

08-12-2003

Form PTO-1594

(Rev. 10/02)

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Tab settings ⇨ ⇨ ⇨ ▼ ▼ ▼ ▼ ▼



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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):

Intagra, Inc.

- ☐ Individual(s) ☐ Association
☐ General Partnership ☐ Limited Partnership
☒ Corporation-State Minnesota
☐ 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: 12/12/01

2. Name and address of receiving party(ies)

Name: Safer, Inc.

Internal

Address: _____

Street Address: 69 N. Locust Street

City: Lititz State: PA Zip: 17543

- ☐ 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) 2,634,467
 (76/234,810)

Additional number(s) attached ☐ Yes ☒ No

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

Name: John H. Kim, Esq.

Internal Address: Bingham McCutchen LLP

Street Address: 150 Federal Street

City: Boston State: MA Zip: 02110

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:

500927

DO NOT USE THIS SPACE

9. Signature.

Harry E. Whaley

Name of Person Signing

Signature

June 3, 2003

Date

Total number of pages including cover sheet, attachments, and document: 5

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

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TRADEMARK
 REEL: 002798 FRAME: 0782

ASSIGNMENT OF TRADEMARKS AND TRADEMARK APPLICATIONS

WHEREAS, Intagra, Inc., a corporation organized and existing under the laws of the State of Minnesota, having a place of business at 8906 Wentworth Avenue South, Minneapolis, Minnesota 55420 (the "Seller"), has adopted and used and is using the trademarks (the "Marks") identified on Schedule A attached hereto, and is the owner of the registrations and applications of such Marks in the United States Patent and Trademark Office identified on such Schedule A;

WHEREAS, Safer, Inc., a corporation organized and existing under the laws of the State of Delaware, having a place of business at c/o Corporation Service Company, 2711 Centerville Road, Suite 400, Wilmington, Delaware (the "Buyer"), is desirous of acquiring the Marks and the registrations thereof; and

WHEREAS, nothing contained in this Assignment of Trademarks and Trademark Applications shall expand, reduce or otherwise affect the indemnification rights of the parties under the Asset Purchase Agreement, dated December 12, 2001, by and among the Seller, Woodstream Corporation, a Pennsylvania corporation, Michael Engler and Joanne Engler (the "Purchase Agreement"). In the event of a conflict between this Assignment of Trademarks and Trademark Applications and the Purchase Agreement, the Purchase Agreement shall control;

NOW THEREFORE, for good and valuable consideration, receipt of which is hereby acknowledged, the Seller does hereby assign, sell and transfer unto the Buyer all right, title and interest in and to the Marks, together with (i) the registrations and applications of the Marks, (ii) the goodwill of the business symbolized by and associated with the Marks and the registrations and applications thereof, and (iii) the right to sue and recover for, and the right to profits or damages due or accrued arising out of or in connection with, any and all past, present or future infringements or dilution of or damage or injury to the Marks or the registrations and applications thereof or such associated goodwill.

[Remainder of this page intentionally left blank]

IN WITNESS WHEREOF, the Seller, by its duly authorized officer, has executed this assignment, as an instrument under seal, on this 12 day of December, 2001.

INTAGRA, INC.

By: *Michael Engler*

Name: Michael Engler

Title: President

COMMONWEALTH OR STATE OF MINNESOTA)
COUNTY OF RAMSEY) ss.
)

On this 12 day of December, 2001, before me appeared Michael Engler, the person who signed this instrument, who acknowledged that he is the President of Intagra, Inc. and that being duly authorized he signed such instrument as a free act on behalf of said corporation.

Terri L. Gearhart
Notary Public

[Seal]

My commission expires:



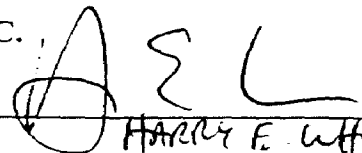
The foregoing assignment of the Marks and the registrations and applications thereof by the Seller to the Buyer is hereby accepted as of the 12th day of December, 2001.

SAFER, INC.

By: _____

Name: _____

Title: _____


HARRY E. WITHER
PRESIDENT

Trademarks and Trademark Registrations

<u>Title</u>	<u>Registration No.</u>	<u>Issue Date</u>
Bioactivator	1258224	November 22, 1983
Concern	1560449	October 17, 1989
Vitalize	1883231	March 14, 1995
From The Earth	1892867	May 9, 1995
- For The Earth		
Necessary Organics	1932702	November 7, 1995
Magic Patch	1955365	February 6, 1996
Natural Solutions	1958331	February 27, 1996
Get Away	2029339	January 7, 1997
Slug Stop	2098198	September 16, 1997
Nubark	2220502	January 26, 1999
Deer Away	2236673	April 6, 1999
Rose Stick	2291643	November 9, 1999

Trademark Applications

<u>Title</u>	<u>Serial No.</u>	<u>Filing Date</u>
Concern Pesticidal	75/540022	August 19, 1998
Spray Oil		
Weed Prevention Plus	75/568813	October 13, 1998
Concern Citrus	76/234808	March 26, 2001
Home Pest Control		
Concern Copper	76/234809	March 26, 2001
Soap Fungicide		
Concern Fast	76/234810	March 26, 2001
Acting Weed Killer		