

WEMMH-1584 (4/03)

Form PTO-1594

(Rev. 03/01)

OMB No. 0651-0027 (exp. 5/31/2002)

RECORDATION FORM COVER SHEET

TRADEMARKS ONLY

U.S. DEPARTMENT OF COMMERCE

U.S. Patent and Trademark Office

Tab settings → → →

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

1. Name of conveying party(ies):

MARSH SUPERMARKETS, INC.

- Individual(s)
- Association
- General Partnership
- Limited Partnership
- Corporation- INDIANA
- 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: JANUARY 8, 2004

2. Name and address of receiving party(ies)

Name: TRADEMARK HOLDINGS, INC.

Internal Address: _____

Street Address: _____

City: WILMINGTON State: DELAWARE Zip: 19801

- 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)

2,790,586

Additional number(s) attached Yes No

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

Name: Charles J. Meyer

Internal Address: Woodard, Emhardt, Moriarty, McNett

& Henry LLP

Street Address: Bank One Center/Tower, 111 Monument

Circle, Suite 3700

City: Indianapolis State: Indiana Zip: 46204

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:

23-3030

(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.

Charles J. Meyer

January 12, 2004

Name of Person Signing

Signature

Date

Total number of pages including cover sheet, attachments, and document: 4

Mail documents to be recorded with required cover sheet information to: 001063-000224.CJM/dys.259567

Director of the U.S. Patent and Trademark Office, Mail Stop Assignment Recordation Services

Washington, D.C. 20231

VIA FACSIMILE (703) 306-5995

CIH \$40.00 233030 2790586

TRADEMARK ASSIGNMENT

WHEREAS, Marsh Supermarkets, Inc., an Indiana corporation located at 9800 Crosspoint Boulevard, Indianapolis, Indiana 46256-3350 (hereinafter "Assignor"), is the owner of United States Federal Trademark Registration No. 2,790,586 for the mark CAPITOL VENDING, registered December 9, 2003;

WHEREAS, Trademark Holdings, Inc., a Delaware corporation, located at 1105 North Market, Suite 1300, Wilmington, Delaware 19801 (hereinafter "Assignee"), desires to acquire said mark and the registration thereof;

NOW, THEREFORE, for good and valuable consideration, receipt and sufficiency of which are hereby acknowledged, Assignor does hereby assign unto the said Assignee all right, title and interest in and to each of said marks, together with the goodwill of the business symbolized by each of the marks, and the above identified registrations thereof.

MARSH SUPERMARKETS, INC.

January 8, 2004
Date of Signature

By: [Signature]
P. Lawrence Butt, Senior Vice President

STATE OF INDIANA)
) SS:
COUNTY OF HAMILTON)

Subscribed and sworn to before me, a Notary Public in and for said county and state, on this 8th day of January, 2004.

(SEAL)

Rebecca J. Robinson
Rebecca J. Robinson, Notary Public
Resident of Delaware County, Indiana

My Commission Expires: December 20, 2009.



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