

07-17-2003

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



U.S. DEPARTMENT OF COMMERCE U.S. Patent and Trademark Office

102499333

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

1. Name of conveying party(ies): FESTINA, S.A.

7-15-03

- Individual(s), Association, General Partnership, Limited Partnership, Corporation-State, Other Spanish Company (checked)

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

3. Nature of conveyance:

- Assignment, Security Agreement, Other, Merger (checked), Change of Name

Execution Date: 6/8/00

2. Name and address of receiving party(ies)

Name: FESTINA LOTUS, S.A.

Internal Address: Via Layetana, 20-4a planta

Street Address: 08003 Barcelona, Spain

City: State: Zip:

- Individual(s) citizenship, Association, General Partnership, Limited Partnership, Corporation-State, Other Spanish Company (checked)

If assignee is not domiciled in the United States, a domestic representative designation is attached: Yes No (checked) (Designations must be a separate document from assignment) Additional name(s) & address(es) attached? Yes No (checked)

OFFICE OF PUBLIC RECORDS 2003 JUL 15 PM 2:37 FINANCE SECTION

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

A. Trademark Application No.(s) 75/814985

B. Trademark Registration No.(s) 1472167

Additional number(s) attached Yes No (checked)

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

Name: Lanning G. Bryer

Internal Address:

Street Address: Ladas & Parry

26 West 61st Street

City: New York State: NY Zip: 10023

6. Total number of applications and registrations involved: 2

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

- Enclosed (checked), Authorized to be charged to deposit account

8. Deposit account number:

DO NOT USE THIS SPACE

9. Signature.

Lanning G. Bryer

Name of Person Signing

Signature

Date

7/14/03

11

07/17/2003 LUNELLER 0000035 75014985

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

01 FC:4521 02 FC:4522

40.00 23.00

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

TRADEMARK REEL: 002778 FRAME: 0691

IN THE MATTER OF

Trademark **FESTINA & F Design**

Registration No.: 1472167

Dated: **January 12, 1988**

APPOINTMENT OF DOMESTIC REPRESENTATIVE

Ladas & Parry, whose postal address is 26 West 61st Street, New York, New York 10023, United States of America, is hereby designated applicant's representative upon whom notices or process in proceedings affecting the mark may be served.

POWER OF ATTORNEY

Applicant hereby revokes all previous Powers of Attorney and hereby appoints jointly and severally, with full power of substitution, the power of appointment of an associate attorney and the power of revocation:

STEPHEN A. GOLDSMITH

ALLAN S. PILSON

IAN JAY KAUFMAN

ROBERT ALPERT

DANIEL F. ZENDEL

LANNING G. BRYER

JOSEPH J. VILLAPOL

DENNIS S. PRAHL

GEORGIA N. GOUNARIS

MARY A. MOY

STEVEN M. PEREZ

NADIA K. DROUMBANIS

members of the Bar of the State of New York, c/o Ladas & Parry, 26 West 61st Street, New York, New York 10023, United States of America, to transact all business in the Patent Office in connection with the subject registration.

FESTINA LOTUS, S.A.

X

By JOSE ANTONIO HERNANDEZ RODRIGUEZ
Managing Director [Title]

July 2, 2003

(Date)


July 14, 2003

c) Power of Attorney and Appointment of Domestic Representative for each trademark executed on behalf of the Assignee, **FESTINA LOTUS, S.A.**

2. Our check in the amount of \$65.00 is attached. If any additional charges are incurred, please charge Deposit Account No. 12-0425. Please send us your receipt in acknowledgment of this payment.

3. Please be certain to index the recordal of the Merger of **FESTINA, S.A.** into **RELOJES LOTUS, S.A.** and simultaneous Change of Name to **FESTINA LOTUS, S.A.** against Trademark Registration No. 1472167 for **FESTINA & F Design** and Trademark Application No. 75/814985 for **FESTINA 2002** set forth in the attached documentation.

Very truly yours,



Lanning G. Bryer

LGB:SJL:cmb
Att.

STEPHEN A. GOLDSMITH
IAN JAY KAUFMAN
ALLAN S. PILSON
PETER D. GALLOWAY
ROBERT ALPERT
JOHN RICHARDS
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GEORGIA BAR
²PENNSYLVANIA BAR
³CALIFORNIA BAR

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80335 MUNICH, GERMANY

July 14, 2003

Commissioner of Patents & Trademarks
Assignment Services Division
P.O. Box 1450
Alexandria, Virginia 22313-1450

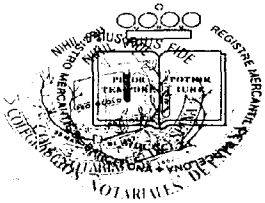
Dear Sirs:

Re: Merger: **FESTINA, S.A.** into **RELOJES LOTUS, S.A.** and simultaneous Change of Name to **FESTINA LOTUS, S.A.** - Trademark Registration No. 1472167 for **FESTINA & F** Design and Trademark Application No. 75/814985 for **FESTINA 2002** in the United States of America
(Our Ref: NTMA 030564:753)

1. You are requested to record the above-mentioned Merger and simultaneous Change of Name against Trademark Registration No. 1472167 for **FESTINA & F** Design and Trademark Application No. 75/814985 for **FESTINA 2002**, and, for this purpose, we enclose herewith the following documentation:

- a) Photoprint copy of the Extract from the Mercantile Registrar of Barcelona evidencing the Merger of **FESTINA, S.A.** into **RELOJES LOTUS, S.A.** and simultaneous Change of Name to **FESTINA LOTUS, S.A.**; and
- b) Photoprint copy of the Sworn English Translation of the photoprint copy of the Extract from the Mercantile Registrar of Barcelona evidencing the Merger of **FESTINA, S.A.** into **RELOJES LOTUS, S.A.** and simultaneous Change of Name to **FESTINA LOTUS, S.A.**; and

TRADEMARK
REEL: 002778 FRAME: 0694



SANTIAGO RUIPO LISIENS
NOTARIO
María de Molina, 60 -1º
Tel: 91 411 32 12
Fax: 91 411 17 98
28006 MADRID

B. 440188

EL REGISTRADOR MERCANTIL DE BARCELONA Y SU
PROVINCIA QUE SUSCRIBE

CERTIFICA: Que en vista del fax remitido por Herrero & Asociados, S.L., solicitando certificación en relación a la Sociedad "FESTINA LOTUS, S.A.", y examinados los Libros del Archivo del Registro Mercantil de Barcelona, de los mismos resulta:-----

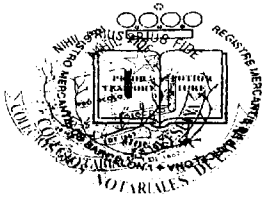
Que mediante escritura otorgada el 8 de mayo de 2.000, ante el Notario de Barcelona, Don Juan Jose Lopez Burniol, número 1.493 de protocolo y del Acta autorizada el 29 de mayo de 2.000, por el citado Notario, número 1.751 de protocolo, que fueron inscritas en este Registro con fecha 8 de junio de 2.000 y que motivaron la inscripción 28ª de las practicadas en la hoja número B-44.220 abierta en este Registro a la Sociedad "RELOJES LOTUS, S.A.", obrante al folio 71 del tomo 32.148 del archivo, la referida Sociedad quedó fusionada con las Sociedades de carácter Unipersonal "FESTINA, S.A.", "MANUFACTURAS DE MONTRES JAGUAR, S.L." y "RELOJES LOTUS INTERNACIONAL, S.L.", mediante la absorción de las tres últimas por la primera, habiendo quedado disueltas sin liquidación las Sociedades absorbidas, quienes traspasaron en bloque todo su patrimonio social a la Sociedad absorbente "RELOJES LOTUS, S.A.".-----

Que según resulta de dicha inscripción 28ª, la referida Sociedad "RELOJES LOTUS, S.A.", por acuerdo de la Junta General Extraordinaria y Universal de Accionistas celebrada el 20 de marzo de 2.000, cambió su denominación social por la de "FESTINA LOTUS, S.A.".-----

IB 0388919

Nº9426587





B 440189

Que la referida Sociedad continúa vigente en este Registro con la denominación expresada de "FESTINA LOTUS, S.A."-----

Y para que conste y no existiendo presentado en el Libro Diario y pendiente de despacho ningún documento en relación a dicha Sociedad, expido la presente certificación, en un folio, a una sola cara, con el membrete de este Registro número B440188 y el presente, en Barcelona, a veintiocho de junio de dos mil

[Handwritten signature]



25 SELLO DE
PTA LEGITIMACIONES Y
0,15€ LEGALIZACIONES



Yo, SANTIAGO RUBIO LINERS, Notario de esta Capital, DOY FE. De que la presente fotocopia, compuesta de *1* folios, los cuales seillo y rubrico, concuerda bien y fielmente con su original, que tengo a la vista de mi archivo.

Madrid, a *28* de *Junio* de 20*01*

[Handwritten signature]

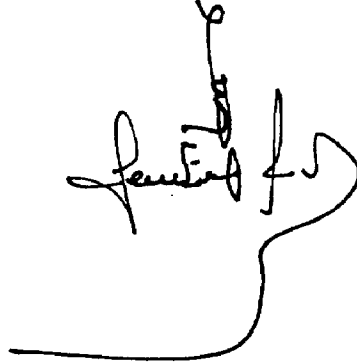
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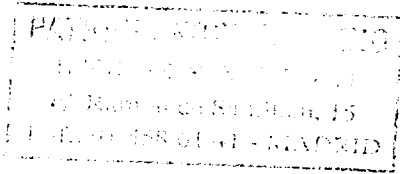


..//SANTIAGO RUBIO LINIERS, Notario de Madrid y
de su Ilustre Colegio.-----

DOY FE; que la presente fotocopia compuesta de
dos folios de papel exclusivo para documentos nota-
riales, serie NJ, números, 9426588 , y el presente
concuerdan bien y fielmente con su original que he
tenido a la vista y al que me remito.-----

En Madrid a diecinueve de mayo de dos mil tres.-----





**THE MERCANTILE REGISTRAR OF BARCELONA AND ITS PROVINCE, WHO
SUBSCRIBES**

CERTIFIES: In view of the fax sent by Herrero & Asociados, S.L., requesting a certification in relation with the company "FESTINA LOTUS, S.A.", and having examined the Books in the Archives of the Mercantile Registrar of Barcelona, from the same results:-----

That by virtue of the Deed issued on the 8th of May 2000, before the Notary of Barcelona, Mr. Juan Jose López Burniol, number 1493 of the protocol and of the Certification authorised on the 29th of May, 2000, by the same Notary, number 1751 of the protocol, which were recorded in this Registry on the 8th June 2000 and which motivated inscription 28^a of those effected on page number B-44.220, opened in this Registry for the company "RELOJES LOTUS, S.A.", worked to Folio 71 from volume 32.148 of this archive, the mentioned company was merged with the companies, of an individual nature, "FESTINA, S.A.", "MANUFACTURAS DE MONTRES JAGUAR, S.L." and "RELOJES LOTUS INTERNACIONAL, S.L.", by means of the absorption of the latter three by the first mentioned, having the absorbed companies been dissolved without liquidation, companies which transferred en bloc all their net worth to the absorbing company "RELOJES LOTUS, S.A.".-----

That it results from said inscription 28^a, that the mentioned company "RELOJES LOTUS, S.A.", in accordance with the Extraordinary and Universal General Shareholders Meeting of the same, held on the 20th March 2000, changed its official company name to "FESTINA LOTUS, S.A.".-----

That the stated company continues in force in this Registry with the denomination expressed of "FESTINA LOTUS, S.A."-----

And, for the record, and not existing filed in the Daily Book and pending recordal any document in relation with said company, I issue the present Certification, on one folio on one side, with the letterhead of this Registry, number B440188 and the present, in Barcelona, the 28th of June, 2000.

Signature and Seal of the Mercantile Registry of Barcelona.

DA 3^a L3/89
ACT/S WITHOUT BASE QUANTITY
ACTE/S SENSE BASE DE QUANTIA

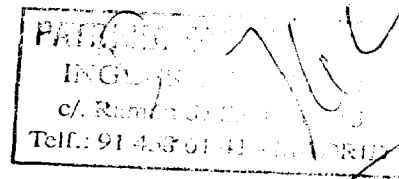
I, SANTIAGO RUBIO LINIERS, Notary of this Capital, GIVE FAITH: That the present photocopy, issued on two folios, which I seal and sign accurately reproduces the original which I have before me and I leave to it.
Madrid, on 19 May 2003

Illegible signature

*Stamp pertaining to the Notary Santiago Rubio Liniers
Legitimation and legalisation Stamp of the Notary Bar.
Stemp of the General Council of Spanish Notaries.*

Ms. PATRICIA KOCH MORENO, domiciled in Madrid, sworn translator of English language appointed by the Spanish Ministry of Foreign Affairs and fully conversant with both the Spanish and English languages, CERTIFIES THAT the above English version is a true and complete translation of the attached original Spanish document.

Madrid, May 28, 2003



S C H E D U L E

In the name of FESTINA, S.A.

FESTINA & F Design

No. 1472167

Dated: January 12, 1988

FESTINA 2002

Application No. 75/814985

Filed: October 5, 1999