-Stix
1,192,575	3-23-82	Little Dippers
1,192,577	3-23-82	Daniel Boone
1,206,362	8-24-82	Pierce Supreme
1,209,912	9-21-82	Tom-Boy
1,211,748	10-5-82	Turk'y Brestix
1,213,687	10-19-82	Turk'y Stix
1,215,045	11-2-82	Brest-Bird
1,217,712	11-23-82	Chicken Brest-Cordon
1,221,068	12-21-82	Drum-Stix
1,221,076	12-21-82	Pierce Brest O'Turk'y
1,221,077	12-21-82	Oven Chix-Stix
1,221,081	12-21-82	Brest-Tenders
1,222,212	12-28-82	Chicken Brest-Italiano
1,222,772	1-4-83	Pierce Super Turk'y
1,222,782	1-4-83	Spare Joints
1,223,026	1-4-83	Chicken Brest-Kiev
1,228,622	2-22-83	Brest-Amore
1,232,357	3-22-83	Super-Tom
1,234,770	4-12-83	With Pierce...You've Got It Made
1,239,587	5-24-83	The Classic Cutlets
1,243,013	6-21-83	Cosmo-Chik'n
1,244,694	7-5-83	Pierce Brest-Nuggets
1,244,696	7-5-83	Big Tom

REEL 055 FRAME 21

TRADE-MARK

<u>Reg. No.</u>	<u>Date Registered</u>	<u>Mark</u>
1,245,522	7-12-83	Oven-Party
1,245,523	7-12-83	Oven-Chef
1,248,530	8-16-83	Pierce Cordon-Roast
1,249,510	8-23-83	Minit Fry'
1,254,643	10-18-83	Mountain Mama's
1,256,283	11-1-83	Oven-Snack
1,257,041	11-8-83	Piercextra
1,261,823	12-20-83	Chicken Little
1,265,160	1-24-84	Brest-Jubilee
1,265,396	1-24-84	Oven-Bake
1,268,421	2-21-84	Breast Tender
1,270,913	3-20-84	Tender Lovin'
1,271,337	3-20-84	Thigh Tender
1,272,963	4-3-84	Club Bird
1,272,964	4-3-84	Gold
1,272,965	4-3-84	Pierce Gold
1,273,704	4-10-84	Pierce Dip'n Chik'n
1,273,707	4-10-84	Chik'n Dip'n
1,276,453	5-1-84	Pierce-Tender
1,291,380	8-21-84	Hookers
1,291,381	8-21-84	Hot-Wires
1,291,382	8-21-84	Pig-Outs
1,294,667	9-11-84	Pretz'l Crust
1,294,719	9-11-84	Fiesta
1,296,624	9-18-84	Holy Cow
1,296,625	9-18-84	Blazin' Bull
1,297,868	9-25-84	Oven Wing-Dings
1,300,808	10-16-84	Ferdinand's
1,300,809	10-16-84	Mr. Favor
1,300,810	10-16-84	Thunder-Thigh
1,302,914	10-30-84	Party Pig
1,302,919	10-30-84	Li'l Joes

REEL 002754 FRAME 0184
 TRADEMARK

<u>Reg. No.</u>	<u>Date Registered</u>	<u>Mark</u>
1,303,977	11-6-84	Ball O'Fire
1,307,311	11-27-84	Lightnin' Rods
1,308,187	12-4-84	Gold Fingers
1,311,277	12-25-84	Sweet Lips
1,312,500	1-1-85	Li'l Piggies
1,312,501	1-1-85	Pork-Chopt
1,312,503	1-1-85	Cowboy Hat Design
1,314,870	1-15-85	Almost-Heaven
1,317,159	1-29-85	Honky Tonk Chik'n
1,318,398	2-5-85	Pig-Wich
1,320,980	2-19-85	Thighclone
1,320,995	2-19-85	Hog-Wild
1,322,406	2-26-85	Pierce' DuJour
1,323,550	3-5-85	Touch of the Orient
1,326,218	3-19-85	Your Chicken of the Day
1,328,770	4-2-85	Le Passionate Pig
1,329,098	4-2-85	Prime-Pig
1,331,087	4-16-85	Magnificent Marinated Chicke
1,331,092	4-16-85	Balls O Fire Plus Design
1,333,860	4-30-85	Hot Hog
1,333,861	4-30-85	Pizza Pig
1,334,926	5-7-85	Notch-Ho Chik'n
1,341,135	6-11-85	Latin Lover
1,342,930	6-18-85	Ranch-Steaks
1,344,827	6-25-85	Pig-Tales
1,344,853	6-25-85	Pierce Gourmet
1,346,509	7-2-85	Pig Design
1,348,318	7-9-85	16 Seasonings
1,355,660	8-20-85	Whirligigs
1,374,920	12-10-85	Chik-n-Fry
1,386,384	3-11-86	Chik-n-Fry Steaks Brand
1,395,047	5-27-86	Hot Lips and Design

REEL 055 FRAME 29
TRADE-MARK

<u>Reg. No.</u>	<u>Date Registered</u>	<u>Mark</u>
1,406,935	8-26-86	Pierce Americana
1,406,936	8-26-86	Americana
1,410,794	9-23-86	Where the Cooking Is Easy
1,411,537	9-30-86	Wing-Zings

This assignment is intended to include all trademarks and other intellectual property whether registered or under the common law.

PIERCE FOODS CORPORATION

By *Wendell Hester*
Wendell Hester, President

State of West Virginia)
County of Hardy) ss:

On this 10th day of December, 1986, before me appeared Wendell Hester, the person who signed this instrument, who acknowledged that he signed it as a free act on behalf of Pierce Foods Corporation.

Leonard E. Reynolds
Notary Public

My commission expires February 13, 1989.

[SEAL]

Enc. Check in the amount of \$3,360.00

TRADE-MARK

REEL 0555 FRAME 830

DEC 17 1986

RECORDED
PATENT & TRADEMARK OFFICE

Handwritten signature
COMMISSIONER OF PATENTS
AND TRADEMARKS