

FORM PTO-1618A
Expires 08/30/99
OMB 0651-0027

MAD
225-02

03-12-2002



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RECORDATION FORM COVER SHEET
TRADEMARKS ONLY

U.S. Department of Commerce
Patent and Trademark Office

TRADEMARK

OFFICE OF PUBLIC RECORDS
RECORDED FEB 25 11:07
FINANCE SECTION

TO: The Commissioner of Patents and Trademarks: Please record the attached original document(s) or copy(ies)

Submission Type

- New
- Resubmission (Non-Recordation)
Document ID # _____
- Correction of PTO Error
Reel # _____ Frame # _____
- Corrective Document
Reel # _____ Frame # _____

Conveyance Type

- Assignment License
- Security Agreement Nunc Pro Tunc Assignment
- Merger
- Change of Name
- Other _____

Effective Date
Month Day Year
01282002

Conveying Party

Mark if additional names of conveying parties attached

Execution Date
Month Day Year

Name Packerware Corporation

04202001

Formerly _____

- Individual General Partnership Limited Partnership Corporation Association
- Other _____
- Citizenship/State of Incorporation/Organization Kansas

Receiving Party

Mark if additional names of receiving parties attached

Name Berry Plastics Corporation

DBA/AKA/TA _____

Composed of _____

Address (line 1) 101 Oakley Street

Address (line 2) _____

Address (line 3) Evansville Indiana 47706-0959
City State/Country Zip Code

- Individual General Partnership Limited Partnership If document to be recorded is an assignment and the receiving party is not domiciled in the United States, an appointment of a domestic representative should be attached. (Designation must be a separate document from Assignment.)
- Corporation Association
- Other _____
- Citizenship/State of Incorporation/Organization Indiana

03/11/2002 IDIAZI 00000253 2279910

FOR OFFICE USE ONLY

01 FC:481 40.00 OP
02 FC:482 275.00 OP

Public burden reporting for this collection of information is estimated to average approximately 30 minutes per Cover Sheet to be recorded, including time for reviewing the document and gathering the data needed to complete the Cover Sheet. Send comments regarding this burden estimate to the U.S. Patent and Trademark Office, Chief Information Officer, Washington, D.C. 20231 and to the Office of Information and Regulatory Affairs, Office of Management and Budget, Paperwork Reduction Project (0651-0027), Washington, D.C. 20503. See OMB Information Collection Budget Package 0651-0027, Patent and Trademark Assignment Practice. DO NOT SEND REQUESTS TO RECORD ASSIGNMENT DOCUMENTS TO THIS ADDRESS.

Mail documents to be recorded with required cover sheet(s) information to:
Commissioner of Patents and Trademarks, Box Assignments, Washington, D.C. 20231

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TRADEMARK
REEL: 002783 FRAME: 0519

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FORM PTO-1618B
Expires 06/30/99
OMB 0651-0027

Page 2

U.S. Department of Commerce
Patent and Trademark Office
TRADEMARK

Domestic Representative Name and Address

Enter for the first Receiving Party only.

Name

Address (line 1)

Address (line 2)

Address (line 3)

Address (line 4)

Correspondent Name and Address

Area Code and Telephone Number

317-231-1313

Name

Address (line 1)

Address (line 2)

Address (line 3)

Address (line 4)

Pages Enter the total number of pages of the attached conveyance document including any attachments.

#

Trademark Application Number(s) or Registration Number(s)

Mark if additional numbers attached

Enter either the Trademark Application Number or the Registration Number (DO NOT ENTER BOTH numbers for the same property).

Trademark Application Number(s)

Registration Number(s)

| | | |
|----------------------|----------------------|----------------------|
| <input type="text"/> | <input type="text"/> | <input type="text"/> |
| <input type="text"/> | <input type="text"/> | <input type="text"/> |
| <input type="text"/> | <input type="text"/> | <input type="text"/> |

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|--------------------------------------|--------------------------------------|--------------------------------------|
| <input type="text" value="2279910"/> | <input type="text" value="2018559"/> | <input type="text" value="2168546"/> |
| <input type="text" value="1737656"/> | <input type="text" value="1812941"/> | <input type="text" value="2143201"/> |
| <input type="text" value="2064130"/> | <input type="text" value="2272841"/> | <input type="text" value="1235737"/> |

Number of Properties Enter the total number of properties involved.

#

Fee Amount Fee Amount for Properties Listed (37 CFR 3.41):

\$

Method of Payment:

Enclosed

Deposit Account

Deposit Account

(Enter for payment by deposit account or if additional fees can be charged to the account.)

Deposit Account Number:

#

Authorization to charge additional fees:

Yes

No

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. Charges to deposit account are authorized, as indicated herein.

Julia Spoor Gard

Name of Person Signing

Signature

5/27/02
02/05/2002

Date Signed

TRADEMARK REGISTRATION NOS. (CONT'D)

Packerware Corporation/Berry Plastics Corporation

| | | |
|---------|---------|---------|
| 2302500 | 2139800 | 1416682 |
|---------|---------|---------|

TRADEMARK ASSIGNMENT

For good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, Packerware Corporation, a Kansas corporation with a place of business of 2330 Packer Road, Lawrence, Kansas 66044-0219 (ASSIGNOR), hereby assigns, sells, conveys and transfers to Berry Plastics Corporation, an Indiana corporation with a place of business of 101 Oakley Street, Evansville, Indiana 47706-0959 (ASSIGNEE), all rights, title and interests in and to the U.S. and foreign trademarks attached hereto as Exhibit A, including the registrations thereto, all common law rights and the goodwill of the business with which the Marks are used, all claims for damages by reason of infringement, and the right to sue for and collect the same for its own use and for the use of its successors and assigns.

ASSIGNOR: Packerware Corporation

Signed: *Bruce Sims*

Name: Bruce Sims

Title: Executive Vice President

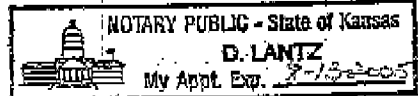
Date: *Jan 28, 2002*

STATE OF KS
COUNTY OF Douglas) ss:

On the 28th day of January, 2002, before me, a Notary Public in and for said County and State, personally appeared _____ and acknowledged that he/she is the EXEC V.P. of SALES, that he/she is authorized by said Corporation to execute the foregoing Assignment on behalf of said Corporation; and that he/she did execute the foregoing Assignment on behalf of said Corporation, pursuant to such authority.

D. Lantz
Notary Public
D. LANTZ
Printed Name

My Commission Expires: Aug 13, 2005
County of Residence: Douglas



Monday, January 21, 2002

Trademark List

Page: 1

| Trademark Name | Client | Attorney(s) | Client-Matter | Application Number/Filing Date | Registration Number/Date | Renewal Date | First Use Date |
|----------------|--------|-------------|---------------|--------------------------------|--------------------------|--------------|----------------|
|----------------|--------|-------------|---------------|--------------------------------|--------------------------|--------------|----------------|

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|-------------|------|---------|------------|--------------------------|------------------------|-------------|--|
| CAMPUS WEST | 5723 | JSG ABP | 5723-69656 | 75/364864 29-Sep-1997 | 2279910 21-Sep-1999 | 21-Sep-2009 | |
|-------------|------|---------|------------|--------------------------|------------------------|-------------|--|

Remarks:

Status: Registered

Class: 21 Goods: plastic dinnerware

| | | | | | | | |
|-----------------|------|---------|------------|--------------------------|------------------------|-------------|--|
| CASUAL ELEGANCE | 5723 | JSG ABP | 5723-69657 | 74/161929 29-Apr-1991 | 1737656 01-Dec-1992 | 01-Dec-2002 | |
|-----------------|------|---------|------------|--------------------------|------------------------|-------------|--|

Remarks:

Status: Registered

Class: 21 Goods: plastic dinnerware

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|-----------------|------|---------|------------|--------------------------|------------------------|-------------|--|
| DESIGN (P Logo) | 5723 | JSG ABP | 5723-69658 | 75/055540 09-Feb-1996 | 2064130 20-May-1997 | 20-May-2007 | |
|-----------------|------|---------|------------|--------------------------|------------------------|-------------|--|

Remarks:

Status: Registered

Class: 21 Goods: plastic household containers, namely, food storage containers, plant pots, drinking glasses, cups,



Monday, January 21, 2002

Trademark List

| Trademark Name | Client | Attorney(s) | Client-Matter | Application Number/Filing Date | Registration Number/Date | Renewal Date | First Use Date |
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|------------------------------------|---------|------------|--|-------------|-------------|-------------|--|
| DESIGN (Pitcher) | | | | | | | |
| Country: United States of America | | | | | | | |
| 5723 | JSG AEP | 5723-69663 | | 74/184924 | 2018559 | 26-Nov-2006 | |
| Owner: PackerWare Corp. (see 6996) | | | | 15-Jul-1991 | 26-Nov-1996 | | |

Remarks:

Status: Registered

Class: 21

Goods: plastic pitchers for institutional, domestic or household use

| | | | | | | | |
|------------------------------------|---------|------------|--|-------------|-------------|-------------|--|
| EZ BORDER | | | | | | | |
| Country: United States of America | | | | | | | |
| 5723 | JSG AEP | 5723-69664 | | 74/302235 | 1812941 | 21-Dec-2003 | |
| Owner: PackerWare Corp. (see 6996) | | | | 07-Aug-1992 | 21-Dec-1993 | | |

Remarks:

Status: Registered

Class: 19

Goods: nonmetal stakes and brackets for landscape edging

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|------------------------------------|---------|------------|--|-------------|-------------|-------------|--|
| FUN-FROSTS | | | | | | | |
| Country: United States of America | | | | | | | |
| 5723 | JSG AEP | 5723-69652 | | 75/312764 | 2272841 | 24-Aug-2009 | |
| Owner: PackerWare Corp. (see 6996) | | | | 23-Jun-1997 | 24-Aug-1999 | | |

Remarks:

Status: Registered

Class: 21

Goods: plastic dinnerware

Monday, January 21, 2002

Trademark List

Page: 3

| Trademark Name | Client | Attorney(s) | Client-Matter | Application Number/Filing Date | Registration Number/Date | Renewal Date | First Use Date |
|--------------------|--------|-------------|---------------|--------------------------------|--------------------------|--------------|----------------|
| IT'S WHAT YOU USE! | 5723 | JSG AIP | 5723-69655 | 75/225323 13-Jan-1997 | 2168546 23-Jun-1998 | 23-Jan-2008 | |

Country: United States of America

Owner: PackerWare Corp. (see 6996)

Remarks:

Status: Registered

Class: 21

Goods: plastic dinnerware, plastic cups, plastic buckets, and plastic flower pots and planters

Monday, January 21, 2002

Trademark List

Page: 4

| Trademark Name | Client | Attorney(s) | Client-Matter | Application Number/Filing Date | Registration Number/Date | Renewal Date | First Use Date |
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|----------------|--|--|--|-------------------------|-----------------|-------------------------|-------------|
| PACKER STACKER | | | | 5723 ISG ABP 5723-69654 | 000022632 22632 | 01-Apr-1996 10-Dec-1998 | 01-Apr-2006 |
|----------------|--|--|--|-------------------------|-----------------|-------------------------|-------------|

Country: European Community
 Owner: PackerWare Corp. (see 6996)

Designated Countries

- AT Registered
- BX Registered
- DE Registered
- DK Registered
- ES Registered
- FI Registered
- FR Registered
- GB Registered
- GR Registered
- IE Registered
- IT Registered
- PT Registered
- SE Registered

Remarks: Note: Registration is currently in the name of Packer Plastics, Inc.

Status: Registered

Class: 21 Goods: drinking mugs

Monday, January 21, 2002

Trademark List

Page: 5

| Trademark Name | Client | Attorney(s) | Client-Writer | Application Number/Filing Date | Registration Number/Date | Renewal Date | First Use Date |
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|-----------------------------------|------|------------------------------------|------------|-------------|-------------|-------------|--|
| PACKER STACKER | 5723 | JSG ABP | 5723-69653 | 75/055539 | 2143201 | 10-Mar-2008 | |
| Country: United States of America | | Owner: PackerWare Corp. (see 6996) | | 09-Feb-1996 | 10-Mar-1998 | | |

Remarks:

Status: Registered

Class: 21 Goods: drinking mugs

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|-----------------------------------|------|------------------------------------|------------|-------------|-------------|-------------|--|
| PACKERWARE (stylized) | 5723 | JSG ABP | 5723-69660 | 73/353872 | 1235737 | 26-Apr-2003 | |
| Country: United States of America | | Owner: PackerWare Corp. (see 6996) | | 10-Mar-1982 | 26-Apr-1983 | | |

Remarks:

Status: Registered

Class: 21 Goods: plastic household containers, namely, food storage containers, plant pots, drinking glasses and

| | | | | | | | |
|-----------------------------------|------|------------------------------------|------------|-------------|-------------|-------------|--|
| POUR IN THE PROFITS | 5723 | JSG ABP | 5723-69659 | 75/297879 | 2302500 | 21-Dec-2009 | |
| Country: United States of America | | Owner: PackerWare Corp. (see 6996) | | 28-May-1997 | 21-Dec-1999 | | |

Remarks:

Status: Registered

Class: 21 Goods: plastic drinkware, namely, plastic cups for fountain soft drinks

Monday, January 21, 2002

Page: 6

Trademark List

| Trademark Name | Client | Attorney(s) | Client-Matter | Application Number/Filing Date | Registration Number/Date | Renewal Date | First Use Date |
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| SUMMERWARE | 5723 | ISG AEP | 5723-69651 | 73/224623 | 2139800 | 24-Feb-2008 | |
| | | | | Country: United States of America | Owner: PackerWare Corp. (see 6996) | 13-Jan-1997 | 24-Feb-1998 |

Remarks:

Status: Registered



Class: 21 Goods: plastic dinnerware

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|--------------|------|---------|------------|-----------------------------------|------------------------------------|-------------|-------------|
| TAMPER FRESH | 5723 | ISG AEP | 5723-69665 | 73/596487 | 1416682 | 11-Nov-2006 | |
| | | | | Country: United States of America | Owner: PackerWare Corp. (see 6996) | 02-May-1986 | 11-Nov-1986 |

Remarks:

Status: Registered

Class: 20 Goods: plastic containers for commercial use